

TWENTY-FIRST DAY

Wednesday, February 16, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Chaplain David Bobbey of Schofield Barracks, after which the Roll was called showing all members present with the exception of Representative Nakata, who was excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twentieth Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 6 and 7) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 6) transmitting Senate Concurrent Resolution No. 22, designating the week beginning March 6, 1983 as "Women's History Week", which was adopted in the Senate on February 15, 1983, was placed on file.

By unanimous consent, S.C.R. No. 22 was placed on the Clerk's desk.

A communication from the Senate (Sen. Com. No. 7) returning House Concurrent Resolution No. 73, congratulating Aiki Kai on its 13th anniversary, which was adopted by the Senate on February 15, 1983, was placed on file.

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

Representative Dang introduced members of the Neighborhood Commission and the Neighborhood Board, stating:

"Mr. Speaker, in our audience today are very special guests. A few weeks ago, this body adopted a resolution honoring the Neighborhood Commission and the Neighborhood Board upon its 10th anniversary which is this year. This resolution was co-sponsored by various colleagues here and myself."

Representative Dang then asked Mr. Sandy Sumida, Chairman of the Neighborhood Commission, and the other Neighborhood Commissioners to stand and be recognized. Representative Dang also asked Hisako Takakuwa, interim executive secretary of the Neighborhood Commission to stand and be recognized; and the various Neighborhood Board Chairmen and Vice Chairmen who were present in the gallery were asked to stand and be recognized.

Representative Dang continued:

"For the record, Mr. Speaker, the Representatives here who are former Neighborhood Board members are Representatives Albano, Commissioner; Apo, Grauly, Ige, Nakasato, Nakata, Okamura, Tam, Taniguchi, Tom and Tungpalan."

Representative Tungpalan introduced Mr. Albert Fukushima, past Chairman of the Pearl City Neighborhood Board; and Mr. Bobby Lumpkin, Development and Planning Zoning Chairman, "two friends whose help to my campaign over the last four years have been of such magnitude that I wouldn't be here without their help."

Representative Marumoto introduced a group of fourth graders from Wilson Elementary School. They were accompanied by their teachers, Mrs. Matsumoto, Mrs. Masuda and Mrs. Ko.

Representative Marumoto then introduced her daughter, Wendy, a University of Hawaii student, who was seated in the gallery.

Representative Rohlfsing introduced Mr. Jack Denton, Chairman of Neighborhood Board No. 9, Waikiki, and his administrative assistant.

Representative Hayes then rose and stated:

"I would like to say a public thank you to Charley Smalls of the Neighborhood Board group. He has been one of our year-in year-out volunteers of Citizens Against Noise."

Representative Hayes then asked Mr. Charley Smalls to stand and be recognized.

Representative Albano introduced Mr. Bill Snead, a member of the Neighborhood Commission, "a close family friend of mine and a strong political supporter."

Representative Segawa introduced Mr. John Ono, Prosecuting Attorney, from the Big Island.

ORDER OF THE DAY

COMMITTEE REASSIGNMENT

House Concurrent Resolution No. 65 was placed on the Clerk's desk.

INTRODUCTION OF RESOLUTIONS

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the following resolutions (H.R. Nos. 206 to 208) were adopted:

A resolution (H.R. No. 206) thanking and commending Dot's Restaurant and Marian's Catering for generously assisting their neighbors after Hurricane Iwa was jointly offered by Representatives Bunda, Kihano, Leong, Menor and Shito.

A resolution (H.R. No. 207) recognizing and congratulating the Soen Liang Kwee family on its courage in facing adversity and its success in the cookie making business was jointly offered by Representatives Andrews, Souki, Honda and Hee.

A resolution (H.R. No. 208) commending Albert Keamo for his twenty-seven years of sincere and honorable service to the working people of Hawaii was jointly offered by Representatives Gaulty, Albano, Anderson, Andrews, Apo, Baker, Blair, Bunda, Chun, Crozier, Dang, Hagino, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Menor, Morgado, Nakasato, Nakata, Okamura, Say, Segawa, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Tom, Tungpalan, Wong and Yoshimura.

By unanimous consent, the following resolutions (H.R. Nos. 209 to 214) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 209) relating to the domiciliary care program was jointly offered by Representatives Apo, Chun, Lardizabal and Kawakami.

A resolution (H.R. No. 210) requesting the Department of Health to re-evaluate the current functions and capacities of the Kauai Medicom system and recommend action for updating the

system was jointly offered by Representatives Lardizabal, Anderson, Baker, Hee, Isbell, Jones, Kiyabu-Saballa, Menor, Segawa and Shito.

A resolution (H.R. No. 211) concerning noise abatement of construction activities was jointly offered by Representatives Hayes, Albano, Baker, Crozier, Dang, Isbell, Kiyabu-Saballa and Menor.

A resolution (H.R. No. 212) relating to an alternative mode of delivering vocational education for high school students was jointly offered by Representatives Apo and Hagino.

A resolution (H.R. No. 213) requesting new general assistance disability forms was offered by Representative Medeiros. (By request)

A resolution (H.R. No. 214) directing the Hawaii Paroling Authority to implement the findings in "Evaluation of Hawaii's Indeterminate Sentencing Law" conducted by the Statewide Sentencing Project, March 1981 was jointly offered by Representatives Chun, Albano, Anderson, Bunda, Crozier, Honda, Isbell, Jones, Kihano, Lardizabal, Marumoto, Menor, Morgado, Nakasato, Okamura, Shito, Souki, Tam and Yoshimura.

SUSPENSION OF RULES

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar.

THIRD READING

The following bills, which were on the calendar for Third Reading, were read throughout and the following actions were taken:

H.B. No. 269:

On motion by Representative Say, seconded by Representative Andrews and carried, H.B. No. 269, entitled: "A BILL FOR AN ACT RELATING TO THE APPOINTMENT OF MEMBERS TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", passed Third Reading by a vote of 50 ayes, with Representative Nakata being excused.

The Chair directed the Clerk to note that H.B. No. 269 had passed Third Reading at 11:43 o'clock a.m.

H.B. No. 207:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 207, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS", passed Third Reading by a vote of 50 ayes, with Representative Nakata being excused.

The Chair directed the Clerk to note that H.B. No. 207 had passed Third Reading at 11:44 o'clock a.m.

H.B. No. 275:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 275, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", passed Third Reading by a vote of 50 ayes, with Representative Nakata being excused.

H.B. No. 280:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 280, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES", passed Third Reading by a vote of 50 ayes, with Representative Nakata being excused.

H.B. No. 277:

On motion by Representative Shito,

seconded by Representative Kim and carried, H.B. No. 277, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", passed Third Reading by a vote of 50 ayes, with Representative Nakata being excused.

The Chair directed the Clerk to note that H.B. Nos. 275, 280 and 277 had passed Third Reading at 11:45 o'clock a.m.

H.B. No. 234:

On motion by Representative Say, seconded by Representative Matsuura and carried, H.B. No. 234, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed Third Reading by a vote of 50 ayes, with Representative Nakata being excused.

The Chair directed the Clerk to note that H.B. No. 234 had passed Third Reading at 11:46 o'clock a.m.

ADJOURNMENT

At 11:48 o'clock a.m., on motion by Representative Segawa, seconded by Representative Marumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Thursday, February 17, 1983.

TWENTY-SECOND DAY

Thursday, February 17, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Reverend Ken Newman representing Hawaii Kai Baptist Church, after which the Roll was called showing all members present with the exception of Representatives Dang, Kim, Nakasato and Taniguchi, who were excused.

By unanimous consent, reading of the Journal was deferred.

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

Representative Isbell introduced Colonel Ed Richardson, a former Green Beret, who is now with the Health and Human Service Office in Washington, D.C., and who has represented the United States in New Zealand at a special conference on Indian affairs.

Representative Apo introduced students from Nanaikapono Elementary School who were accompanied by their counselors, Mr. Naguwa and Mrs. Koga.

Representative Kawakami introduced 21 students from 3 high schools on Kauai who were part of the Student Legislative Experience Program and who were accompanied by their advisors, Mrs. Jane Awa, Mr. Allen Yamada, Mrs. Janice Nitta and Mrs. Shirley Akita.

Representative Albano introduced sixth grade students from Puuhale Elementary School who were accompanied by their teacher, Mr. Greg Lee.

Representative Menor introduced Mr. Manny Buenconsejo, a Mililani resident who has been on the State Health Coordinating Council for the past 8 years. Accompanying Mr. Buenconsejo were Jim and Jerry Powell from Colorado Springs, Colorado.

Representative Menor also introduced 2 seniors from Mililani High School, Nona Childers and Melissa Padilla.

COMMITTEE REFERRALS

The following bills (H.B. Nos. 1074 to 1249) were disposed of as follows:

<u>H.B. Nos.</u>	<u>Referred to:</u>
1074	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Transportation, then to the Committee on Finance
1075	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Energy, Ecology and Environmental Protection, then to the Committee on Finance
1076	Committee on Finance
1077	Committee on Finance
1078	Committee on Transportation, then to the Committee on Finance
1079	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Energy, Ecology and Environmental Protection, then to the Committee on Finance
1080	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Energy, Ecology and Environmental Protection, then to the Committee on Finance
1081	Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
1082	Committee on Transportation, then to the Committee on Finance
1083	Committee on Transportation, then to the Committee on Finance
1084	Committee on Transportation, then to the Committee on Finance
1085	Committee on Public Employment and Government Operations, then to the Committee on Finance
1086	Committee on Health, then to the Committee on Finance
1087	Committee on Health, then to the Committee on Finance
1088	Committee on Consumer Protection and Commerce
1089	Committee on Housing,

- then to the Committee on Finance
- 1090 Committee on Consumer Protection and Commerce
- 1091 Jointly to the Committees on Energy, Ecology and Environmental Protection; and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1092 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1093 Committee on Judiciary, then to the Committee on Finance
- 1094 Committee on Judiciary, then to the Committee on Finance
- 1095 Committee on Employment Opportunities and Labor Relations, then to the Committee on Judiciary
- 1096 Committee on Consumer Protection and Commerce
- 1097 Committee on Judiciary, then to the Committee on Finance
- 1098 Committee on Consumer Protection and Commerce
- 1099 Committee on Judiciary, then to the Committee on Finance
- 1100 Jointly to the Committees on Consumer Protection and Commerce; and Judiciary
- 1101 Committee on Health, then to the Committee on Finance
- 1102 Committee on Judiciary
- 1103 Committee on Judiciary, then to the Committee on Finance
- 1104 Committee on Judiciary, then to the Committee on Finance
- 1105 Committee on Judiciary, then to the Committee on Finance
- 1106 Committee on Transportation, then to the Committee on Finance
- 1107 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1108 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1109 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1110 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1111 Committee on Tourism, then to the Committee on Finance
- 1112 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1113 Committee on Education, then to the Committee on Finance
- 1114 Committee on Consumer Protection and Commerce
- 1115 Committee on Consumer Protection and Commerce
- 1116 Committee on Agriculture, then to the Committee on Finance
- 1117 Committee on Agriculture, then to the Committee on Finance
- 1118 Committee on Judiciary
- 1119 Committee on Judiciary, then to the Committee on Finance
- 1120 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1121 Jointly to the Committees on Public Employment and Government Operations and Health, then to the Committee on Finance
- 1122 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Ocean and Marine Resources, then to the Committee on Finance
- 1123 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and State General Planning, then to the Committee on Finance
- 1124 Committee on Human Services, then to the Committee on Finance
- 1125 Jointly to the Committees on Human Services and Health, then to the Committee on Finance
- 1126 Committee on Human Services, then to the Committee on Finance
- 1127 Committee on Human Services, then to the Committee on Finance
- 1128 Committee on Transportation, then to the Committee on Finance

- 1129 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1130 Committee on Judiciary, then to the Committee on Finance
- 1131 Committee on Agriculture, then to the Committee on Finance
- 1132 Committee on Agriculture, then to the Committee on Finance
- 1133 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1134 Committee on Judiciary, then to the Committee on Finance
- 1135 Committee on Human Services, then to the Committee on Finance
- 1136 Committee on Judiciary, then to the Committee on Finance
- 1137 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1138 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1139 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1140 Committee on Tourism, then to the Committee on Finance
- 1141 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1142 Committee on State General Planning
- 1143 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and State General Planning
- 1144 Committee on Health, then to the Committee on Finance
- 1145 Committee on Health, then to the Committee on Finance
- 1146 Committee on Health
- 1147 Jointly to the Committees on Health; and Human Services, then to the Committee on Finance
- 1148 Committee on Judiciary
- 1149 Committee on Health, then to the Committee on Finance
- 1150 Committee on Human Services, then to the Committee on Finance
- 1151 Committee on Health, then to the Committee on Finance
- 1152 Committee on Health, then to the Committee on Finance
- 1153 Jointly to the Committees on Judiciary and Health
- 1154 Committee on Health, then to the Committee on Finance
- 1155 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1156 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Housing
- 1157 Committee on Housing, then to the Committee on Finance
- 1158 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1159 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1160 Committee on Judiciary
- 1161 Committee on Human Services, then to the Committee on Finance
- 1162 Jointly to the Committees on Consumer Protection and Commerce; and Energy, Ecology and Environmental Protection
- 1163 Committee on Judiciary, then to the Committee on Finance
- 1164 Committee on Judiciary
- 1165 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1166 Committee on Finance
- 1167 Committee on Tourism, then to the Committee on Finance
- 1168 Committee on Transportation, then to the Committee on Finance
- 1169 Jointly to the Committees on Tourism and Consumer Protection and Commerce
- 1170 Committee on Public Employment

- and Government Operations, then to the Committee on Finance
- 1171 Jointly to the Committees on Consumer Protection and Commerce; and Education, then to the Committee on Finance
- 1172 Jointly to the Committees on Consumer Protection and Commerce; and Education, then to the Committee on Finance
- 1173 Committee on Education, then to the Committee on Finance
- 1174 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1175 Committee on Education, then to the Committee on Finance
- 1176 Committee on Consumer Protection and Commerce
- 1177 Committee on Consumer Protection and Commerce
- 1178 Committee on Human Services, then to the Committee on Finance
- 1179 Jointly to the Committees on State General Planning; and Human Services
- 1180 Committee on Education, then to the Committee on Finance
- 1181 Committee on Human Services, then to the Committee on Finance
- 1182 Committee on Judiciary
- 1183 Committee on Tourism, then to the Committee on Finance
- 1184 Committee on Judiciary, then to the Committee on Finance
- 1185 Committee on Judiciary, then to the Committee on Finance
- 1186 Jointly to the Committees on Judiciary; and Public Employment and Government Operations, then to the Committee on Finance
- 1187 Committee on Judiciary, then to the Committee on Finance
- 1188 Committee on Judiciary, then to the Committee on Finance
- 1189 Committee on Agriculture, then to the Committee on Finance
- 1190 Committee on Agriculture, then to the Committee on Finance
- 1191 Committee on Transportation,
- then to the Committee on Finance
- 1192 Committee on Consumer Protection and Commerce
- 1193 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1194 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1195 Committee on Consumer Protection and Commerce
- 1196 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1197 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1198 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Housing
- 1199 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1200 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1201 Committee on Consumer Protection and Commerce
- 1202 Committee on Consumer Protection and Commerce
- 1203 Committee on Human Services, then to the Committee on Finance
- 1204 Committee on Consumer Protection and Commerce
- 1205 Committee on Consumer Protection and Commerce
- 1206 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1207 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1208 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1209 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance

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| 1210 | Committee on Tourism,
then to the Committee on Finance | 1234 | Committee on Judiciary |
| 1211 | Committee on Water,
Land Use, Development and Hawaiian
Affairs | 1235 | Committee on Water,
Land Use, Development and Hawaiian
Affairs, then to the Committee
on Finance |
| 1212 | Committee on Consumer
Protection and Commerce | 1236 | Committee on Judiciary,
then to the Committee on Finance |
| 1213 | Committee on Judiciary,
then to the Committee on Finance | 1237 | Committee on Transportation,
then to the Committee on Finance |
| 1214 | Committee on Finance | 1238 | Committee on Finance |
| 1215 | Committee on Judiciary | 1239 | Committee on Finance |
| 1216 | Committee on Judiciary,
then to the Committee on Finance | 1240 | Committee on Finance |
| 1217 | Committee on Human Services,
then to the Committee on Finance | 1241 | Jointly to the Committees
on Consumer Protection and
Commerce; and Human Services |
| 1218 | Committee on Consumer
Protection and Commerce | 1242 | Committee on Judiciary,
then to the Committee on Finance |
| 1219 | Committee on Consumer
Protection and Commerce | 1243 | Committee on Consumer
Protection and Commerce |
| 1220 | Committee on Judiciary | 1244 | Committee on Education,
then to the Committee on Finance |
| 1221 | Committee on Judiciary,
then to the Committee on Finance | 1245 | Committee on Water,
Land Use, Development and Hawaiian
Affairs, then to the Committee
on Finance |
| 1222 | Committee on Consumer
Protection and Commerce | 1246 | Jointly to the Committees
on Water, Land Use, Development
and Hawaiian Affairs; and State
General Planning |
| 1223 | Committee on Judiciary,
then to the Committee on Finance | 1247 | Committee on Water,
Land Use, Development and Hawaiian
Affairs, then to the Committee
on Finance |
| 1224 | Committee on Judiciary,
then to the Committee on Finance | 1248 | Committee on Human Services,
then to the Committee on Finance |
| 1225 | Committee on Judiciary,
then to the Committee on Finance | 1249 | Committee on Finance |
| 1226 | Committee on Judiciary,
then to the Committee on Finance | | |
| 1227 | Committee on Consumer
Protection and Commerce, then
to the Committee on Finance | | |
| 1228 | Jointly to the Committees
on Housing; and Human Services,
then to the Committee on Finance | | |
| 1229 | Committee on Housing,
then to the Committee on Finance | | |
| 1230 | Committee on Consumer
Protection and Commerce | | |
| 1231 | Committee on Housing,
then to the Committee on Finance | | |
| 1232 | Committee on Housing | | |
| 1233 | Committee on Consumer
Protection and Commerce | | |

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 194 to 198 and 201 to 202) and concurrent resolutions (H.C.R. Nos. 72 and 75 to 75) were disposed of as follows:

H.R. Nos. Referred to:

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| 194 | Committee on Water,
Land Use, Development and Hawaiian
Affairs, then to the Committee
on Finance |
| 195 | Committee on Public Employ-
ment and Government Operations, |

	then to the Committee on Finance	445	Committee on Judiciary
196	Committee on Public Employment and Government Operations, then to the Committee on Finance	446	Committee on Judiciary
197	Committee on Housing	448	Jointly to the Committees on Transportation and Judiciary
198	Committee on Energy, Ecology and Environmental Protection, then to the Committee on Finance	451	Committee on Judiciary
201	Committee on Public Employment and Government Operations, then to the Committee on Finance	455	Committee on Judiciary
202	Committee on Consumer Protection and Commerce, then to the Committee on Finance	456	Committee on Judiciary
	<u>H.C.R. Nos.</u>	460	Committee on Judiciary
72	Committee on Public Employment and Government Operations, then to the Committee on Finance	479	Committee on Judiciary
74	Committee on Public Employment and Government Operations, then to the Committee on Finance	485	Committee on Judiciary
75	Committee on Consumer Protection and Commerce, then to the Committee on Finance	488	Committee on Judiciary
	COMMITTEE REASSIGNMENTS	491	Committee on Judiciary
	The following bills were disposed of as follows:	492	Committee on Judiciary
	<u>H.B. Nos.</u>	511	Jointly to the Committees on Consumer Protection and Commerce; and Judiciary
	<u>Re-referred to:</u>	514	Committee on Public Employment and Government Operations
78	Committee on Judiciary	570	Jointly to the Committees on Transportation and Judiciary
150	Jointly to the Committees on Transportation and Judiciary	578	Jointly to the Committees on Transportation and Judiciary
188	Committee on Judiciary	641	Committee on Public Employment and Government Operations, then to the Committee on Finance
194	Committee on Judiciary	665	Committee on Public Employment and Government Operations, then to the Committee on Finance
196	Committee on Judiciary	683	Committee on Judiciary
233	Committee on Public Employment and Government Operations, then to the Committee on Finance	728	Committee on Judiciary
371	Committee on Judiciary	890	Jointly to the Committees on Transportation and Judiciary
374	Committee on Judiciary		STANDING COMMITTEE REPORTS
379	Committee on Judiciary		Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 41) recommending that H.B. No. 285 pass Second Reading and be referred to the Committee on Finance.
402	Committee on Judiciary		On motion by Representative Stanley, seconded by Representative Hirono and carried, the report of the Committee was adopted and H.B. No. 285 entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE REPAIR INDUSTRY", passed Second Reading and was
403	Jointly to the Committees on Judiciary and Consumer Protection and Commerce		
444	Committee on Judiciary		

referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 42) recommending that H.B. No. 289 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Stanley, seconded by Representative Hirono and carried, the report of the Committee was adopted and H.B. No. 289 entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 43) recommending that H.B. No. 100 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 100 entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 44) recommending that H.B. No. 114, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 114, HD1 entitled: "A BILL FOR AN ACT RELATING TO HEMOPHILIA", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 45) recommending that H.B. No. 70 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the majority of the Committee was adopted and H.B. No. 70 entitled: "A BILL FOR AN ACT

RELATING TO LIVING WILLS", passed Second Reading and was referred to the Committee on Judiciary with Representative Tungpalan registering a no vote.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 46) recommending that H.B. No. 74, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 74, HD1 entitled: "A BILL FOR AN ACT RELATING TO POISON CONTROL AND DRUG INFORMATION", passed Second Reading and was referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 47) recommending that H.R. No. 25 be referred to the Committee on Legislative Management.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.R. No. 25 entitled: "HOUSE RESOLUTION REQUESTING THE IDENTIFICATION AND EXAMINATION OF POSSIBLE ALTERNATIVES TO PROVIDE AFFORDABLE RENTAL HOUSING FOR HAWAII'S RESIDENTS", was referred to the Committee on Legislative Management.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 48) recommending that H.R. No. 23, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.R. No. 23, HD1 entitled: "HOUSE RESOLUTION REQUESTING AN INVESTIGATION AND EXPLORATION OF THE POSSIBLE ALTERNATIVES TO PROVIDING ASSISTANCE TO "GAP GROUP" FAMILIES IN PURCHASING HOMES TO REPLACE THE HULA MAE PROGRAM", was referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 49) recommending that H.C.R. No. 18, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.C.R. No. 18, HD1 entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN INVESTIGATION AND EXPLORATION OF THE POSSIBLE ALTERNATIVE TO PROVIDING ASSISTANCE TO "GAP GROUP" FAMILIES IN PURCHASING HOMES TO REPLACE THE HULA MAE PROGRAM", was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 50) recommending that H.B. No. 18, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 18, HD1 entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE AID TO VICTIMS COORDINATOR PROGRAMS", passed Second Reading and was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 215 and 216) were read by the Clerk and disposed of as follows:

A resolution (H.R. No. 215) congratulating Isao Aoki, winner of the 1983 Hawaiian Open P.G.A. Tournament was jointly offered by Representatives Leong, Albano, Anderson, Andrews, Apo, Baker, Blair, Bunda, Chun, Dang, Grauly, Hagino, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Jones, Kawakami, Kihano, Kiyabu-Saballa, Lardizabal, Levin, Marumoto, Matsuura, Menor, Morgado, Nakasato, Nakata, Okamura, Rohlfing, Say, Segawa, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Tom, Tungpalan, Wong, Yoshimura and Peters.

On motion by Representative Leong, seconded by Representative Ige and carried, H.B. No. 215 was adopted.

Representative Leong rose and stated:

"Mr. Speaker and the honorable body of the House, it is my distinct pleasure to introduce to you a world class golfer, who amazed the huge gallery at the Waialae Country Club

with a spectacular eagle 3 on the last and final hole, thereby, clinching the Hawaiian Open and distinguishing himself as the first person of Japanese ancestry to win a PGA tournament."

At this time, Representative Leong introduced Isao Aoki to the members of the House. Mr. Aoki was accompanied by Mr. Mitsuzo Ebisawa and Mr. Katsukai Hosoya.

Representatives Hirono, Hashimoto and Marumoto then presented leis to the honorees, and Representative Leong presented the certified copy of the resolution to Mr. Aoki.

A resolution (H.R. No. 216) designating the week of March 6, 1983 as "Women's History Week" was jointly offered by Representatives Kiyabu-Saballa, Hirono, Albano, Anderson, Andrews, Apo, Baker, Blair, Bunda, Chun, Crozier, Dang, Grauly, Hagino, Hashimoto, Hayes, Hee, Honda, Ikeda, Isbell, Jones, Kawakami, Kim, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Rohlfing, Say, Segawa, Shito, Souki, Stanley, Tam, Taniguchi, Tom, Wong and Yoshimura.

On motion by Representative Kiyabu-Saballa, seconded by Representative Stanley and carried, H.B. No. 216 was adopted.

Representative Kiyabu-Saballa rose and stated:

"Members of the House and Mr. Speaker, the resolution just read appropriately acknowledges the importance to observe and to acknowledge the special accomplishments and contributions of women in our community. This special week will encourage communities and educational institutions to promote the study and appreciation of women's contributions to the history of our state and nation.

"I would like to encourage all of you to join in the activities planned for March 6 through March 12. The main event will be held on March 12, and will include a pageant and informative speeches.

"May we all join in in congratulating their organization on the success of its first "History Week" celebration which was held last year. It was well attended and very successful. May we wish them even greater community support this year.

"Mr. Speaker, Mrs. Piilani Desha, Chair of the Women's History Week Committee was unable to join us this morning, but fortunately here with us is Mrs. Rosie Chang, associate chair, and Mrs. Ellie Kupau, secretary."

At this time, Representatives Crozier and Okamura presented the honorees with leis and Representative Kiyabu-Saballa presented the certified copies of the resolution.

Representative Kiyabu-Saballa introduced other active members of "Women's History Week" who were seated in the gallery.

In closing, Representative Kiyabu-Saballa added that she is "glad to be a woman".

The Chair replied:

"On behalf of the members of the House, we are glad that you're a woman too."

At 11:58 o'clock a.m., the Chair declared a recess for the purpose of extending the personal congratulations and aloha of the members of the House to the honorees, subject to the call of the Chair.

The House of Representatives reconvened at 12:10 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar.

THIRD READING

The following bills which were on the calendar for Third Reading were read throughout and the following

action taken:

H.B. No. 278, HD1:

On motion by Representative Shito, seconded by Representative Stanley and carried, H.B. No. 278, HD1 entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", passed Third Reading by a vote of 47 ayes, with Representatives Dang, Kim, Nakasato and Taniguchi being excused.

H.B. No. 272, HD1:

On motion by Representative Say, seconded by Representative Matsuura and carried, H.B. No. 272, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT", passed Third Reading by a vote of 47 ayes with Representatives Dang, Kim, Nakasato and Taniguchi being excused.

The Chair directed the Clerk to note that H.B. Nos. 278 and 272 had passed Third Reading at 12:12 o'clock p.m.

DISPOSITION OF MATTER PLACED ON THE CLERK'S DESK

By unanimous consent, S.C.R. No. 22 was taken from the Clerk's desk.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, S.C.R. No. 22 was adopted.

ADJOURNMENT

At 12:14 o'clock p.m., on motion by Representative Segawa, seconded by Representative Marumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m., tomorrow, Friday, February 18, 1983.

TWENTY-THIRD DAY

Friday, February 18, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend Frank Brennen of Newman Center, Honolulu, after which the Roll was called showing all members present with the exception of Representatives Dang and Kawakami, who were excused.

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

On motion by Representative Segawa, seconded by Representative Marumoto and carried, reading of the Journal was dispensed with and the Journal of the Nineteenth Day was approved.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Second Day was deferred.

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

Representative Isbell introduced Ms. Karen Durante, the Mayor's representative in Kona, island of Hawaii.

Representative Nakasato introduced 60 fourth grade students from Kalihi-Uka School. They were accompanied by their teachers, Mrs. Nakanishi and Mrs. Takata.

Representative Albano introduced a group of sixth grade students from Puuhale Elementary School. They were accompanied by their teacher, Mrs. June Ishii.

Representative Honda introduced Ms. Elizabeth Lee Liu, a newly elected member of the Maui County Council.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 1250 to 1628) were disposed of as follows:

<u>H.B. Nos.</u>	<u>Referred to:</u>
1250	Committee on Housing, then to the Committee on Finance
1251	Committee on Judiciary
1252	Committee on Judiciary, then to the Committee on Finance
1253	Jointly to the Committees on Transportation and Human Services, then to the Committee on Finance
1254	Committee on Human Services, then to the Committee on Finance
1255	Committee on Consumer Protection and Commerce
1256	Committee on Judiciary, then to the Committee on Finance
1257	Committee on Judiciary
1258	Committee on Judiciary
1259	Committee on Consumer Protection and Commerce
1260	Committee on Consumer Protection and Commerce
1261	Committee on Public Employment and Government Operations, then to the Committee on Finance
1262	Committee on Energy, Ecology and Environmental Protection, then to the Committee on Finance
1263	Committee on Energy, Ecology and Environmental Protection, then to the Committee on Finance
1264	Committee on Housing, then to the Committee on Finance
1265	Committee on Housing, then to the Committee on Finance
1266	Committee on Judiciary
1267	Committee on Consumer Protection and Commerce, then to the Committee on Finance
1268	Committee on Consumer Protection and Commerce, then to the Committee on Finance
1269	Committee on Finance
1270	Committee on Human Services
1271	Committee on Finance

- 1272 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1273 Committee on Judiciary
- 1274 Committee on Consumer Protection and Commerce
- 1275 Committee on Housing, then to the Committee on Finance
- 1276 Committee on Judiciary, then to the Committee on Finance
- 1277 Committee on Higher Education, then to the Committee on Finance
- 1278 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1279 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1280 Committee on Consumer Protection and Commerce
- 1281 Committee on Legislative Management, then to the Committee on Finance
- 1282 Committee on Consumer Protection and Commerce
- 1283 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1284 Committee on Judiciary
- 1285 Committee on Higher Education, then to the Committee on Finance
- 1286 Committee on Judiciary
- 1287 Committee on Corrections and Rehabilitation, then to the Committee on Finance
- 1288 Jointly to the Committees on Judiciary and Education, then to the Committee on Finance
- 1289 Committee on Judiciary, then to the Committee on Finance
- 1290 Committee on Judiciary, then to the Committee on Finance
- 1291 Committee on Employment Opportunities and Labor Relations
- 1292 Committee on Employment Opportunities and Labor Relations
- 1293 Committee on Judiciary
- 1294 Committee on Judiciary, then to the Committee on Finance
- 1295 Committee on Employment Opportunities and Labor Relations
- 1296 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1297 Committee on Health, then to the Committee on Finance
- 1298 Committee on Human Services, then to the Committee on Finance
- 1299 Jointly to the Committees on Consumer Protection and Commerce and Judiciary
- 1300 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1301 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1302 Committee on Employment Opportunities and Labor Relations
- 1303 Committee on Human Services
- 1304 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1305 Committee on Consumer Protection and Commerce
- 1306 Committee on Consumer Protection and Commerce
- 1307 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1308 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1309 Committee on Consumer Protection and Commerce
- 1310 Committee on Human Services, then to the Committee on Finance
- 1311 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1312 Committee on Consumer Protection and Commerce
- 1313 Committee on Human Services, then to the Committee on Finance

- 1314 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1315 Committee on Tourism, then to the Committee on Finance
- 1316 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1317 Committee on Transportation
- 1318 Committee on Judiciary
- 1319 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1320 Committee on Education, then to the Committee on Finance
- 1321 Committee on Judiciary, then to the Committee on Finance
- 1322 Committee on Energy, Ecology and Environmental Protection, then to the Committee on Finance
- 1323 Jointly to the Committees on Judiciary and Health
- 1324 Committee on Energy, Ecology and Environmental Protection
- 1325 Committee on Education, then to the Committee on Finance
- 1326 Committee on Higher Education, then to the Committee on Finance
- 1327 Committee on Higher Education, then to the Committee on Finance
- 1328 Committee on Human Services, then to the Committee on Finance
- 1329 Committee on Higher Education, then to the Committee on Finance
- 1330 Committee on Higher Education, then to the Committee on Finance
- 1331 Committee on Higher Education, then to the Committee on Finance
- 1332 Committee on Higher Education, then to the Committee on Finance
- 1333 Committee on Higher Education, then to the Committee on Finance
- on Finance
- 1334 Committee on Higher Education, then to the Committee on Finance
- 1335 Committee on Judiciary, then to the Committee on Finance
- 1336 Committee on Judiciary, then to the Committee on Finance
- 1337 Committee on Human Services, then to the Committee on Finance
- 1338 Jointly to the Committees on Consumer Protection and Commerce and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1339 Jointly to the Committees on Judiciary and Higher Education, then to the Committee on Finance
- 1340 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1341 Jointly to the Committees on Ocean and Marine Resources and Agriculture, then to the Committee on Finance
- 1342 Committee on Judiciary, then to the Committee on Finance
- 1343 Committee on Judiciary, then to the Committee on Finance
- 1344 Committee on Judiciary, then to the Committee on Finance
- 1345 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1346 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1347 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1348 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1349 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1350 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1351 Committee on Water, Land Use, Development and Hawaiian Affairs

- 1352 Committee on Water, Land Use, Development and Hawaiian Affairs
- 1353 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1354 Committee on Water, Land Use, Development and Hawaiian Affairs
- 1355 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1356 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1357 Committee on Judiciary, then to the Committee on Finance
- 1358 Committee on Judiciary, then to the Committee on Finance
- 1359 Jointly to the Committees on Energy, Ecology and Environmental Protection and Housing
- 1360 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1361 Committee on Finance
- 1362 Committee on Judiciary, then to the Committee on Finance
- 1363 Committee on Judiciary, then to the Committee on Finance
- 1364 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1365 Committee on Water, Land Use, Development and Hawaiian Affairs
- 1366 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1367 Committee on Transportation, then to the Committee on Finance
- 1368 Committee on Transportation
- 1369 Committee on Judiciary, then to the Committee on Finance
- 1370 Jointly to the Committees on Judiciary and Education, then to the Committee on Finance
- 1371 Committee on Judiciary, then to the Committee on Finance
- 1372 Committee on Judiciary, then to the Committee on Finance
- 1373 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and State General Planning, then to the Committee on Finance
- 1374 Committee on Judiciary
- 1375 Committee on Health, then to the Committee on Finance
- 1376 Committee on Consumer Protection and Commerce
- 1377 Jointly to the Committees on Judiciary and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1378 Committee on Judiciary, then to the Committee on Finance
- 1379 Committee on Employment Opportunities and Labor Relations, then to the Committee on Judiciary
- 1380 Jointly to the Committees on Health and Consumer Protection and Commerce
- 1381 Committee on Finance
- 1382 Committee on Judiciary
- 1383 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1384 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1385 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1386 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1387 Committee on Judiciary, then to the Committee on Finance
- 1388 Committee on Judiciary, then to the Committee on Finance
- 1389 Jointly to the Committees on Education and Transportation
- 1390 Committee on Human Services, then to the Committee on Judiciary
- 1391 Committee on Education, then to the Committee on Finance
- 1392 Committee on Public Employment and Government Operations,

- then to the Committee on Finance
- 1393 Jointly to the Committees on Transportation and Judiciary
- 1394 Committee on Judiciary, then to the Committee on Finance
- 1395 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1396 Committee on Employment Opportunities and Labor Relations
- 1397 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1398 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1399 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Agriculture, then to the Committee on Finance
- 1400 Committee on Housing, then to the Committee on Finance
- 1401 Committee on Health, then to the Committee on Finance
- 1402 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1403 Committee on Transportation
- 1404 Committee on Judiciary, then to the Committee on Finance
- 1405 Committee on Human Services, then to the Committee on Finance
- 1406 Committee on Human Services, then to the Committee on Finance
- 1407 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1408 Committee on Human Services, then to the Committee on Finance
- 1409 Committee on Judiciary, then to the Committee on Finance
- 1410 Jointly to the Committees on Judiciary and Higher Education and the Arts, then to the Committee on Finance
- 1411 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1412 Committee on Judiciary, then to the Committee on Finance
- 1413 Committee on Judiciary
- 1414 Jointly to the Committees on Judiciary and Consumer Protection and Commerce
- 1415 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1416 Committee on Agriculture, then to the Committee on Finance
- 1417 Committee on Judiciary
- 1418 Committee on Health, then to the Committee on Finance
- 1419 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1420 Committee on Health, then to the Committee on Finance
- 1421 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1422 Committee on Agriculture
- 1423 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1424 Jointly to the Committees on Consumer Protection and Commerce and Housing
- 1425 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1426 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1427 Committee on Judiciary, then to the Committee on Finance
- 1428 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; Energy, Ecology and Environmental Protection; and State General Planning
- 1429 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1430 Committee on Water, Land Use, Development and Hawaiian

- Affairs, then to the Committee on Finance
- 1431 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1432 Committee on Housing, then to the Committee on Finance
- 1433 Committee on Finance
- 1434 Committee on Education
- 1435 Committee on Judiciary
- 1436 Jointly to the Committees on Transportation and Judiciary
- 1437 Committee on Judiciary, then to the Committee on Finance
- 1438 Committee on Judiciary
- 1439 Committee on Judiciary, then to the Committee on Finance
- 1440 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1441 Committee on Judiciary
- 1442 Committee on Judiciary
- 1443 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1444 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1445 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1446 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1447 Committee on Judiciary
- 1448 Committee on Health, then to the Committee on Finance
- 1449 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1450 Committee on Health, then to the Committee on Finance
- 1451 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1452 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1453 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1454 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1455 Committee on Education, then to the Committee on Finance
- 1456 Committee on Finance
- 1457 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1458 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1459 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1460 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1461 Committee on Judiciary, then to the Committee on Finance
- 1462 Committee on Education, then to the Committee on Finance
- 1463 Committee on Agriculture, then to the Committee on Finance
- 1464 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1465 Committee on Judiciary, then to the Committee on Finance
- 1466 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1467 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1468 Committee on Agriculture, then to the Committee on Finance
- 1469 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1470 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1471 Committee on Employment

- Opportunities and Labor Relations,
then to the Committee on Finance
- 1472 Committee on Employment
Opportunities and Labor Relations,
then to the Committee on Finance
- 1473 Committee on Agriculture,
then to the Committee on Finance
- 1474 Committee on Agriculture,
then to the Committee on Finance
- 1475 Jointly to the Committees
on Agriculture and Transportation,
then to the Committee on Finance
- 1476 Committee on Agriculture,
then to the Committee on Finance
- 1477 Committee on Judiciary
- 1478 Jointly to the Committees
on Public Employment and Government
Operations and Agriculture
- 1479 Committee on Human Services,
then to the Committee on Finance
- 1480 Jointly to the Committees
on Water, Land Use, Development
and Hawaiian Affairs and Energy,
Ecology and Environmental Protection,
then to the Committee on Finance
- 1481 Committee on Judiciary,
then to the Committee on Finance
- 1482 Committee on Consumer
Protection and Commerce, then
to the Committee on Finance
- 1483 Committee on Finance
- 1484 Committee on Consumer
Protection and Commerce, then
to the Committee on Finance
- 1485 Committee on Consumer
Protection and Commerce
- 1486 Committee on Judiciary,
then to the Committee on Finance
- 1487 Committee on Consumer
Protection and Commerce
- 1488 Committee on Employment
Opportunities and Labor Relations,
then to the Committee on Finance
- 1489 Committee on Employment
Opportunities and Labor Relations,
then to the Committee on Finance
- 1490 Committee on Employment
Opportunities and Labor Relations,
then to the Committee on Finance
- 1491 Committee on Housing,
then to the Committee on Finance
- 1492 Jointly to the Committees
on Water, Land Use, Development
and Hawaiian Affairs and Agriculture
- 1493 Committee on Water, Land
Use, Development and Hawaiian
Affairs, then to the Committee on
Finance
- 1494 Committee on Transportation,
then to the Committee on Finance
- 1495 Committee on Consumer
Protection and Commerce, then to
the Committee on Finance
- 1496 Committee on Corrections
and Rehabilitation, then to the Committee
on Finance
- 1497 Committee on Employment
Opportunities and Labor Relations
- 1498 Committee on Consumer
Protection and Commerce
- 1499 Committee on Consumer
Protection and Commerce
- 1500 Committee on Health, then
to the Committee on Finance
- 1501 Committee on Consumer
Protection and Commerce
- 1502 Committee on Public Employ-
ment and Government Operations,
then to the Committee on Finance
- 1503 Committee on Consumer
Protection and Commerce, then to
the Committee on Finance
- 1504 Committee on Judiciary,
then to the Committee on Finance
- 1505 Committee on Water, Land
Use, Development and Hawaiian
Affairs, then to the Committee on
Finance
- 1506 Committee on Higher Education
and the Arts, then to the Committee
on Finance
- 1507 Committee on Judiciary,
then to the Committee on Finance
- 1508 Committee on Judiciary,
then to the Committee on Finance
- 1509 Committee on Judiciary,
then to the Committee on Finance
- 1510 Committee on Education,
then to the Committee on Finance
- 1511 Committee on Judiciary

- 1512 Committee on Employment Opportunities and Labor Relations
- 1513 Committee on Employment Opportunities and Labor Relations
- 1514 Committee on Employment Opportunities and Labor Relations
- 1515 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1516 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1517 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1518 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1519 Committee on Tourism, then to the Committee on Finance
- 1520 Jointly to the Committees on Agriculture and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1521 Committee on Judiciary, then to the Committee on Finance
- 1522 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1523 Committee on Employment Opportunities and Labor Relations
- 1524 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1525 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1526 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1527 Jointly to the Committees on Employment Opportunities and Labor Relations and Consumer Protection and Commerce
- 1528 Jointly to the Committees on Employment Opportunities and Labor Relations and Consumer Protection and Commerce
- 1529 Committee on Employment Opportunities and Labor Relations
- 1530 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1531 Committee on Employment Opportunities and Labor Relations
- 1532 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1533 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1534 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1535 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1536 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1537 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1538 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1539 Committee on Judiciary, then to the Committee on Finance
- 1540 Jointly to the Committees on Housing and Consumer Protection and Commerce
- 1541 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1542 Committee on Education, then to the Committee on Finance
- 1543 Committee on Finance
- 1544 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1545 Committee on Consumer Protection and Commerce
- 1546 Committee on Finance
- 1547 Committee on Judiciary, then to the Committee on Finance
- 1548 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1549 Jointly to the Committees

- on Higher Education and the Arts and Health, then to the Committee on Finance
- 1550 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1551 Committee on Finance
- 1552 Committee on Education, then to the Committee on Finance
- 1553 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1554 Committee on Judiciary
- 1555 Committee on Consumer Protection and Commerce
- 1556 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1557 Committee on Judiciary, then to the Committee on Finance
- 1558 Committee on Judiciary
- 1559 Committee on Judiciary, then to the Committee on Finance
- 1560 Committee on Judiciary
- 1561 Jointly to the Committees on Public Employment and Government Operations and Judiciary, then to the Committee on Finance
- 1562 Committee on Judiciary, then to the Committee on Finance
- 1563 Committee on Judiciary, then to the Committee on Finance
- 1564 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1565 Committee on Higher Education, then to the Committee on Finance
- 1566 Committee on Finance
- 1567 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1568 Committee on Finance
- 1569 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1570 Committee on Judiciary, then to the Committee on Finance
- 1571 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1572 Jointly to the Committees on Human Services and Transportation, then to the Committee on Finance
- 1573 Jointly to the Committees on Energy, Ecology and Environmental Protection and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1574 Jointly to the Committees on Energy, Ecology and Environmental Protection and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1575 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1576 Jointly to the Committees on Judiciary and Health, then to the Committee on Finance
- 1577 Jointly to the Committees on Public Employment and Government Operations and Judiciary, then to the Committee on Finance
- 1578 Committee on Energy, Ecology and Environmental Protection, then to the Committee on Finance
- 1579 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Agriculture, then to the Committee on Finance
- 1580 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1581 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1582 Jointly to the Committees on Human Services and Judiciary, then to the Committee on Finance
- 1583 Committee on Human Services, then to the Committee on Finance
- 1584 Committee on Human Services, then to the Committee on Finance
- 1585 Committee on Health, then to the Committee on Finance
- 1586 Committee on Judiciary, then to the Committee on Finance
- 1587 Committee on Consumer Protection and Commerce

- 1588 Jointly to the Committees on Transportation and Consumer Protection and Commerce
- 1589 Committee on Human Services, then to the Committee on Finance
- 1590 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and State General Planning
- 1591 Committee on Consumer Protection and Commerce
- 1592 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Human Services, then to the Committee on Finance
- 1593 Committee on Consumer Protection and Commerce
- 1594 Committee on Consumer Protection and Commerce
- 1595 Committee on Finance
- 1596 Committee on Consumer Protection and Commerce
- 1597 Committee on Consumer Protection and Commerce
- 1598 Committee on Human Services, then to the Committee on Finance
- 1599 Committee on Judiciary, then to the Committee on Finance
- 1600 Committee on Judiciary, then to the Committee on Finance
- 1601 Committee on Human Services, then to the Committee on Finance
- 1602 Committee on Consumer Protection and Commerce
- 1603 Committee on Judiciary, then to the Committee on Finance
- 1604 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1605 Committee on Judiciary
- 1606 Committee on Judiciary, then to the Committee on Finance
- 1607 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1608 Committee on Judiciary, then to the Committee on Finance
- 1609 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1610 Committee on Judiciary, then to the Committee on Finance
- 1611 Committee on Consumer Protection and Commerce
- 1612 Committee on Judiciary
- 1613 Committee on Judiciary
- 1614 Committee on Judiciary, then to the Committee on Finance
- 1615 Committee on Judiciary, then to the Committee on Finance
- 1616 Committee on Judiciary
- 1617 Committee on Judiciary, then to the Committee on Finance
- 1618 Committee on Housing, then to the Committee on Consumer Protection and Commerce
- 1619 Committee on Housing, then to the Committee on Finance
- 1620 Committee on Housing
- 1621 Committee on Housing, then to the Committee on Finance
- 1622 Jointly to the Committees on Housing and Finance
- 1623 Committee on Housing, then to the Committee on Finance
- 1624 Jointly to the Committees on Consumer Protection and Commerce and Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1625 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1626 Committee on Human Services, then to the Committee on Finance
- 1627 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1628 Committee on Judiciary, then to the Committee on Finance

DEFERRED RESOLUTIONS

H.R. No. 205 was referred to the

Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance.

H.C.R. No. 76 was referred to the Committee on Education, then to the Committee on Finance.

COMMITTEE REASSIGNMENTS

The following House bills were re-referred as follows:

<u>H.B. Nos.</u>	<u>Re-referred to:</u>
503	Jointly to the Committees on Energy, Ecology and Environmental Protection and Education, then to the Committee on Finance
684	Jointly to the Committees on Consumer Protection and Commerce and Judiciary
687	Committee on Consumer Protection and Commerce
688	Committee on Consumer Protection and Commerce
689	Committee on Consumer Protection and Commerce
755	Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
758	Committee on Public Employment and Government Operations
759	Committee on Public Employment and Government Operations, then to the Committee on Finance
760	Committee on Public Employment and Government Operations

SUSPENSION OF RULES

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering a resolution.

INTRODUCTION OF RESOLUTION

A resolution (H.R. No. 217) congratulating and honoring Dr. Glenn Watanabe for being selected by the Hawaii Optometric Association as "Man of the Year" was jointly offered by Representatives Shito, Andrews, Baker, Blair, Bunda, Chun, Graulty, Hashimoto, Hayes, Hirono, Honda, Ikeda, Kihano, Kim, Lardizabal, Leong, Levin, Morgado, Segawa, Stanley, Takamine, Tam, Taniguchi, Tom and

Yoshimura and was read by the Clerk.

On motion by Representative Shito, seconded by Representative Kihano and carried, H.R. No. 217 was adopted.

At this time, Representative Shito presented Dr. Glenn Watanabe to the members of the House and audience, stating:

"Mr. Speaker, the resolution just read eloquently expresses why this young man is so deserving of this award."

Representative Hashimoto then presented the honoree with a protea lei and a certified copy of the resolution was presented by Representative Kihano.

At 11:46 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "for the purpose of extending our personal aloha and congratulations to our honoree this morning."

Upon reconvening at 12:20 o'clock p.m., the Chair directed the Clerk to note the presence of Representative Kawakami.

STANDING COMMITTEE REPORTS

Representative Baker, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 51) recommending that H.B. No. 106, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Baker moved that the report of the majority of the Committee be adopted and H.B. No. 106, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Chun.

Representative Rohlfing then rose and stated:

"Very briefly. . . this being Second Reading and being in the lunch hour, I just would like to state first, that while I understand the problem which is being addressed in this measure -- the problem with getting sufficient number of long term beds in this community -- I feel that maybe we are approaching the problem with a hammer instead of maybe a better approach. Now, that may be the judgment of the chairman with the problem that has been extant in this area. However, I would note that there is feeling that with the agencies that have been charged with this job, that it might well be case by case analysis being preferable, and that

that's their job and I think we should hold them to it rather than overwhelm them with a measure like this.

I speak a little bit personally since, last year, a physician was trying to get me into a hospital with an acute problem and we went through six different hospitals and the lowest number that I could come up with that day to be admitted was number eight in line. And I don't know how he did it, but he got me in there by late afternoon and I didn't want to know at the time.

We do have a problem with acute care, particularly in certain months of the year -- January and February. And I would hate to see us do something that would result in people who really needed care in the coming years by, you know, sort of the cannon approach. So, with those comments, Mr. Speaker, I would like to have my vote cast no on this measure."

Representative Baker then rose and stated:

"Just for the record, Mr. Speaker, part of the problem in the earlier part of the year is with electives being admitted to the hospitals and those can be spread out."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 106, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE FACILITIES", passed Second Reading and was referred to the Committee on Finance, with Representative Rohlfling voting no.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 52) recommending that H.B. No. 29, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 29, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Second Reading and was referred to the Committee on Finance.

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 53) recommending that H.B. No. 50 pass Second Reading and be

referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, the report of the Committee was adopted and H.B. No. 50, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RENEWABLE ENERGY RESEARCH AND DEVELOPMENT", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 54) recommending that H.B. No. 99, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 99, HD 1, entitled: "A BILL FOR AN ACT CREATING A THIRD PARTY LIABILITY RECOVERY UNIT WITHIN THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", passed Second Reading and was referred to the Committee on Finance.

Representative Matsuura, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 55) recommending that H.B. No. 57, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Matsuura, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 57, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE LOANS", passed Second Reading and was referred to the Committee on Finance.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 56) recommending that H.R. No. 31 be adopted.

On motion by Representative Kiyabu, seconded by Representative Wong and carried, the report of the Committee was adopted and H.R. No. 31, entitled: "HOUSE RESOLUTION REQUESTING THE DEVELOPMENT OF CRITERIA FOR CONSOLIDATION OF SCHOOLS", was adopted, with Representative Hagino voting no.

INTRODUCTION OF RESOLUTIONS

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the following resolutions (H.R. Nos. 218 to 222) were adopted:

A resolution (H.R. No. 218) extending aloha to Victor M. Rivera, National Director, Minority Business Development Agency (MBDA), United States Department of Commerce on his visit to Hawaii was jointly offered by Representatives Peters, Blair, Bunda, Hashimoto, Hirono, Kiyabu, Levin, Menor, Say, Shito, Souki, Takamine and Wong.

A resolution (H.R. No. 219) commending Captain Tom Jacobs, David Lam and Gerald Ichiki for their efforts in developing and coordinating the neighborhood crime watch program in Moanalua Valley was jointly offered by Representatives Graulty, Albano, Anderson, Andrews, Apo, Baker, Blair, Bunda, Chun, Crozier, Hagino, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Jones, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Rohlfing, Say, Segawa, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Tom, Tungpalan, Wong, Yoshimura and Peters.

A resolution (H.R. No. 220) extolling the virtues of the Kahilu Theatre at Kamuela, Hawaii, and encouraging public support of its fund-raiser was jointly offered by Representatives Takamine, Albano, Anderson, Andrews, Apo, Baker, Blair, Bunda, Chun, Crozier, Graulty, Hagino, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Jones, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Rohlfing, Say, Segawa, Shito, Souki, Stanley, Tam, Taniguchi, Tom, Tungpalan, Wong and Yoshimura.

A resolution (H.R. No. 221) recognizing National Mortar Board Week and the Hui Pookela Chapter of the University of Hawaii at Manoa was jointly offered by Representatives Hagino, Albano, Anderson, Andrews, Apo, Baker, Chun, Crozier, Dang, Hayes, Hirono, Honda, Ikeda, Isbell, Kihano, Kim, Lardizabal, Matsuura, Nakasato, Nakata, Okamura, Say, Shito, Stanley, Taniguchi, Tungpalan and Yoshimura.

A resolution (H.R. No. 222) extending

congratulations to Janie Higa, Jonathan Ohta, and Deanne Sukita, recipients of 4-H National Congress Awards was jointly offered by Representatives Okamura, Hashimoto, Morgado, Albano, Anderson, Andrews, Apo, Baker, Bunda, Chun, Crozier, Graulty, Hagino, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Jones, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Nakasato, Nakata, Rohlfing, Say, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Tom, Tungpalan, Wong and Yoshimura.

ANNOUNCEMENTS

Representative Marumoto rose on a point of information and asked:

"Am I to understand that before short-form bills are heard, they will be flushed out and printed and distributed before a hearing is held?"

The Chair answered:

"Before action is taken on that measure -- yes."

The Chair then made the following announcement:

"The two legislative days notice requirement for committee meetings under Section 11.9 of our House Rules is hereby waived for committee meetings to be held during the days of the mandatory recess for the first three legislative days and thereafter. Because some committees will be holding hearings during the recess and there are no 'legislative days' during the recess, all committee chairmen intending to hold hearings during the recess should comply with the spirit of the two days notice requirement and should, therefore, post notice of hearings at least two days before the date of the hearings."

ADJOURNMENT

At 12:32 o'clock p.m., on motion by Representative Segawa, seconded by Representative Marumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Tuesday, March 1, 1983.

TWENTY-FOURTH DAY

Tuesday, March 1, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Mr. Stanley Kain representing the Hawaii Council of Churches, after which the Roll was called showing all members present.

The Clerk proceeded to read the Journals of the House of Representatives of the Twentieth, Twenty-First and Twenty-Second Days.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, reading of the Journals was dispensed with and the Journals of the Twentieth, Twenty-First and Twenty-Second Days were approved.

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

Representative Isbell introduced 23 students from Hilo, Ka'u and Waiakea High Schools who were accompanied by Wallace Aki, Hawaii District Personnel Specialist; Mrs. Netlie Yokoyama, faculty advisor from Waiakea High School; and Evelyn Koyama, Representative Isbell's aide.

Representative Matsuura introduced members of the Hawaii Agricultural Leadership Foundation Leadership Program: Howard Takata, Coordinator, Yoshi Watanabe, who is with the Department of Research and Development; Gregory Braun, Randolph Cabral, Michael Chun, Faustino Domingo, Stanley Fumiya, Paul Hirayama, Steven Kai, Sheridan Kobayashi, Michael Mentnech, Melvin Nishina, Stephen Norris, Allan Sakai, Roy Shigenaga and Aileen Yeh.

Representative Bunda introduced Rachel Harada, Marian Harada and James Harada, owners of Dot's and Marian's Catering in Wahiawa who served over 1,000 free dinners to the North Shore area during Hurricane Iwa.

Representative Lardizabal intro-

duced Sister Peggy Healy, coordinator of Central America World Section of the Maryknoll Sisters who has lived in Nicaragua since 1975.

Representative Apo introduced 3 community leaders from Hale Lokahi: Eunice Watson, Shannon Kaaekuahiwi and Dixie Podello.

Representative Hashimoto introduced 6 students from Aiea Community School.

Representative Kiyabu introduced Tammi Dale and her mother, Mrs. Dykes from Washington.

Representative Honda introduced "dear friends from Spokane, Washington", Mr. and Mrs. Earl Colyer.

Representative Isbell introduced Jane Yamashiro from Kona, who was among those introduced by Representative Matsuura.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 151 and 209 to 214) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
151	Committee on Education, then to the Committee on Finance
209	Committee on Human Services, then to the Committee on Legislative Management
210	Committee on Health, then to the Committee on Finance
211	Committee on Health, then to the Committee on Finance
212	Committee on Education, then to the Committee on Legislative Management
213	Committee on Human Services
214	Committee on Judiciary, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following bills were disposed of as follows:

<u>H.B. Nos.</u>	<u>Re-referred to:</u>
319	Committee on Housing
662	Jointly to the Committees on Tourism and Education
828	Committee on Finance
1018	Jointly to the Committees on Consumer Protection and Commerce; and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
1128	Committee on Transportation
1191	Committee on Transportation
1316	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Housing, then to the Committee on Finance

STANDING COMMITTEE REPORTS

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 57) recommending that H.B. No. 286, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 286, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE PRACTICE OF BARBERING", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the majority of the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 58) recommending that H.B. No. 588 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the majority of the Committee was adopted and H.B. No. 588 entitled: "A BILL FOR AN ACT RELATING TO CLASS SIZE", passed Second Reading and was referred to the Committee on Finance.

Representatives Say and Stanley, for the majority of the Committees on Water, Land Use, Development

and Hawaiian Affairs and Judiciary, presented a joint report (Stand. Com. Rep. No. 59) recommending that H.B. No. 548, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Matsuura and carried, the joint report of the majority of the Committees was adopted and H.B. No. 548, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT PROGRAM OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES", passed Second Reading and was referred to the Committee on Finance with Representative Okamura registering a no vote.

Representatives Say and Takamine, for the Committees on Water, Land Use, Development and Hawaiian Affairs; and Agriculture, presented a joint report (Stand. Com. Rep. No. 60) recommending that H.B. No. 646 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Takamine and carried, the joint report of the Committees was adopted and H.B. No. 646 entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PARKS", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 61) recommending that H.B. No. 46 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 46 entitled: "A BILL FOR AN ACT RELATING TO THE PROMOTION OF HAWAII'S PINEAPPLE INDUSTRY AND MAKING AN APPROPRIATION THEREFOR", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 62) recommending that H.B. No. 45, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 45, HD1 entitled: "A BILL FOR AN ACT MAKING

AN APPROPRIATION FOR SUGAR RESEARCH AND DEVELOPMENT", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 63) recommending that H.B. No. 42, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 42, HD1 entitled: "A BILL FOR AN ACT RELATING TO FEED", passed Second Reading and was referred to the Committee on Finance.

By unanimous consent, action on Stand. Com. Rep. No. 64 on H.R. No. 22 and Stand. Com. Rep. No. 65 on H.C.R. No. 17 was deferred until later in the calendar.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 66) recommending that H.B. No. 43, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 43, HD1 entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PRODUCT PROMOTION", passed Second Reading and was referred to the Committee on Finance.

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 67) recommending that H.B. No. 6, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, the report of the Committee was adopted and H.B. No. 6, HD1 entitled: "A BILL FOR AN ACT RELATING TO COUNTIES", passed Second Reading and was referred to the Committee on Finance.

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 68) recommending that H.B. No. 49, as amended in HD1, pass Second Reading and be referred to the Com-

mittee on Finance.

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, the report of the Committee was adopted and H.B. No. 49, HD1 entitled: "A BILL FOR AN ACT RELATING TO AN INCOME TAX ENERGY CREDIT", passed Second Reading and was referred to the Committee on Finance.

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 69) recommending that H.B. No. 103, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, the report of the Committee was adopted and H.B. No. 103, HD1 entitled: "A BILL FOR AN ACT RELATING TO A SOLAR ENERGY DEVICE AND HEAT PUMP LOAN FUND", passed Second Reading and was referred to the Committee on Finance.

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 70) recommending that H.B. No. 203, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, the report of the Committee was adopted and H.B. No. 203, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE INCOME TAX CREDIT FOR SOLAR AND WIND ENERGY DEVICES", passed Second Reading and was referred to the Committee on Finance.

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 71) recommending that H.B. No. 267, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, the report of the Committee was adopted and H.B. No. 267, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE CONTROL OF PETROLEUM PRODUCTS", passed Second Reading and was referred to the Committee on Finance.

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 72) recommending that H.B. No. 329 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, the report of the Committee was adopted and H.B. No. 329 entitled: "A BILL FOR AN ACT RELATING TO TAX INCENTIVES FOR SOLAR ENERGY DEVICES", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 73) recommending that H.B. No. 651 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 651 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 74) recommending that H.B. No. 547, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 547, HD1 entitled: "A BILL FOR AN ACT RELATING TO SCHOOL HEALTH SERVICES PROGRAM", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 75) recommending that H.B. No. 546, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 546, HD1 entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT OF PATIENTS AT FACILITIES FOR THE TREATMENT OF PERSONS SUFFERING

FROM HANSEN'S DISEASE", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 76) recommending that H.B. No. 502, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 502, HD1 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 77) recommending that H.B. No. 244 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 244 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 78) recommending that H.B. No. 242 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 242 entitled: "A BILL FOR AN ACT RELATING TO USE OF CREDIT CARDS FOR HOSPITAL CHARGES", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 79) recommending that H.B. No. 93, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the majority of the Committee was adopted and H.B. No. 93, HD1 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 80) recommending that H.B. No. 498 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 498 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Second Reading and was referred to the Committee on Judiciary.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 81) recommending that H.B. No. 545 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 545 entitled: "A BILL FOR AN ACT RELATING TO FOODS, DRUGS, AND COSMETICS", passed Second Reading and was referred to the Committee on Judiciary.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 82) recommending that H.B. No. 306 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 306 entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, AND SURVEYORS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 83) recommending that H.B. No. 311, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 311, HD1 entitled: "A BILL FOR AN ACT MAKING AN AMENDMENT TO SECTION 314-8, HAWAII REVISED STATUTES", passed Second Reading

and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 84) recommending that H.B. No. 316 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 316 entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS", passed Second Reading and was referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 85) recommending that H.B. No. 31 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 31 entitled: "A BILL FOR AN ACT RELATING TO HOUSING LOAN AND MORTGAGE PROGRAMS", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 86) recommending that H.B. No. 305, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 305, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE NAME OF THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS AND SURVEYORS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 87) recommending that H.B. No. 658 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 658 entitled: "A BILL FOR AN ACT RELATING TO ENGINEERS, ARCHITECTS, AND

SURVEYORS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 88) recommending that H.B. No. 304 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 304 entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS AND SURVEYORS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 89) recommending that H.B. No. 657 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 657 entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF ELECTRICIANS AND PLUMBERS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 90) recommending that H.B. No. 273 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 273 entitled: "A BILL FOR AN ACT RELATING TO THE SUBPOENA POWERS OF THE DIRECTOR OF THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 91) recommending that H.B. No. 690, as amended in HD 1, be recommitted to the Committee on Water, Land Use, Development and Hawaiian Affairs.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 690, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS", was recommitted to the Committee on Water, Land Use, Development and Hawaiian Affairs.

Representatives Shito and Stanley, for the majority of the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 92) recommending that H.B. No. 23, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Stanley and carried, the joint report of the majority of the Committees was adopted and H.B. No. 23, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR", passed Second Reading and was placed on the calendar for Third Reading with Representatives Hagino, Kiyabu-Saballa, Morgado and Taniguchi registering no votes.

The Chair directed the Clerk to note that printed copies of H.B. Nos. 311, HD 1; 305, HD 1; and 23, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the following resolutions (H.R. Nos. 254 to 262) were adopted:

A resolution (H.R. No. 254) congratulating Masao Isobe, metropolitan executive and chief executive officer of the Y.M.C.A. of Honolulu on his retirement was jointly offered by Representatives Kihano, Albano, Anderson, Andrews, Chun, Crozier, Hagino, Hashimoto, Menor, Okamura, Shito, Souki, Wong and Yoshimura.

A resolution (H.R. No. 255) expressing condolences to the family of the late Chuck Leahey and paying tribute to his many contributions to Hawaii's sports community was jointly offered by Representatives Hagino, Anderson, Andrews, Apo, Baker, Chun, Crozier, Dang, Grauly, Hashimoto, Hayes, Hirono, Honda, Ige, Ikeda, Isbell, Jones, Kawakami, Kihano, Kim, Kiyabu-Saballa, Lardizabal, Leong, Levin, Matsuura, Menor,

Morgado, Nakata, Okamura, Segawa, Takamine, Taniguchi, Tom, Tungpalan, Wong and Yoshimura.

A resolution (H.R. No. 256) congratulating the distinguished actor and president of the Screen Actors Guild, Edward Asner, on presenting the keynote address at the annual American Civil Liberties Union on March 5, 1983 was jointly offered by Representatives Hagino, Hirono, Levin, Nakasato, Tungpalan, Albano, Anderson, Andrews, Apo, Baker, Chun, Crozier, Graulty, Hashimoto, Ige, Ikeda, Isbell, Kihano, Lardizabal, Matsuura, Nakata, Okamura, Say, Segawa, Stanley, Taniguchi, Tom, Tungpalan, Wong and Peters.

A resolution (H.R. No. 257) congratulating the Oyama family upon being named the outstanding Farm Bureau Family of 1982 was jointly offered by Representatives Lardizabal, Apo, Kawakami, Dang, Hagino, Hayes, Honda, Isbell, Jones, Kihano, Menor, Morgado, Nakasato, Nakata, Shito, Taniguchi and Tom.

A resolution (H.R. No. 258) commending and congratulating Walter J. "Freckles" Smith, Jr., on receiving the second annual Pacific area travel industry leader of the year award was jointly offered by Representatives Lardizabal, Apo, Kawakami, Dang, Hagino, Hayes, Honda, Jones, Kihano, Menor, Morgado, Nakasato, Shito and Tom.

A resolution (H.R. No. 259) congratulating Shoken Kobashigawa for being named outstanding member of 1982 of the Hawaii Farm Bureau Federation was jointly offered by Representatives Lardizabal, Apo, Kawakami, Dang, Hagino, Hayes, Honda, Isbell, Jones, Kihano, Menor, Morgado, Nakasato, Nakata, Shito, Taniguchi and Tom.

A resolution (H.R. No. 260) recognizing and commending Joseph Morocco for his efforts in securing a permanent home for Hawaii's liberty bell was jointly offered by Representatives Chun, Albano, Anderson, Andrews, Baker, Blair, Bunda, Crozier, Graulty, Hagino, Hashimoto, Hayes, Hirono, Honda, Ige, Isbell, Kihano, Kiyabu-Saballa, Lardizabal, Leong, Marumoto, Morgado, Nakasato, Nakata, Okamura, Shito, Souki, Stanley, Takamine, Taniguchi, Tom, Wong and Yoshimura.

A resolution (H.R. No. 261) congratulating and commending the Robert Takitani family for receiving the great American family award was jointly offered by Representatives

Andrews, Hee, Honda, Souki, Albano, Anderson, Apo, Baker, Blair, Chun, Hagino, Hirono, Ikeda, Jones, Kawakami, Kihano, Kim, Kiyabu, Lardizabal, Leong, Marumoto, Matsuura, Medeiros, Menor, Nakasato, Nakata, Okamura, Say, Shito, Stanley, Takamine, Tom and Tungpalan.

A resolution (H.R. No. 262) congratulating and extending best wishes to the Kamiloiki Keiki Chorus as they embark on their first mainland tour was jointly offered by Representatives Ikeda, Anderson, Baker, Blair, Bunda, Chun, Crozier, Hashimoto, Hirono, Isbell, Kihano, Kiyabu, Lardizabal, Levin, Menor, Morgado, Say, Shito, Souki, Takamine, Wong and Yoshimura.

By unanimous consent, the following resolutions (H.R. Nos. 223 to 253 and 263 to 265) and concurrent resolutions (H.C.R. Nos. 77 to 89) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 223) requesting the City and County of Honolulu to develop the Waikiki War Memorial Natatorium into a Waikiki War Memorial Park was offered by Representative Say.

A resolution (H.R. No. 224) requesting the Department of Personnel Services to report on the re-examination of staff formulae by selected state agencies for the purpose of creating student assistant positions was jointly offered by Representatives Honda, Albano, Anderson, Andrews, Apo, Baker, Blair, Chun, Hagino, Hirono, Ikeda, Isbell, Jones, Kawakami, Kihano, Kim, Kiyabu, Lardizabal, Leong, Marumoto, Matsuura, Medeiros, Menor, Nakasato, Nakata, Okamura, Say, Shito, Stanley, Takamine, Tam, Tom and Tungpalan.

A resolution (H.R. No. 225) requesting a feasibility study of Moloka'i and Lana'i acquiring "Home Rule" status within the County of Maui was jointly offered by Representatives Hee, Souki, Andrews and Honda.

A resolution (H.R. No. 226) urging the Department of Transportation to install appropriate street lights and emergency telephones on H-1 highway was jointly offered by Representatives Crozier, Apo, Kiyabu-Saballa, Kihano and Shito.

A resolution (H.R. No. 227) requesting a study of armed forces use of State of Hawaii infrastructure was

jointly offered by Representatives Hee, Hagino and Nakata.

A resolution (H.R. No. 228) expressing opposition in the strongest terms to the continuing escalation of U.S. military involvement in Central America and strongly urging the Reagan administration to promptly withdraw all U.S. military advisors and cease all covert CIA operations in Central America was jointly offered by Representatives Hayes, Levin, Albano, Apo, Baker, Bunda, Hirono, Kawakami, Kiyabu-Saballa, Lardizabal, Matsuura, Morgado, Nakasato, Nakata, Okamura, Say, Takamine, Tam, Taniguchi, Wong and Yoshimura.

A resolution (H.R. No. 229) urging the immediate resignation of James Watt from his post as U.S. Secretary of the Interior was jointly offered by Representatives Hagino, Levin, Albano, Apo, Baker, Blair, Bunda, Chun, Crozier, Grauly, Hashimoto, Hayes Hee, Hirono, Kawakami, Kihano, Kim, Lardizabal, Leong, Matsuura, Menor, Morgado, Nakasato, Nakata, Okamura, Say, Segawa, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Tom, Tungpalan and Wong.

A resolution (H.R. No. 230) urging President Ronald Reagan and the United States Congress to take the necessary steps towards establishing a mutual, temporary freeze with the Soviet Union on nuclear arms production as a first, essential step towards establishing a permanent, international nuclear weapons ban was jointly offered by Representatives Hagino, Levin, Albano, Apo, Baker, Bunda, Chun, Crozier, Hashimoto, Hirono, Ikeda, Isbell, Kawakami, Kihano, Kiyabu, Kiyabu-Saballa, Lardizabal, Matsuura, Morgado, Nakasato, Nakata, Okamura, Say, Souki, Takamine, Tam, Taniguchi and Wong.

A resolution (H.R. No. 231) relating to the proposed 1984 federal budget was jointly offered by Representatives Hee, Hayes and Nakata.

A resolution (H.R. No. 232) recognizing the financial plight of Hawaii's farmers and requesting lending institutions to implement measures to defer or reduce the repayment amounts of loans made to certain farmers was jointly offered by Representatives Levin, Honda, Lardizabal and Takamine.

A resolution (H.R. No. 233) urging the City Council of Okemah, Oklahoma, to allow the establishment of a memorial

by Representatives Hagino, Levin, Albano, Anderson, Andrews, Apo, Baker, Bunda, Chun, Crozier, Dang, Hashimoto, Hirono, Honda, Ikeda, Isbell, Kawakami, Kihano, Kiyabu-Saballa, Lardizabal, Matsuura, Menor, Morgado, Nakasato, Nakata, Okamura, Say, Souki, Takamine, Tam, Taniguchi and Wong.

A resolution (H.R. No. 234) requesting a study of the provision allowing a judge or elective officer to retire at any age after at least ten years of credited service and without reduction in retirement allowance was offered by Representative Taniguchi. (By request)

A resolution (H.R. No. 235) requesting the Department of Education to investigate methods of funding contests and similar activities which promote academic achievement was jointly offered by Representatives Andrews and Hashimoto.

A resolution (H.R. No. 236) requesting the family court to study and report on marital and family counseling programs and Hawaii's divorce laws was offered by Representative Okamura.

A resolution (H.R. No. 237) requesting the Department of Education to study the feasibility of converting their course in family living from an elective course to a required course was offered by Representative Okamura.

A resolution (H.R. No. 238) requesting an updated study of the feasibility of constructing a second breakwater at Port Allen, Kauai was jointly offered by Representatives Kawakami, Albano, Apo, Bunda, Chun, Crozier, Dang, Grauly, Hayes, Hirono, Honda, Ikeda, Isbell, Jones, Kiyabu, Lardizabal, Leong, Matsuura, Menor, Morgado, Okamura, Segawa, Souki, Stanley, Tungpalan, Wong and Yoshimura.

A resolution (H.R. No. 239) requesting a temporary moratorium on increases in workers' compensation insurance rates and benefits thereunder was jointly offered by Representatives Kihano, Apo, Chun, Crozier, Honda, Isbell, Jones, Lardizabal and Leong.

A resolution (H.R. No. 240) requesting a review of admission requirements for the College of Business Administration, University of Hawaii at Manoa was jointly offered by Representatives Nakasato, Hagino, Albano, Ige,

Leong and Menor.

A resolution (H.R. No. 241) requesting the Department of Land and Natural Resources to serve as lead agency to coordinate with county public works representatives from the counties of Honolulu, Maui, Hawaii and Kauai to resolve the ambiguities of state laws relating to government responsibilities in the maintenance of streams in Hawaii was jointly offered by Representatives Tom, Albano, Apo, Baker, Chun, Graelty, Hirono, Ikeda, Kiyabu-Saballa, Lardizabal, Leong, Levin, Matsuura, Morgado, Segawa, Stanley, Takamine, Tam, Taniguchi and Wong.

A resolution (H.R. No. 242) requesting regulations regarding ocean use in the West Maui beach area was offered by Representative Hee.

A resolution (H.R. No. 243) requesting a reexamination of the Department of Health's public health regulations relating to private wastewater treatment works to strengthen requirements, provide safegurads, and enforcement of violations was jointly offered by Representatives Ikeda and Jones.

A resolution (H.R. No. 244) requesting a study of existing state hospital rate review programs was offered by Representative Baker.

A resolution (H.R. No. 245) requesting the Department of Health to form a medical panel to review health complaints alleged to be caused by exposure to hydrogen sulfide emissions was jointly offered by Representatives Levin, Albano, Anderson, Baker, Honda, Ikeda, Jones, Kiyabu-Saballa, Nakasato, Takamine, Tam and Tungpalan.

A resolution (H.R. No. 246) requesting an examination of alternatives to constructing the proposed \$74 million medium security correctional facilty was jointly offered by Representatives Levin, Albano, Nakasato and Tam.

A resolution (H.R. No. 247) requesting application to the foreign-trade zones board of the United States for authorization to establish a foreign-trade subzone at Hilo Harbor was jointly offered by Representatives Levin, Albano, Anderson, Honda, Ikeda, Jones,

Nakasato, Takamine, Tam, Tungpalan and Wong.

A resolution (H.R. No. 248) requesting a feasibility study of establishing regional legislative information offices and a teleconference network was jointly offered by Representatives Levin, Albano, Honda, Nakasato, Tam and Tungpalan.

A resolution (H.R. No. 249) requesting the implementation of more stringent measures to ensure the safe condition of school buses was jointly offered by Representatives Levin, Albano, Nakasato, Tam and Tungpalan.

A resolution (H.R. No. 250) requesting a study of state social services programs operating workfare under aid to families with dependent children was jointly offered by Representatives Levin, Albano, Anderson, Honda, Nakasato and Tam.

A resolution (H.R. No. 251) relating to the establishment of a native Hawaiian register was jointly offered by Representatives Levin, Albano, Anderson, Baker, Honda, Ikeda, Kiyabu-Saballa, Nakasato, Takamine, Tam and Wong.

A resolution (H.R. No. 252) requesting the state to consider being the sole producer of geothermal energy in Hawaii was jointly offered by Representatives Levin, Albano, Baker, Ikeda, Nakasato and Tam.

A resolution (H.R. No. 253) requesting the Department of Health to conduct a study of the effects on humans of long-term exposure to hydrogen sulfide was jointly offered by Representatives Levin, Albano, Anderson, Baker, Honda, Ikeda, Jones, Kiyabu-Saballa, Nakasato, Takamine, Tam, Tungpalan and Wong.

A resolution (H.R. No. 263) requesting the Sea Grant extension service of the University of Hawaii at Manoa, to coordinate the planning and development of marine activities and facilities on the Big Island was jointly offered by Representatives Nakasato, Matsuura, Hagino, Albano, Graelty, Hayes, Jones, Kim, Lardizabal, Nakata, Say, Takamine, Taniguchi and Wong.

A resolution (H.R. No. 264) requesting the consolidation of the compensatory education programs was jointly offered by Representatives Hashimoto and Kiyabu.

A resolution (H.R. No. 265) declaring the week of May 14 through 20, 1983 Hawaii Gifted and Talented Children's

Week was jointly offered by Representatives Hashimoto, Anderson, Hayes, Hee, Hirono, Ikeda, Jones, Kawakami, Kihano, Kim, Matsuura, Menor, Morgado, Nakasato, Nakata, Rohlfing, Segawa, Shito, Takamine and Tom.

A concurrent resolution (H.C.R. No. 77) requesting the Board of Land and Natural Resources to rename Sand Island State Park as Hawaii Veterans Memorial State Park was jointly offered by Representatives Say and Baker.

A concurrent resolution (H.C.R. No. 78) requesting the City and County of Honolulu to develop the Waikiki War Memorial Natatorium into a Waikiki War Memorial Park was offered by Representative Say.

A concurrent resolution (H.C.R. No. 79) urging President Ronald Reagan and the United States Congress to take the necessary steps towards establishing a mutual, temporary freeze with the Soviet Union on nuclear arms production as a first, essential step towards establishing a permanent, international nuclear weapons ban was jointly offered by Representatives Hagino, Levin, Bunda, Crozier, Hashimoto, Hirono, Ikeda, Isbell, Kawakami, Kihano, Kiyabu, Kiyabu-Saballa, Lardizabal, Matsuura, Morgado, Nakasato, Nakata, Okamura, Say, Takamine, Tam, Taniguchi and Wong.

A concurrent resolution (H.C.R. No. 80) urging the immediate resignation of James Watt from his post as U.S. Secretary of the Interior was jointly offered by Representatives Hagino, Levin, Albano, Apo, Baker, Blair, Bunda, Chun, Crozier, Graulty, Hayes, Hee, Hirono, Kawakami, Kihano, Kim, Lardizabal, Leong, Matsuura, Menor, Morgado, Nakasato, Nakata, Okamura, Say, Segawa, Shito, Stanley, Takamine, Tam, Taniguchi, Tom, Tungpalan and Wong.

A concurrent resolution (H.C.R. No. 81) expressing opposition in the strongest terms to the continuing escalation of U.S. military involvement in Central America and strongly urging the Reagan administration to promptly withdraw all U.S. military advisors and cease all covert CIA operations in Central America was jointly offered by Representatives Hagino, Levin, Baker, Bunda, Hirono, Kawakami, Kiyabu-Saballa, Lardizabal, Matsuura, Morgado, Nakasato, Nakata, Okamura, Taniguchi, Wong and Yoshimura.

A concurrent resolution (H.C.R. No. 82) urging the City Council of Okemah, Oklahoma, to allow the establishment of a memorial of Woody Guthrie was jointly offered by Representatives Hagino, Levin, Anderson, Andrews, Baker, Bunda, Chun, Dang, Hashimoto, Hirono, Ikeda, Isbell, Kawakami, Kiyabu, Lardizabal, Menor, Nakasato, Nakata, Takamine, Tam, Taniguchi and Wong.

A concurrent resolution (H.C.R. No. 83) requesting a study of armed forces use of State of Hawaii infrastructure was jointly offered by Representatives Hee, Hagino and Nakata.

A concurrent resolution (H.C.R. No. 84) relating to the proposed 1984 federal budget was jointly offered by Representatives Hee, Hagino and Nakata.

A concurrent resolution (H.C.R. No. 85) requesting the family court to study and report on marital and family counseling programs and Hawaii's divorce laws was offered by Representative Okamura.

A concurrent resolution (H.C.R. No. 86) requesting the Department of Education to study the feasibility of converting their course in family living from an elective course to a required course was offered by Representative Okamura.

A concurrent resolution (H.C.R. No. 87) requesting an updated study of the feasibility of constructing a second breakwater at Port Allen, Kauai was jointly offered by Representatives Kawakami, Albano, Apo, Bunda, Chun, Crozier, Dang, Graulty, Hayes, Hirono, Honda, Ikeda, Isbell, Jones, Kiyabu, Lardizabal, Leong, Matsuura, Menor, Morgado, Okamura, Segawa, Souki, Stanley, Tungpalan, Wong and Yoshimura.

A concurrent resolution (H.C.R. No. 88) requesting a temporary moratorium on increases in workers' compensation insurance rates and benefits thereunder was jointly offered by Representatives Kihano, Apo, Baker, Chun, Crozier, Honda, Isbell, Jones, Lardizabal and Leong.

A concurrent resolution (H.C.R. No. 89) requesting a study of existing state hospital rate review programs was offered by Representative Baker.

At 11:50 o'clock a.m., the Chair

declared a recess "to allow both caucusses to discuss Stand. Com. Rep. Nos. 64 and 65", subject to the call of the Chair.

The House of Representatives reconvened at 11:55 o'clock a.m.

DEFERRED MATTERS FROM EARLIER ON THE CALENDAR

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 64) recommending that H.R. No. 22 be adopted.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.R. No. 22 entitled: "HOUSE RESOLUTION RESPECTFULLY URGING THE PRESIDENT AND THE CONGRESS TO AUTHORIZE THE CONTINUED USE OF TAX-EXEMPT REVENUE BONDS AS THE PRIMARY SOURCE OF FUNDING FOR HAWAII'S HULA MAE MORTGAGE LOAN PROGRAM", was adopted.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 65) recommending that H.C.R. No. 17 be adopted.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.C.R. No. 17 entitled: "HOUSE CONCURRENT RESOLUTION RESPECTFULLY URGING THE PRESIDENT AND THE CONGRESS TO AUTHORIZE THE CONTINUED USE OF TAX-EXEMPT REVENUE BONDS AS THE PRIMARY SOURCE OF FUNDING FOR HAWAII'S HULA MAE MORTGAGE LOAN PROGRAM", was adopted.

ADJOURNMENT

At 12:01 o'clock p.m., on motion by Representative Segawa, seconded by Representative Marumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m., tomorrow, Wednesday, March 2, 1983.

TWENTY-FIFTH DAY

Wednesday, March 2, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Chaplain Roosevelt Winfrey, Jr. of Schofield Barracks, after which the Roll was called showing all members present with the exception of Representatives Anderson and Graulty, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Fourth Day was deferred.

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

Representative Apo introduced 60 Juniors from Nanakuli High School. They were accompanied by their teachers, Mr. Bob Hu and Mr. Stanley Tamashiro; Mrs. Sharon Freitas, Counselor; and Kalani Amaral, chaperone.

Representative Kawakami introduced 30 students (political science and economics) from Waimea High School on Kauai. They were accompanied by their teacher, Mrs. Frances Moriguchi, and chaperone, Mrs. Tsuruko Goto.

Representative Segawa introduced his friends from Hilo, Hawaii: Albert Nahale-a and his wife, Kane, and sister, Mrs. Analani Kimi.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following House bills were re-referred as follows:

<u>H.B. Nos.</u>	<u>Re-referred to:</u>
789	Committee on Judiciary
795	Jointly to the Committees on Public Employment and Government Operations and Judiciary, then to the Committee on Finance
1495	Committee on Finance

STANDING COMMITTEE REPORTS

Representatives Say and Takamine, for the Committees on Water, Land Use, Development and Hawaiian Affairs and Agriculture, presented a joint report (Stand. Com. Rep. No. 93) recommending that H.B. No. 1579, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Takamine and carried, the joint report of the Committees was adopted and H.B. No. 1579, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PARKS", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 94) recommending that H.B. No. 1116, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 1116, HD 1, entitled: "A BILL FOR AN ACT RELATING TO POULTRY", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 95) recommending that H.B. No. 1117 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 1117, entitled: "A BILL FOR AN ACT RELATING TO STATE FAIRS", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 96) recommending that H.B. No. 1132, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee

was adopted and H.B. No. 1132, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 97) recommending that H.B. No. 1190, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 1190, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY FARM LOANS", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 98) recommending that H.B. No. 497, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 497, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRUGS", passed Second Reading and was referred to the Committee on Consumer Protection and Commerce.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 99) recommending that H.B. No. 1021 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 1021, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ASSESS THE EFFECTS OF ELECTROMAGNETIC RADIATION FROM THE RADIO TRANSMITTER FACILITY AT LUALUALEI, OAHU", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 100) recommending that H.B. No. 1086 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 1086, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 101) recommending that H.B. No. 1087, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 1087, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 102) recommending that H.B. No. 1145 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 1145, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 103) recommending that H.B. No. 1207, as amended in HD 1, be recommitted to the Committee on Water, Land Use, Development and Hawaiian Affairs.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 1207, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS AND THE PUBLIC LAND TRUST", was recommitted to the Committee on Water, Land Use, Development and Hawaiian Affairs.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 104) recommending that H.B. No. 1571, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say,

seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 1571, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 105) recommending that H.B. No. 1505 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 1505, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 106) recommending that H.B. No. 1129 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 1129, entitled: "A BILL FOR AN ACT RELATING TO CONCESSION BID DEPOSITS", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 107) recommending that H.B. No. 1120 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 1120, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 108) recommending that H.B. No. 37, as amended in HD 1, pass Second Reading and be referred to the Committee

on Finance.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 37, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HIGH TECHNOLOGY INDUSTRIES", passed Second Reading and was referred to the Committee on Finance.

Representatives Hashimoto and Matsuura, for the Committees on Education and Ocean and Marine Resources, presented a joint report (Stand. Com. Rep. No. 109) recommending that H.B. No. 27, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hashimoto, seconded by Representative Matsuura and carried, the joint report of the Committees was adopted and H.B. No. 27, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARINE EDUCATION", passed Second Reading and was referred to the Committee on Finance.

Representative Hashimoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 110) recommending that H.B. No. 182 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hashimoto, seconded by Representative Hee and carried, the report of the Committee was adopted and H.B. No. 182, entitled: "A BILL FOR AN ACT RELATING TO THE SCHOOL PRIORITY FUND", passed Second Reading and was referred to the Committee on Finance.

Representative Tungpalan, for the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 111) recommending that H.B. No. 128, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tungpalan, seconded by Representative Levin and carried, the report of the Committee was adopted and H.B. No. 128, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION", passed Second Reading and was referred to the Committee on Finance.

Representative Tungpalan, for the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 112) recommending that H.B. No. 61, as

amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tungpalan, seconded by Representative Levin and carried, the report of the Committee was adopted and H.B. No. 61, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE WAGE AND HOUR LAW", passed Second Reading and was referred to the Committee on Finance.

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 113) recommending that H.B. No. 887, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, the report of the Committee was adopted and H.B. No. 887, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL", passed Second Reading and was referred to the Committee on Judiciary.

Representatives Okamura and Hashimoto, for the Committees on Energy, Ecology and Environmental Protection and Education, presented a joint report (Stand. Com. Rep. No. 114) recommending that H.B. No. 503 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative Hashimoto and carried, the joint report of the Committees was adopted and H.B. No. 503, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE A GRANT-IN-AID TO MAKIKI ENVIRONMENTAL EDUCATION CENTER, INC., OAHU", passed Second Reading and was referred to the Committee on Finance.

Representative Andrews, for the Committee on State General Planning, presented a report (Stand. Com. Rep. No. 115) recommending that H.B. No. 268, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Andrews, seconded by Representative Morgado and carried, the report of the Committee was adopted and H.B. No. 268, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE POPULATION

AND PLANNING", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 116) recommending that H.B. No. 820, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 820, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN AGRICULTURAL TRAINING PROGRAM ON THE ISLAND OF MOLOKA'I", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 117) recommending that H.B. No. 939, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 939, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A FEED AND FORAGE PRODUCTION PROGRAM", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 118) recommending that H.B. No. 940, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 940, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AN AGRICULTURAL PRODUCTION AND MARKETING PLAN", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 119) recommending that H.B. No. 942, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata

and carried, the report of the Committee was adopted and H.B. No. 942, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 120) recommending that H.B. No. 943 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 943, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT TAX CREDITS", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 121) recommending that H.B. No. 944, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 944, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 122) recommending that H.B. No. 48, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 48, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ASSIST THOSE AFFECTED BY THE CLOSE DOWN OF THE MOLOKAI PINEAPPLE PLANTATION", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 123) recommending that H.B. No. 644, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee

was adopted and H.B. No. 644, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FARM FAIR", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 124) recommending that H.B. No. 500, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 500, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PESTICIDE HAZARD ASSESSMENT PROJECT", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 125) recommending that H.B. No. 636 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 636, entitled: "A BILL FOR AN ACT RELATING TO THE MOLOKAI GENERAL HOSPITAL", passed Second Reading and was referred to the Committee on Finance.

Representatives Hirono and Ige, for the Committees on Housing and Human Services, presented a joint report (Stand. Com. Rep. No. 126) recommending that H.B. No. 1228, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Ige and carried, the report of the Committees was adopted and H.B. No. 1228, HD 1, entitled: "A BILL FOR AN ACT ESTABLISHING A PROGRAM TO PROVIDE OHANA UNITS TO ELDERLY AND HANDICAPPED PERSONS", passed Second Reading and was referred to the Committee on Finance.

Representative Hirono, for the majority of the Committee on Housing, presented a report (Stand. Com. Rep. No. 127) recommending that H.B. No. 314 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the majority

of the Committee was adopted and H.B. No. 314, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY", passed Second Reading and was referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 128) recommending that H.B. No. 719, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 719, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ADVISORY COUNCIL OF HOUSING AND CONSTRUCTION INDUSTRY", passed Second Reading and was referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 129) recommending that H.B. No. 813 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 813, entitled: "A BILL FOR AN ACT RELATING TO FACTORY-BUILT HOUSING", passed Second Reading and was referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 130) recommending that H.B. No. 817 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 817, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 131) recommending that H.B. No. 209 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee

was adopted and H.B. No. 209, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF DEALERS IN FARM PRODUCE", passed Second Reading and was placed on the calendar for Third Reading.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 132) recommending that H.B. No. 211 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 211, entitled: "A BILL FOR AN ACT AMENDING SECTION 142-12, HAWAII REVISED STATUTES, RELATING TO PENALTIES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 133) recommending that H.B. No. 208, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 208, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GRADES AND STANDARDS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 134) recommending that H.B. No. 753 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 753, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed Second Reading and was placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 135) recommending that H.B. No. 276, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 276, HD

1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", passed Second Reading and was placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 136) recommending that H.B. No. 765 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 765, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of H.B. Nos. 209; 211; 208, HD 1; 753; 276, HD 1; and 765 were made available to the members of the House at 11:30 o'clock a.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 137) recommending that H.B. No. 72, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 137 on H.B. No. 72, HD 2, was deferred until Friday, March 4, 1983, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 72, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

At 11:50 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:55 o'clock a.m., the Chair directed the Clerk to note the presence of Representatives Anderson and Graulty.

Representative Tungpalan then introduced Anna Vesikula, Margaret Nakakus and Cecelia Kave, recipients of the Pacific Fellowship Grants of the American Association of University Women, Honolulu Branch. They were accompanied by Mrs. Florence Lau of the American Association of University Women and Ms. Margaret Peach.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 266 to 272) and concurrent resolutions (H.C.R. Nos. 90 to 95) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 266) requesting Hawaii's congressional delegation to oppose the attempt to raise the age of eligibility for social security was jointly offered by Representatives Ige and Leong.

A resolution (H.R. No. 267) requesting a study to determine alternative means to raise the standard of living of recipients of federal supplemental security income benefits while maintaining their eligibility for federal food stamps and housing assistance was jointly offered by Representatives Ige and Leong.

A resolution (H.R. No. 268) requesting the Department of Health to examine its proposed rules regarding long-term care facilities was jointly offered by Representatives Ige and Leong.

A resolution (H.R. No. 269) urging State funded programs to increase program funds through the promotion of voluntary contributions for services by program participants and recipients was jointly offered by Representatives Ige and Leong.

A resolution (H.R. No. 270) requesting a study of the feasibility of allowing private long-term care facilities and the State to combine their purchases of supplies with the intent of lowering unit costs through volume purchasing was jointly offered by Representatives Ige and Leong.

A resolution (H.R. No. 271) requesting a study on the consolidation into one agency of the Commission on the Status of Women, Commission on the Handicapped, and the Office of Affirmative Action was offered by Representative Okamura.

A resolution (H.R. No. 272) requesting the Department of Health to report on the scope and features of the comprehensive services required by the emotionally and mentally ill, alcoholics and drug abusers was jointly offered by Representatives Chun, Apo, Blair, Dang, Graulty, Hayes, Kawakami, Kiyabu-Saballa, Leong, Levin, Marumoto, Menor, Morgado, Nakasato, Okamura, Say, Shito, Souki, Tam, Taniguchi, Tom and Wong.

A concurrent resolution (H.C.R. No. 90) requesting a study on the consolidation into one agency of the Commission on the Status of Women, Commission on the Handicapped, and the Office of Affirmative Action was offered by Representative Okamura.

A concurrent resolution (H.C.R. No. 91) requesting a study of the necessity and feasibility of a comprehensive review of the Hawaii insurance laws was offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 92) requesting the Department of Commerce and Consumer Affairs to review the implementation and administration of the pilotage law was offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 93) relating to a policy on long term care for the elderly was offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 94) relating to the Tax Review Commission was offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 95) requesting a feasibility study on improving air carrier service for moving diversified Hawaii agricultural products was offered by Representative Peters. (By request)

SUSPENSION OF RULES

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar.

THIRD READING

The following bills, which were on the calendar for Third Reading, were read throughout and the following actions taken:

H.B. No. 306:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 306, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, AND SURVEYORS", passed Third Reading by a vote of 51 ayes.

H.B. No. 658:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 658, entitled: "A BILL FOR AN ACT RELATING TO ENGINEERS, ARCHITECTS, AND SURVEYORS", passed Third Reading by a vote of 51 ayes.

H.B. No. 304:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 304, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS AND SURVEYORS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 306, 658 and 304 had passed Third Reading at 11:51 o'clock a.m.

H.B. No. 657:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 657, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF ELECTRICIANS AND PLUMBERS", passed Third Reading by a vote of 51 ayes.

H.B. No. 273:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 273, entitled: "A BILL FOR AN ACT RELATING TO THE SUBPOENA POWERS OF THE DIRECTOR OF THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 657 and 273 had passed Third Reading at 11:52 o'clock a.m.

STANDING COMMITTEE REPORTS

Representative Albano, for the majority of the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 138) recommending that H.B. No. 83, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the majority

of the Committee was adopted and H.B. No. 83, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 139) recommending that H.B. No. 266 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 266, entitled: "A BILL FOR AN ACT RELATING TO DEFERRED COMPENSATION PLAN FOR PUBLIC EMPLOYEES", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 140) recommending that H.B. No. 263 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 263, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the majority of the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 141) recommending that H.B. No. 233 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the majority of the Committee was adopted and H.B. No. 233, entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 142) recommending that H.C.R. No. 16 be referred to the Committee on Legislative Management.

On motion by Representative Albano,

seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.C.R. No. 16, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REVIEW OF STATE AND COUNTY FUNCTIONS AND RESPONSIBILITIES AND TO DEFINE STATE AND COUNTY FINANCIAL POWERS AND RESOURCES IN LINE WITH THOSE RESPONSIBILITIES", was referred to the Committee on Legislative Management.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 143) recommending that H.R. No. 49, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.R. No. 49, HD 1, entitled: "HOUSE RESOLUTION REQUESTING AN EXPLORATION OF THE FEASIBILITY OF ESTABLISHING A REVOLVING FUND FOR MAJOR AGRICULTURAL INDUSTRIES", was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 144) recommending that H.C.R. No. 22, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.C.R. No. 22, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN EXPLORATION OF THE FEASIBILITY OF ESTABLISHING A REVOLVING FUND FOR MAJOR AGRICULTURAL INDUSTRIES", was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 145) recommending that H.B. No. 206 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 206, entitled: "A BILL FOR AN ACT RELATING TO THE STATE IMMIGRANT SERVICES CENTER", passed Second Reading and was referred to the Committee on Finance.

ADJOURNMENT

At 12:02 o'clock p.m., on motion

by Representative Segawa, seconded
by Representative Marumoto and
carried, the House of Representatives

adjourned until 11:30 o'clock a.m.
tomorrow, Thursday, March 3,
1983.

TWENTY-SIXTH DAY

Thursday, March 3, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Reverend Ned Brown, representing Pali View Baptist Church, after which the Roll was called showing all members present with the exception of Representative Hashimoto, who was excused.

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

On motion by Representative Segawa, seconded by Representative Marumoto and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Fourth Day was approved.

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

Representative Menor introduced 3 "outstanding high school students" from Mililani High School: Gayle Itamoto, student body president; Jeannie Joyce, homecoming committee chairman; and Nicola Ofner, editor of the school newspaper.

Representative Kim introduced her brother, Richard Mercado.

Representative Kiyabu-Saballa introduced members of the night club business: Heine Fountain from the Jazz Cellar, Mary Anne Brum from The Pump, Francis Apollola from The Point After, Jack Law from The Wave, Leroy Sajulga from the Jazz Cellar and Paul Bowskill from Infinity.

Representative Levin introduced students from Ka'u on the Big Island who are lobbying for "improved educational opportunities": Eric McCarthy, Kalani Simpson, David Salazar, Stephen Sakata, Janice Lacro, Denise Ropa, Michelle Arnold, Cheryl Kai and Zenaida Alvarez. They were accompanied by Irene Maguire, Jim Simpson and John Lee. Their trip was financed through the contributions and efforts of the Naalehu Community Club, Naalehu PTA, Ka'u High and Elementary School PTO, Ocean

View American Legion and the Ka'u Lions Club.

Representative Blair introduced Richard Body on behalf of Representatives Baker, Bunda, Grauly, Hagino, Hee, Ige, Kiyabu-Saballa, Morgado, Nakata, Souki, Tam and Taniguchi, as "the only man who introduced testimony against raising the drinking age to 21."

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 223 to 253 and 263 to 265) and concurrent resolutions (H.C.R. Nos. 77 to 89) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
223	Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
224	Committee on Public Employment and Government Operations, then to the Committee on Finance
225	Jointly to the Committees on Judiciary; and Public Employment and Government Operations, then to the Committee on Legislative Management
226	Committee on Transportation
227	Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
228	Committee on Judiciary
229	Committee on Energy, Ecology and Environmental Protection
230	Committee on Judiciary
231	Committee on Finance
232	Jointly to the Committees on Agriculture and Consumer Protection and Commerce
233	Committee on Public Employment and Government Operations
234	Committee on Public Employment and Government Operations, then to the Committee on Finance

- 235 Committee on Education then to the Committee on Finance
- 236 Committee on Judiciary, then to the Committee on Finance
- 237 Committee on Education, then to the Committee on Finance
- 238 Committee on Transportation, then to the Committee on Finance
- 239 Jointly to the Committees on Employment Opportunities and Labor Relations; and Consumer Protection and Commerce
- 240 Committee on Higher Education and the Arts, then to the Committee on Finance
- 241 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 242 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 243 Committee on Health, then to the Committee on Finance
- 244 Committee on Health, then to the Committee on Finance
- 245 Committee on Health, then to the Committee on Finance
- 246 Committee on Corrections and Rehabilitation, then to the Committee on Finance
- 247 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 248 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 249 Jointly to the Committees on Transportation and Education, then to the Committee on Finance
- 250 Committee on Human Services, then to the Committee on Finance
- 251 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 252 Committee on Energy, Ecology and Environmental Protection, then to the Committee on Finance
- 253 Committee on Health,
- 263 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Tourism, then to the Committee on Finance
- 264 Committee on Education, then to the Committee on Finance
- 265 Committee on Education
- H.C.R. Nos.
- 77 Committee on Water, Land Use, Development and Hawaiian Affairs
- 78 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 79 Committee on Judiciary
- 80 Committee on Energy, Ecology and Environmental Protection
- 81 Committee on Judiciary
- 82 Committee on Public Employment and Government Operations
- 83 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 84 Committee on Finance
- 85 Committee on Judiciary, then to the Committee on Finance
- 86 Committee on Education, then to the Committee on Finance
- 87 Committee on Transportation, then to the Committee on Finance
- 88 Jointly to the Committees on Employment Opportunities and Labor Relations; and Consumer Protection and Commerce
- 89 Committee on Health, then to the Committee on Finance
- COMMITTEE REASSIGNMENTS
- The following bills were disposed of as follows:
- H.B. Nos. Re-referred to:
- 440 Committee on Consumer Protection and Commerce
- 708 Jointly to the Committees on Housing and Judiciary

- 709 Jointly to the Committees on Judiciary and Housing, then to the Committee on Finance
- 710 Committee on Housing
- 711 Committee on Housing
- 811 Committee on Consumer Protection and Commerce
- 866 Jointly to the Committees on Consumer Protection and Commerce; and Judiciary
- 1028 Committee on Consumer Protection and Commerce
- 1042 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Energy, Ecology and Environmental Protection
- 1340 Committee on Consumer Protection and Commerce

STANDING COMMITTEE REPORTS

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 146) recommending that H.B. No. 915 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 915 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 147) recommending that H.B. No. 428, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 428, HD1 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 148) recommending that H.B. No. 966, as amended in HD1, pass Second Reading and

be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 966, HD1 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE", passed Second Reading and was referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 149) recommending that H.B. No. 814 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 814 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY", passed Second Reading and was referred to the Committee on Finance.

Representative Hirono, for the majority of the Committee on Housing, presented a report (Stand. Com. Rep. No. 150) recommending that H.B. No. 716, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 716, HD1 entitled: "A BILL FOR AN ACT AMENDING THE CONVEYANCE TAX LAW TO PROVIDE FOR COUNTY HOUSING FUNDS", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 151) recommending that H.B. No. 191 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 191 entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE SUPPLEMENTAL POLICE PROTECTION SERVICES IN THE HAWAIIAN BEACHES COMMUNITY ON THE ISLAND OF HAWAII", passed Second Reading and was referred

to the Committee on Finance.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 152) recommending that H.B. No. 330 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, the report of the Committee was adopted and H.B. No. 330 entitled: "A BILL FOR AN ACT RELATING TO AERONAUTICS", passed Second Reading and was referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 153) recommending that H.B. No. 552 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, the report of the Committee was adopted and H.B. No. 552 entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION ON TRANSPORTATION", passed Second Reading and was referred to the Committee on Finance.

Representative Matsuura, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 154) recommending that H.B. No. 53, as amended in HD2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Matsuura, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 53, HD2 entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 155) recommending that H.B. No. 71, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 71, HD1 entitled: "A BILL FOR AN ACT RELATING TO SCHOOL HEALTH SERVICES", passed Second Reading and was referred to the

Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 156) recommending that H.B. No. 1154 pass Second Reading and was referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 1154 entitled: "A BILL FOR AN ACT RELATING TO THE DEVELOPMENTAL DISABILITIES COUNCIL", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 157) recommending that H.B. No. 1144 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 1144 entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES", passed Second Reading and was referred to the Committee on Finance.

At 11:49 o'clock a.m., at the request of Representative Blair, the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:50 o'clock a.m.

By unanimous consent, action on Stand. Com. Rep. No. 158 on H.B. No. 40, HD1 was deferred until the end of the calendar.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 159) recommending that H.B. No. 14, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 14, HD1 entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CRIMINAL JUSTICE TRAINING FUND", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 160) recommending that H.B. No.

17, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 17, HD1 entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE WITNESS SECURITY AND PROTECTION PROGRAM", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 161) recommending that H.B. No. 387, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 387, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 162) recommending that H.B. No. 253 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 253 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", passed Second Reading and was referred to the Committee on Finance.

Representative Hagino, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 163) recommending that H.B. No. 361 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hagino, seconded by Representative Apo and carried, the report of the Committee was adopted and H.B. No. 361 entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE FRIENDS OF WAIPAHO CULTURAL GARDEN PARK", passed Second Reading and was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a

report (Stand. Com. Rep. No. 164) recommending that H.B. No. 320 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Leong and carried, the report of the Committee was adopted and H.B. No. 320 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE FOR CHILDREN", passed Second Reading and was referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 165) recommending that H.R. No. 62, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, the report of the Committee was adopted and H.R. No. 62, HD1 entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONDUCT A STUDY OF THE STATE HIGHWAY FUND AND MAKE RECOMMENDATIONS AS TO POSSIBLE ALTERNATIVE METHODS OF FUNDING HAWAII'S ROAD NEEDS", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the following resolutions (H.R. Nos. 281 to 284) and concurrent resolutions (H.C.R. No. 103) were adopted:

A resolution (H.R. No. 281) congratulating Gordon Kainoa, Island Teacher of the Year was jointly offered by Representatives Takamine, Albano, Andrews, Apo, Baker, Blair, Chun, Crozier, Dang, Gaulty, Hagino, Hashimoto, Hee, Honda, Isbell, Jones, Kawakami, Kihano, Kim, Kiyabu-Saballa, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakata, Okamura, Segawa, Stanley, Tungpalan, Wong and Yoshimura.

A resolution (H.R. No. 282) congratulating the Kohala Cowboys on winning the North Crown in the Big Island Interscholastic Basketball Conference was jointly offered by Representatives Takamine, Apo, Baker, Chun, Crozier, Dang, Gaulty, Hee, Honda, Isbell, Kawakami, Kim, Kiyabu-Saballa, Leong, Levin, Marumoto, Matsuura, Morgado, Nakata, Okamura, Segawa, Stanley and Yoshimura.

A resolution (H.R. No. 283) commending the Tokyu Group for developing the Mauna Lani Bay Hotel and extending best wishes upon the opening of the world class resort was jointly offered by Representatives Takamine, Apo, Baker, Chun, Crozier, Dang, Grauly, Hee, Honda, Isbell, Kawakami, Kim, Kiyabu-Saballa, Leong, Levin, Marumoto, Matsuura, Morgado, Nakata, Okamura, Segawa, Stanley and Yoshimura.

A resolution (H.R. No. 284) recognizing the Kohala Future Farmers of America for its contribution to Hawaii's agriculture, and extending best wishes for a successful "1983 Open Market Day" was jointly offered by Representatives Takamine, Albano, Andrews, Apo, Baker, Blair, Chun, Crozier, Dang, Grauly, Hashimoto, Hee, Honda, Isbell, Jones, Kim, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Morgado, Nakata, Okamura, Segawa, Shito, Stanley, Taniguchi, Wong and Yoshimura.

A concurrent resolution (H.C.R. No. 103) recognizing and supporting the sixth annual "Augustfest" to be held in Honokaa, the "Macademia Nut Capitol of the World"; and the Macadamian, Inc.; and urging government support in the promotion of the macadamia nut industry was jointly offered by Representatives Takamine, Andrews, Apo, Baker, Blair, Chun, Crozier, Dang, Grauly, Hee, Isbell, Jones, Kawakami, Leong, Levin, Marumoto, Matsuura, Morgado, Nakata, Okamura, Segawa, Stanley and Yoshimura.

By unanimous consent, the following resolutions (H.R. Nos. 273 to 280) and concurrent resolutions (H.C.R. Nos. 96 to 102) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 273) requesting expeditious negotiations for land exchange in Kamuela for Waimea Elementary and Intermediate School was jointly offered by Representatives Takamine, Albano, Apo, Chun, Crozier, Dang, Grauly, Hee, Isbell, Kawakami, Kiyabu-Saballa, Leong, Levin, Marumoto, Matsuura, Morgado, Okamura, Segawa, Stanley and Yoshimura.

A resolution (H.R. No. 274) requesting the establishment

of a uniform shelf life limit for milk in Hawaii was jointly offered by Representatives Takamine, Apo, Baker, Chun, Crozier, Dang, Grauly, Hee, Honda, Isbell, Kawakami, Kim, Leong, Levin, Marumoto, Matsuura, Morgado, Nakata, Okamura, Segawa, Stanley and Yoshimura.

A resolution (H.R. No. 275) requesting a modification of the terms of the emergency loans made to dairy farmers in 1982 was jointly offered by Representatives Takamine, Apo, Baker, Chun, Crozier, Dang, Grauly, Hee, Honda, Isbell, Kawakami, Kim, Kiyabu-Saballa, Leong, Levin, Matsuura, Menor, Morgado, Nakata, Okamura, Segawa, Stanley, Tungpalan and Yoshimura.

A resolution (H.R. No. 276) requesting opposition of the new federal law requiring deductions from federal price support payments to dairy farmers to offset the milk surplus was jointly offered by Representatives Takamine, Apo, Baker, Chun, Crozier, Dang, Grauly, Hee, Honda, Isbell, Kawakami, Kim, Leong, Levin, Matsuura, Morgado, Nakata, Okamura, Segawa, Stanley and Yoshimura.

A resolution (H.R. No. 277) requesting state assistance for milk product promotion and advertising was jointly offered by Representatives Takamine, Apo, Baker, Chun, Crozier, Dang, Grauly, Hee, Honda, Isbell, Kawakami, Kim, Kiyabu-Saballa, Leong, Levin, Matsuura, Morgado, Nakata, Okamura, Segawa, Stanley and Yoshimura.

A resolution (H.R. No. 278) requesting the leasing of state land for expansion of the vacuum cooling plant operation in Kamuela was jointly offered by Representatives Takamine, Apo, Chun, Crozier, Dang, Grauly, Hee, Honda, Isbell, Kawakami, Leong, Levin, Marumoto, Matsuura, Menor, Morgado, Nakata, Okamura, Stanley, Tungpalan and Yoshimura.

A resolution (H.R. No. 279) requesting the United State government to provide federal funding to the State of Hawaii for improvement of the Saddle Road on the Island of Hawaii was jointly offered by Representatives Takamine, Albano, Apo, Baker, Chun, Crozier, Dang, Grauly, Hee, Honda, Isbell, Kawakami, Kim, Leong, Levin, Matsuura, Morgado, Nakata, Okamura, Segawa, Stanley and Yoshimura.

A resolution (H.R. No. 280) requesting a review of state program needs

and grants-in-aid was jointly offered by Representatives Segawa, Apo, Baker, Blair, Chun, Crozier, Hagino, Hashimoto, Ige, Jones, Kawakami, Kiyabu, Leong, Menor, Say, Shito, Stanley, Takamine, Taniguchi and Wong.

A concurrent resolution (H.C.R. No. 96) requesting the leasing of state land for expansion of the vacuum cooling plant operation in Kamuela was jointly offered by Representatives Takamine, Apo, Chun, Crozier, Dang, Grauly, Hee, Isbell, Kawakami, Levin, Matsuura, Morgado, Okamura, Segawa and Yoshimura.

A concurrent resolution (H.C.R. No. 97) requesting opposition of the new federal law requiring deductions from federal prices support payments to dairy farmers to offset the milk surplus was jointly offered by Representatives Takamine, Apo, Baker, Chun, Crozier, Dang, Grauly, Hee, Honda, Isbell, Kawakami, Kim, Leong, Levin, Matsuura, Morgado, Nakata, Okamura, Segawa, Stanley and Yoshimura.

A concurrent resolution (H.C.R. No. 98) requesting the United States government to provide federal funding to the State of Hawaii for improvement of the Saddle Road on the Island of Hawaii was jointly offered by Representatives Takamine, Apo, Baker, Chun, Crozier, Dang, Grauly, Hee, Honda, Isbell, Kawakami, Kim, Leong, Levin, Matsuura, Morgado, Nakata, Okamura, Segawa, Stanley and Yoshimura.

A concurrent resolution (H.C.R. No. 99) requesting a modification of the terms of the emergency loans made to dairy farmers in 1982 was jointly offered by Representatives Takamine, Apo, Baker, Chun, Crozier, Dang, Grauly, Hee, Honda, Isbell, Kawakami, Kim, Leong, Levin, Matsuura, Morgado, Nakata, Okamura, Segawa, Stanley and Yoshimura.

A concurrent resolution (H.C.R. No. 100) requesting state assistance for milk product promotion and advertising was jointly offered by Representatives Takamine, Apo, Baker, Chun, Crozier, Dang, Grauly, Hee, Honda, Isbell, Kawakami, Kim, Kiyabu-Saballa, Leong, Levin, Marumoto, Matsuura, Morgado, Nakata, Okamura, Segawa, Stanley and Yoshimura.

A concurrent resolution (H.C.R. No. 101) requesting the establishment of a uniform shelf life limit for milk in Hawaii was jointly offered by Representatives Takamine, Apo, Baker, Chun, Crozier, Dang, Grauly, Hee, Honda, Isbell, Kawakami, Kim, Kiyabu-Saballa, Leong, Levin, Marumoto, Matsuura, Morgado, Nakata, Okamura, Segawa, Stanley and Yoshimura.

A concurrent resolution (H.C.R. No. 102) requesting expeditious negotiations for land exchange in Kamuela for Waimea Elementary and Intermediate School was jointly offered by Representatives Takamine, Apo, Chun, Crozier, Dang, Hagino, Hee, Isbell, Leong, Levin, Matsuura, Morgado, Nakata, Okamura, Stanley and Yoshimura.

SUSPENSION OF RULES

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar.

THIRD READING

The following bills which were on the calendar for Third Reading, were read throughout and the following action taken:

H.B. No. 311, HD1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 311, HD1 entitled: "A BILL FOR AN ACT MAKING AN AMENDMENT TO SECTION 314-8, HAWAII REVISED STATUTES", passed Third Reading by a vote of 50 ayes, with Representative Hashimoto being excused.

H.B. No. 305, HD1:

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 305, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE NAME OF THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS AND SURVEYORS", passed Third Reading by a vote of 50 ayes, with Representative Hashimoto being excused.

The Chair directed the Clerk to note that H.B. Nos. 311 and 305 had passed Third Reading at 11:52

o'clock a.m.

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

H.B. No. 23, HD1:

Representative Shito moved that H.B. No. 23, HD1 pass Third Reading, seconded by Representative Stanley.

Representative Hagino rose to speak against the bill stating:

"I guess I would be remiss if I didn't add a few words. I don't know if anyone else will speak against this bill, but I do rise to speak against increasing the drinking age to 21, if I may be permitted.

"I know for all outward appearances, this body appears to be very calm and collected, but I cannot help but sense that there is some sense of hysteria within this body. As you recall last year, all of us, or almost all of us, supported increased penalties for drunk driving. I think we passed a pretty tough law together with the Senate.

"Before giving this law a chance to truly be implemented, we are now here with another law, or another proposal for a law. The difference between this law and other bills that have been introduced, which have very stiff penalties, we have singled out a class - not of violators, but a class of potential violators. This is why I'm speaking against this bill. I'm opposed to types of laws that single out any class of citizens in this country or in this state on the basis of a socio-economic or demographic characteristic, whether it be race, color, creed, religion, age, ethnicity . . . you name it. It is aimed against a class of potential violators.

"For many years, and I can speak for myself and for some others on this body, we've fought against a second class citizenship given the young adults. I'm of course referring to the problems in the 60's and early 70's dealing with the draft, the age of majority and the drinking age. And now I see a retrenchment, and I cannot be a part of this retrenchment.

"If we're going to treat young

adults, young people, ages of 18 to 20, as young adults giving them the right to be tried as adults, to enter into contracts, to be drafted and go to war - then I see this bill or this proposal for a law is in direct contradiction to that. In many ways I view it as a form of preventive detention and as you know, preventive detention is unconstitutional.

"I ask all my colleagues to consider the ramifications of what they're doing. That we are aiming a law at a class of potential violators . . . merely because they possess a particular demographic characteristic. Thank you, Mr. Speaker."

Representative Shito rose to speak in favor of the measure stating:

"Mr. Speaker, this bill raises the age at which persons may buy or be served alcoholic beverages from 18 to 21 years. The age at which a person may sell or serve liquor is retained at 18 years.

"Mr. Speaker, when states began decreasing their drinking ages in the early 1970's, statistics indicate a significant increase in fatal nighttime single-car crashes involving those ages 20 and under.

"Mr. Speaker, in the states which have raised their drinking age, statistics indicate an average of a 28% annual reduction of nighttime traffic fatalities. The National Council on Alcoholism supports a uniform drinking age of 21. The National Institute on Alcohol Abuse and Alcoholism states that 1.3 million Americans between 12 and 17 years have serious drinking problems.

"Recent Hawaii statistics show that, relative to the number of registered drivers, the index for drinking drivers involved in accidents is significantly higher than average in 18 - 19 and the 20 - 24 age groups. In fact, in 1980, in Hawaii, statistics show that the index for drinking drivers involved in accidents age 18 - 19 is approximately double the index for those ages 25 and over. The index is determined by taking the number of drinkers in accidents and dividing that number by the number of registered drivers.

"The constitutional argument is that if persons can enter into contracts and be drafted at age 18, why can't they drink? To this Mr. Speaker, my response is drinking is a privilege, not a right.

"The state has an overriding interest to act as *parens patrie*, meaning to act as parent or guardian to protect the lives of its youth and innocent victims of drinking drivers.

"The ability to control ones drinking is unrelated to those skills required to enter into contracts or to serve in the military. The ability to contract is based on an attained intellectual level and the ability to engage in combat is based on physical strength and skill.

"Mr. Speaker, we have received overwhelming community support for this bill and supporting statistics.

"Mr. Speaker, and members of this honorable body, we legislators have a responsibility to protect the citizens of this state by raising the drinking age to 21, I urge all members of this honorable body to vote aye on H.B. No. 23, HD1. Thank you."

Representative Marumoto rose to speak for the measure with reservations stating:

"I have a grave concern of the easy availability of alcohol at high school parties where 15, 16, 17 year olders who are in contact with 18 year olders who can legally obtain beer or any kind of spirits. That is why I would vote for this measure, but I would prefer to see a gradual rise in the drinking age. In other words, this July 1 raising it to 19, next July to age 20, and then the following year, 1985, to 21.

"Detractors of this position have said that it would cause confusion for establishments who have to identify people by their age, in other words, carding. But right now, these establishments do ascertain a person's age by asking for their identification. They check to see if they're 18 or not. I don't see how it would cause much problem to ascertain if they were 19 next year, or 20 the next. It's still a substraction process of 18 from this year, or 19 from next year. I think it could be done.

"My problem with the abrupt change to age 21 is that you are disenfranchising a large number of young people - the 19 and 20 year olders. A 20 year older for 2 years has been legally

been going into an establishment near the University to buy a sandwich and beer. You are now telling him that he will commit an illegal act for purchasing a beer and he'll have to wait until he's 21. A 19 year old girl who goes to the supermarket to buy wine for a Friday night dinner party can no longer do so. She will have to wait until she is 21. So to be a bit more sensitive to this group of people, I would savor a stepped up type of change. That is my reservation, Mr. Speaker. Thank you for allowing me to express it."

The motion to pass H.B. No. 23, HD1 entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR", on Third Reading was put by the Chair and carried by a vote of 39 ayes to 12 noes, with Representatives Baker, Bunda, Gaulty, Hagino, Hee, Ige, Kiyabu-Saballa, Morgado, Nakata, Souki, Tam and Taniguchi voting no.

The Chair directed the Clerk to note that H.B. No. 23 had passed Third Reading at 12:03 o'clock p.m.

H.B. No. 209:

On motion by Representative Takamine, seconded by Representative Nakata and carried, H.B. No. 209 entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF DEALERS IN FARM PRODUCE", passed Third Reading by a vote of 51 ayes.

H.B. No. 211:

On motion by Representative Takamine, seconded by Representative Nakata and carried, H.B. No. 211 entitled: "A BILL FOR AN ACT AMENDING SECTION 142-12, HAWAII REVISED STATUTES, RELATING TO PENALTIES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 209 and 211 had passed Third Reading at 12:04 o'clock p.m.

H.B. No. 753:

On motion by Representative Say, seconded by Representative Matsuura and carried, H.B. No. 753 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed Third Reading by a vote of 51 ayes.

H.B. No. 765:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 765 entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 753 and 765 had passed Third Reading at 12:05 o'clock p.m.

DEFERRED MATTER FROM
EARLIER ON THE CALENDAR

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 158) recommending that H.R. No. 40, as amended in HD1, be adopted.

On motion by Representative

Nakasato, seconded by Representative Lardizabal and carried, the report of the Committee was adopted and H.R. No. 40, HD1 entitled: "HOUSE RESOLUTION REQUESTING THE EXPEDITING OF CUSTOMS AND IMMIGRATION PROCESSING FOR FOREIGN VISITORS TO HAWAII", was adopted.

ANNOUNCEMENTS

At this time, the Chair reminded "members to make themselves available to sign committee reports".

ADJOURNMENT

At 12:15 o'clock p.m., on motion by Representative Segawa, seconded by Representative Marumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m., tomorrow, Friday, March 4, 1983.

TWENTY-SEVENTH DAY

Friday, March 4, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend Bernard Eikmeier of Saint Anthony's Church, Kailua, after which the Roll was called showing all members present.

The Clerk proceeded to read the Journal of the House of Representatives of the Twenty-Fifth Day.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Fifth Day was approved.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Sixth Day was deferred.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 8) transmitting Senate Bill No. 22, "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 3, 1983, was read by the Clerk and was placed on file.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, S.B. No. 22 passed First Reading by title and was referred to the Committee on Legislative Management.

At this time, Representative Tam introduced to the members of the House a group of students from the Academy of the Pacific. They were accompanied by their teacher, Mr. Cliff Okuda.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following House bills were re-referred as follows:

<u>H.B. Nos.</u>	<u>Re-referred to:</u>
10	Committee on Judiciary

11	Committee on Judiciary
553	Committee on Judiciary
576	Committee on Judiciary
579	Committee on Judiciary
662	Jointly to the Committees on Tourism and Education, then to the Committee on Finance
752	Committee on Education
901	Committee on Judiciary
1005	Committee on Judiciary
1099	Committee on Judiciary
1226	Committee on Judiciary
1294	Committee on Judiciary
1363	Committee on Judiciary
1439	Committee on Judiciary
1477	Jointly to the Committees on Employment Opportunities and Labor Relations and Judiciary
1486	Committee on Judiciary
1496	Committee on Corrections and Rehabilitation
1557	Committee on Judiciary
1559	Committee on Judiciary

SUSPENSION OF RULES

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering a certain resolution.

INTRODUCTION OF RESOLUTION

A resolution (H.R. No. 285) extending congratulations to Juan "John" Ochoco, teacher and advisor at Kawananakoa Intermediate School, for being named Hawaii's 1982-1983 Teacher of the Year was jointly offered by Representatives Tam, Baker, Anderson, Andrews, Chun, Crozier, Dang, Gaulty, Hagino, Hayes, Honda, Ige, Ikeda, Isbell, Kawakami, Kihano, Kim, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Menor, Morgado, Nakata, Rohlfing, Say, Segawa, Shito, Souki, Taniguchi,

Tungpalan, Wong and Yoshimura and was read by the Clerk.

On motion by Representative Tam, seconded by Representative Baker and carried, H.R. No. 285 was adopted.

At this time, Representative Tam introduced Mr. Juan Ochoco to the members of the House and audience, stating:

"Mr. Juan Ochoco is a person and a teacher of high quality who has been selected as the Honolulu District Teacher of the Year for 1982-1983. Having been a former student of Mr. Ochoco at Kawanakoa Intermediate School in the 1960's, I can truly attest that he is a man and a teacher of high quality. For a number of years, Mr. Ochoco has been well respected by his fellow colleagues and students. He is a teacher who is concerned about the quality of education of Hawaii's future adults."

Accompanying Mr. Juan Ochoco was Mr. Ray Tengan, Principal of Kawanakoa Intermediate School.

Representative Hashimoto presented the honoree with a red carnation lei while Representative Tam presented him with a certified copy of the resolution.

At 11:47 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "for the purpose of extending our personal aloha and congratulations to our honoree this morning."

Upon reconvening at 11:55 o'clock a.m., the following late introductions were made to the members of the House:

Representative Isbell introduced three people from the Kona area of the Big Island, as follows: Mrs. Patricia Steur; her daughter, Erin Steur; and a friend, Shannon Thurlow.

Representative Hashimoto introduced Mrs. Margaret Apo, a member of the Board of Education and mother of Representative Peter Apo.

SUSPENSION OF RULES

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the rules of the House were suspended for the purpose of considering bills on Third Reading

on the basis of a modified consent calendar.

UNFINISHED BUSINESS

Stand. Com. Rep. No. 137 on H.B. No. 72, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 72, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE SERVICES", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 72 had passed Third Reading at 11:59 o'clock a.m.

STANDING COMMITTEE REPORTS

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 166) recommending that H.R. No. 63, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, the report of the Committee was adopted and H.R. No. 63, HD 1, entitled: "HOUSE RESOLUTION REQUESTING AN UPDATED STUDY OF INTERISLAND WATER TRANSPORTATION", was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 167) recommending that H.B. No. 223 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 223, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 168) recommending that H.B. No. 1308 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say,

seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 1308, entitled: "A BILL FOR AN ACT RELATING TO LAND DISPOSITIONS", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 169) recommending that H.B. No. 1092, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 1092, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONSOLIDATION OF APPLICATIONS FOR PERMITS AND APPROVALS FROM STATE AGENCIES", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the majority of the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 170) recommending that H.B. No. 1046, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Matsuura and carried, and notwithstanding the recommendation of the Committee Report, Stand. Com. Rep. No. 170 and H.B. No. 1046, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PREVENTION", were recommitted to the Committee on Water, Land Use, Development and Hawaiian Affairs.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 171) recommending that H.B. No. 702, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 702, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the

Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 172) recommending that H.B. No. 761 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 761, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF THE MEMBERS OF CERTAIN FULL TIME BOARDS AND COMMISSIONS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the majority of the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 173) recommending that H.B. No. 906, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the majority of the Committee was adopted and H.B. No. 906, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 174) recommending that H.B. No. 67, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 67, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 175) recommending that H.B. No. 375, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the majority of the Committee was adopted and H.B. No. 375, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A STATE TAX FRAUD UNIT AND MAKING AN APPROPRI-

ATION THEREFOR", passed Second Reading and was referred to the Committee on Finance.

Representative Hagino, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 176) recommending that the following bills pass Second Reading and be referred to the Committee on Finance: H.B. Nos. 395, as amended in HD 1; 433, as amended in HD 1; 441, as amended in HD 1; 567, as amended in HD 1; 619, as amended in HD 1; 705, as amended in HD 1; and 707, as amended in HD 1.

On motion by Representative Hagino, seconded by Representative Apo and carried, the report of the Committee was adopted and the following bills passed Second Reading and were referred to the Committee on Finance:

H.B. No. 395, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE HAWAII YOUTH SYMPHONY";

H.B. No. 433, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE KALIHI-PALAMA CULTURE AND THE ARTS PROGRAM";

H.B. No. 441, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE WAIANAE COAST CULTURE AND ARTS PROGRAM";

H.B. No. 567, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE HONOLULU THEATRE FOR YOUTH";

H.B. No. 619, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE BISHOP MUSEUM";

H.B. No. 705, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE A GRANT-IN-AID TO THE HONOLULU SYMPHONY"; and

H.B. No. 707, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE HAWAII PERFORMING ARTS COMPANY".

Representative Ige, for the Committee on Human Services, presented a

report (Stand. Com. Rep. No. 177) recommending that H.B. No. 779, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Leong and carried, the report of the Committee was adopted and H.B. No. 779, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR GRANTS-IN-AID TO ADULT DAY CARE CENTERS", passed Second Reading and were referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 178) recommending that H.B. No. 1161 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Leong and carried, the report of the Committee was adopted and H.B. No. 1161, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", passed Second Reading and was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 179) recommending that H.B. No. 780, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Leong and carried, the report of the Committee was adopted and H.B. No. 780, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR GRANTS-IN-AID TO DAY HOSPITALS", passed Second Reading and was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 180) recommending that H.B. No. 1408, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Leong and carried, the report of the Committee was adopted and H.B. No. 1408, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A CHILD CARE RESOURCES AND REFERRAL SYSTEM", passed Second Reading and was referred to the Committee on Finance.

Representatives Ige and Tungpalan,

for the Committees on Human Services and Employment Opportunities and Labor Relations, presented a joint report (Stand. Com. Rep. No. 181) recommending that H.B. No. 725 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Tungpalan and carried, the joint report of the Committees was adopted and H.B. No. 725, entitled: "A BILL FOR AN ACT RELATING TO A STATE EMPLOYMENT SERVICE PROGRAM FOR SENIOR CITIZENS", passed Second Reading and was referred to the Committee on Finance.

Representatives Ige and Stanley, for the Committees on Human Services and Judiciary, presented a joint report (Stand. Com. Rep. No. 182) recommending that H.B. No. 1582 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B. No. 1582, entitled: "A BILL FOR AN ACT RELATING TO THE COLLECTION OF CHILD SUPPORT", passed Second Reading and was referred to the Committee on Finance.

Representatives Say and Takamine, for the Committees on Water, Land Use, Development and Hawaiian Affairs and Agriculture, presented a joint report (Stand. Com. Rep. No. 183) recommending that H.B. No. 1399, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Nakata and carried, the joint report of the Committees was adopted and H.B. No. 1399, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 184) recommending that H.B. No. 1401 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 1401, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL

PURPOSE REVENUE BONDS FOR HEALTH CARE FACILITIES", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 185) recommending that H.B. No. 1151, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 1151, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 186) recommending that H.B. No. 1297, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 1297, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HEALTH CARE FACILITIES", passed Second Reading and was referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 187) recommending that H.B. No. 957, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 957, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL RETARDATION", passed Second Reading and was referred to the Committee on Finance.

Representatives Ige and Albano, for the Committees on Human Services and Public Employment and Government Operations, presented a joint report (Stand. Com. Rep. No. 188) recommending that H.B. No. 495, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Albano and carried, the joint report of the Committees was adopted and H.B. No. 495, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD

ABUSE OR NEGLECT", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 189) recommending that H.B. No. 137 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 137, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 190) recommending that H.B. No. 384, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 384, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CRIME COMMISSION", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 191) recommending that H.B. No. 781, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 781, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 192) recommending that H.B. No. 1119, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee

was adopted and H.B. No. 1119, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR", passed Second Reading and was referred to the Committee on Finance.

Representatives Ige and Baker, for the Committees on Human Services and Health, presented a joint report (Stand. Com. Rep. No. 193) recommending that H.B. No. 1125, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Baker and carried, the joint report of the Committees was adopted and H.B. No. 1125, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", passed Second Reading and was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 194) recommending that H.B. No. 1126, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Leong and carried, the report of the Committee was adopted and H.B. No. 1126, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", passed Second Reading and was referred to the Committee on Finance, with Representative Lardizabal voting no.

Representative Ige, for the majority of the Committee on Human Services, presented a report (Stand. Com. Rep. No. 195) recommending that H.B. No. 1203, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Leong and carried, the report of the majority of the Committee was adopted and H.B. No. 1203, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE", passed Second Reading and was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 196) recommending that H.B. No. 1310, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Leong and carried, the report of the Committee was adopted and H.B. No. 1310, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VISION CARE, EYEGLASSES, AND HEARING AIDS UNDER THE MEDICAL ASSISTANCE PROGRAM", passed Second Reading and was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 197) recommending that H.B. No. 1583, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Leong and carried, the report of the Committee was adopted and H.B. No. 1583, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", passed Second Reading and was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 198) recommending that H.B. No. 1584, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Leong and carried, the report of the Committee was adopted and H.B. No. 1584, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", passed Second Reading and was referred to the Committee on Finance.

Representatives Say and Andrews, for the Committees on Water, Land Use, Development and Hawaiian Affairs and State General Planning, presented a joint report (Stand. Com. Rep. No. 199) recommending that H.B. No. 946, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Andrews and carried, the joint report of the Committees was adopted and H.B. No. 946, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE", passed Second Reading and was referred to the Committee on Finance.

Representatives Say and Andrews,

for the Committees on Water, Land Use, Development and Hawaiian Affairs and State General Planning, presented a joint report (Stand. Com. Rep. No. 200) recommending that H.B. No. 945 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Andrews and carried, the joint report of the Committees was adopted and H.B. No. 945, entitled: "A BILL FOR AN ACT RELATING TO LAND USE", passed Second Reading and was referred to the Committee on Finance.

Representatives Say and Andrews, for the Committees on Water, Land Use, Development and Hawaiian Affairs and State General Planning, presented a joint report (Stand. Com. Rep. No. 201) recommending that H.B. No. 1123, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Andrews and carried, the joint report of the Committees was adopted and H.B. No. 1123, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEARINGS BEFORE THE BOARD OF LAND AND NATURAL RESOURCES", passed Second Reading and was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 202) recommending that H.B. No. 1626, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Leong and carried, the report of the Committee was adopted and H.B. No. 1626, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DENTAL HEALTH SERVICES FOR ADULTS UNDER THE MEDICAL ASSISTANCE PROGRAM", passed Second Reading and was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 203) recommending that H.B. No. 1313, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Leong and carried, the report of the Committee was adopted and H.B. No. 1313, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR

MEDICAL ASSISTANCE REIMBURSEMENTS TO HOSPITAL-BASED NURSING FACILITIES", passed Second Reading and was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the following resolutions (H.R. Nos. 289 to 291) were adopted:

A resolution (H.R. No. 289) congratulating the Sugartime 12 and under Girls Soccer Team on winning the HYSA State Championship was jointly offered by Representatives Morgado, Okamura, Albano, Andrews, Apo, Baker, Blair, Bunda, Chun, Crozier, Dang, Grauly, Hagino, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Jones, Kawakami, Kihano, Kim, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Medeiros, Menor, Nakasato, Nakata, Say, Segawa, Souki, Stanley, Takamine, Tam, Taniguchi, Tom, Tungpalan, Wong, Yoshimura and Peters.

A resolution (H.R. No. 290) congratulating Tommy Kono on being named the Quarterback Club's Sportsman of the Year was jointly offered by Representatives Morgado, Albano, Andrews, Apo, Baker, Blair, Bunda, Chun, Crozier, Dang, Grauly, Hagino, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Jones, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Nakasato, Nakata, Okamura, Say, Segawa, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Tom, Wong, Yoshimura and Peters.

A resolution (H.R. No. 291) congratulating and honoring Mr. Maurice Toshio Karamatsu on his 70th birthday was jointly offered by Representatives Kiyabu, Say, Peters, Albano, Anderson, Andrews, Apo, Baker, Bunda, Chun, Crozier, Grauly, Hagino, Hashimoto, Hee, Hirono, Honda, Ige, Isbell, Jones, Kihano, Kim, Kiyabu-Saballa, Lardizabal, Leong, Levin, Matsuura, Menor, Morgado, Nakasato, Nakata, Okamura, Segawa, Shito, Souki, Stanley, Tam, Taniguchi, Tom, Wong and Yoshimura.

By unanimous consent, the following resolutions (H.R. Nos. 286 to 288 and 292) and concurrent resolutions (H.C.R. Nos. 104 and 105) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 286) requesting a study of the feasibility of fluoridating Hawaii's public water supply was offered by Representative Baker.

A resolution (H.R. No. 287) requesting a study on the advisability of establishing a board under the Department of Commerce and Consumer Affairs to license physical therapists and physical therapist assistants and regulate the practice of physical therapy was offered by Representative Shito.

A resolution (H.R. No. 288) requesting the preparation of contingency plans to protect the public health and safety if a public employees' strike occurs and the provisions concerning the designation of essential positions proves unworkable was jointly offered by Representatives Yoshimura, Anderson, Andrews, Bunda, Grauly, Hashimoto, Hayes, Hirono, Ige, Ikeda, Kawakami, Kihano, Kiyabu-Saballa, Leong, Nakasato, Okamura, Say, Shito, Taniguchi and Wong.

A resolution (H.R. No. 292) requesting the collection of data on the consequences of emissions from the geothermal well in Puna was jointly offered by Representatives Levin, Albano, Apo, Baker, Bunda, Grauly, Hayes, Ige, Jones, Lardizabal, Leong, Menor, Nakata, Souki, Takamine, Tam, Wong and Yoshimura.

A concurrent resolution (H.C.R. No. 104) requesting a study of the feasibility of fluoridating Hawaii's public water supply was offered by Representative Baker.

A concurrent resolution (H.C.R. No. 105) requesting the preparation of contingency plans to protect the public health and safety if a public employees' strike occurs and the provisions concerning the designation of essential positions proves unworkable was jointly offered by Representatives Yoshimura, Anderson, Andrews, Bunda, Grauly, Hashimoto, Hayes, Hirono, Ige, Ikeda, Kawakami, Kihano, Kiyabu-Saballa, Leong, Nakasato, Okamura, Say, Shito, Taniguchi and Wong.

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.

THIRD READING

The following bills, which were on the calendar for Third Reading,

were read throughout and the following actions taken:

H.B. No. 208, HD 1:

On motion by Representative Nakata, seconded by Representative Takamine and carried, H.B. No. 208, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GRADES AND STANDARDS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 208 had passed Third Reading at 12:08 o'clock p.m.

H.B. No. 276, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 276, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 276 had passed Third Reading at 12:09 o'clock p.m.

At this time, Representative Kawakami rose and requested waiver of the 48-hour notice requirement for hearings on bills to be heard in the Finance Committee next week and the Chair "so ordered."

The Chair then made the following announcement:

"All Committee members are requested to make themselves available to sign Committee Reports. Today is the last day for lateral movement of all bills."

At 12:12 o'clock p.m., the House of Representatives stood in recess until 8:00 o'clock p.m. tonight.

NIGHT SESSION

The House of Representatives reconvened at 8:15 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Honda, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 204) recommending that H.R. No. 16 be referred to the Committee on Finance.

On motion by Representative Hirono,

seconded by Representative Kim and carried, the report of the Committee was adopted and H.R. No. 16, entitled: "HOUSE RESOLUTION REQUESTING A PROGRAM AND MANAGEMENT AUDIT FOR CORRECTIONS", was referred to the Committee on Finance.

Representative Honda, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 205) recommending that H.C.R. No. 15 be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Kim and carried, the report of the Committee was adopted and H.C.R. No. 15, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A PROGRAM AND MANAGEMENT AUDIT FOR CORRECTIONS", was referred to the Committee on Finance.

Representative Honda, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 206) recommending that H.R. No. 14, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Hirono, seconded by Representative Kim and carried, the report of the Committee was adopted and H.R. No. 14, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE PRETRIAL DETAINEE PROBLEM", was referred to the Committee on Legislative Management.

Representative Honda, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 207) recommending that H.R. No. 13, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Kim and carried, the report of the Committee was adopted and H.R. No. 13, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF EXPANDING THE AGRICULTURAL PROGRAMS IN FACILITIES WITHIN THE CORRECTIONAL SYSTEM", was referred to the Committee on Finance.

Representatives Taniguchi and Stanley, for the Committees on Transportation and Judiciary, presented a joint report (Stand. Com. Rep. No. 208) recommending that H.B. No. 337, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Taniguchi, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B.

No. 337, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES AND MOPEDS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 209) recommending that H.B. No. 334, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, the report of the Committee was adopted and H.B. No. 334, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOATING", passed Second Reading and was placed on the calendar for Third Reading.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 210) recommending that H.B. No. 333, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, the report of the Committee was adopted and H.B. No. 333, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 211) recommending that H.B. No. 239 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 239, entitled: "A BILL FOR AN ACT RELATING TO ABOLISHMENT OF THE PREMARITAL EXAMINATION FOR SYPHILIS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 212) recommending that H.B. No. 237 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 237, entitled: "A BILL FOR AN ACT RELATING TO THE CONTROL OF TUBERCULOSIS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 213) recommending that H.B. No. 240 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 240, entitled: "A BILL FOR AN ACT RELATING TO THE REQUIRED BLOOD SAMPLES OF PREGNANT WOMEN", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of H.B. Nos. 337, HD 1; 334, HD 1; 333, HD 1; 239; 237 and 240 were made available to the members of the House at 8:00 o'clock p.m.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 214) recommending that H.B. No. 1473, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Nakata, seconded by Representative Bunda and carried, the report of the Committee was adopted and H.B. No. 1473, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FUNDING THE UNIVERSITY OF HAWAII'S NEW/YOUNG FARMER PROGRAM", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 215) recommending that H.B. No. 1474 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Nakata, seconded by Representative Bunda and carried, the report of the Committee was adopted and H.B. No. 1474, entitled: "A BILL FOR AN ACT RELATING TO THE AGRICULTURAL TRAINING FACILITIES PROGRAM", passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the

Committee on Agriculture, presented a report (Stand. Com. Rep. No. 216) recommending that H.B. No. 1463, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Nakata, seconded by Representative Bunda and carried, the report of the Committee was adopted and H.B. No. 1463, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PESTICIDE MANUAL", passed Second Reading and was referred to the Committee on Finance.

Representative Nakasato, for the majority of the Committee on Tourism, presented a report (Stand. Com. Rep. No. 217) recommending that H.B. No. 770 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Nakasato, seconded by Representative Lardizabal and carried, the report of the majority of the Committee was adopted and H.B. No. 770, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN EDUCATIONAL FILM ON THE BENEFITS OF TOURISM BY THE VISITOR INDUSTRY EDUCATION COUNCIL", passed Second Reading and was referred to the Committee on Finance.

Representative Nakasato, for the majority of the Committee on Tourism, presented a report (Stand. Com. Rep. No. 218) recommending that H.B. No. 60, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Nakasato, seconded by Representative Lardizabal and carried, the report of the majority of the Committee was adopted and H.B. No. 60, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION OF TOURISM BY THE HAWAII VISITORS BUREAU", passed Second Reading and was referred to the Committee on Finance.

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 219) recommending that H.B. No. 692, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Nakasato, seconded by Representative Lardizabal and carried, the report of the Committee was adopted and H.B. No. 692, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION

FOR A GRANT-IN-AID TO THE COUNTY OF KAUAI", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 220) recommending that H.B. No. 287, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Kim, seconded by Representative Hirono and carried, the report of the Committee was adopted and H.B. No. 287, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOXING COMMISSION", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 221) recommending that H.B. No. 404, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Kim, seconded by Representative Hirono and carried, the report of the Committee was adopted and H.B. No. 404, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 222) recommending that H.B. No. 1580, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Kim, seconded by Representative Hirono and carried, the report of the Committee was adopted and H.B. No. 1580, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 223) recommending that H.B. No. 190, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Kim, seconded by Representative Hirono and carried, the report of the Committee was adopted and H.B. No. 190, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENGINEER'S STAMP",

passed Second Reading and was referred to the Committee on Finance.

Representatives Ige and Taniguchi, for the Committees on Human Services and Transportation, presented a joint report (Stand. Com. Rep. No. 224) recommending that H.B. No. 1572, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Taniguchi and carried, the joint report of the Committees was adopted and H.B. No. 1572, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR DISABLED PERSONS", passed Second Reading and was referred to the Committee on Finance.

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 225) recommending that H.B. No. 934, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Souki, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 934, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ENERGY", passed Second Reading and was referred to the Committee on Finance.

At 8:23 o'clock p.m., Representative Anderson asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 8:25 o'clock p.m.

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 226) recommending that H.B. No. 1262 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, the report of the Committee was adopted and H.B. No. 1262, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR CONSTRUCTION OF AN ETHANOL PLANT", passed Second Reading and was referred to the Committee on Finance.

Representative Okamura, for

the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 227) recommending that H.B. No. 1322, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, the report of the Committee was adopted and H.B. No. 1322, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION IN STATE FACILITIES", passed Second Reading and was referred to the Committee on Finance.

Representatives Okamura and Say, for the Committees on Energy, Ecology and Environmental Protection and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 228) recommending that H.B. No. 1573 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative Say and carried, the joint report of the Committees was adopted and H.B. No. 1573, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY", passed Second Reading and was referred to the Committee on Finance.

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 229) recommending that H.B. No. 1578, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, the report of the Committee was adopted and H.B. No. 1578, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY", passed Second Reading and was referred to the Committee on Finance.

Representatives Okamura and Say, for the Committees on Energy, Ecology and Environmental Protection and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 230) recommending that H.B. No. 1574, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative Say and carried, the joint report of the Committees

was adopted and H.B. No. 1574, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY", passed Second Reading and was referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 231) recommending that H.B. No. 1231 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 1231, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM", passed Second Reading and was referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 232) recommending that H.B. No. 1061, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 1061, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", passed Second Reading and was referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 233) recommending that H.B. No. 1265 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 1265, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", passed Second Reading and was referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 234) recommending that H.B. No. 1621, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 1621, HD 1, entitled: "A BILL FOR AN

ACT RELATING TO HOUSING", passed Second Reading and was referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 235) recommending that H.B. No. 408, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, the report of the Committee was adopted and H.B. No. 408, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR MOTORCYCLES", passed Second Reading and was referred to the Committee on Finance.

Representatives Honda and Stanley, for the Committees on Corrections and Rehabilitation and Judiciary, presented a joint report (Stand. Com. Rep. No. 236) recommending that H.B. No. 792 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Stanley, seconded by Representative Tom and carried, the joint report of the Committees was adopted and H.B. No. 792, entitled: "A BILL FOR AN ACT RELATING TO INTAKE SERVICE CENTERS", passed Second Reading and was referred to the Committee on Finance.

Representative Honda, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 237) recommending that H.B. No. 26, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hirono, seconded by Representative Stanley and carried, the report of the Committees was adopted and H.B. No. 26, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PLANS AND CONSTRUCTION OF THE OAHU MEDIUM SECURITY CORRECTIONAL FACILITY AT HALAWA, OAHU", passed Second Reading and was referred to the Committee on Finance.

At 8:28 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 8:30 o'clock p.m.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 238) recommending that H.B. No. 962 pass

Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 962, entitled: "A BILL FOR AN ACT RELATING TO COSTS AND FEES OF SHERIFFS, SERVING OFFICERS, LEVYING OFFICERS, AND POLICE OFFICERS", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 239) recommending that H.B. No. 851 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 851, entitled: "A BILL FOR AN ACT RELATING TO THE STATUS OF WOMEN", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 240) recommending that H.B. No. 783 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 783, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 241) recommending that H.B. No. 663, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 663, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIMS", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 242) recommending that H.B. No. 8, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 8, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY OF THE PENAL CODE", passed Second Reading and was referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 243) recommending that H.B. No. 1237 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, the report of the Committee was adopted and H.B. No. 1237, entitled: "A BILL FOR AN ACT RELATING TO BICYCLE LICENSES", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 244) recommending that H.B. No. 1362 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 1362, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTIONS 2 AND 3, AND ARTICLE IV, SECTION 4, OF THE HAWAII CONSTITUTION, TO MAKE VARIABLE THE NUMBER OF SENATORS AND REPRESENTATIVES TO BE ELECTED FROM RESPECTIVE SENATORIAL AND REPRESENTATIVE DISTRICTS", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 245) recommending that H.B. No. 1213 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 1213, entitled: "A BILL FOR AN ACT PROPOSING THE REPEAL OF ARTICLE VII, SECTION 6, OF THE HAWAII CONSTITUTION TO ELIMINATE THE REQUIREMENT THAT EXCESS REVENUE BE REFUNDED TO TAXPAYERS UNDER CERTAIN CONDITIONS", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the

Committee on Judiciary, presented a report (Stand. Com. Rep. No. 246) recommending that H.B. No. 1290 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 1290, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REAPPORTIONMENT", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 247) recommending that H.B. No. 992, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 992, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DOG CONTROL", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 248) recommending that H.B. No. 1044 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 1044, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A JUVENILE DIVERSION COORDINATOR FOR HAWAII COUNTY", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 249) recommending that H.B. No. 1043 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Shito and carried, the report of the majority of the Committee was adopted and H.B. No. 1043, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII ISLE POLICE ACTIVITIES LEAGUE COORDINATOR", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the

Committee on Judiciary, presented a report (Stand. Com. Rep. No. 250) recommending that H.B. No. 784, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 784, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", passed Second Reading and was referred to the Committee on Finance.

Representatives Stanley and Hagino, for the Committees on Judiciary and Higher Education and the Arts, presented a joint report (Stand. Com. Rep. No. 251) recommending that H.B. No. 1339 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Hagino and carried, the joint report of the Committees was adopted and H.B. No. 1339, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PAYMENT OF NEGOTIATED SETTLEMENT BETWEEN RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII AND HAWAIIAN DREDGING AND CONSTRUCTION COMPANY", passed Second Reading and was referred to the Committee on Finance, with Representative Ikeda voting no.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 252) recommending that H.B. No. 645 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Segawa, seconded by Representative Say and carried, the report of the Committee was adopted and H.B. No. 645, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE HAWAII COUNTY ECONOMIC OPPORTUNITY COUNCIL, HAWAII", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 253) recommending that H.B. No. 1193, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Segawa, seconded by Representative Say and carried, the report of the Committee

was adopted and H.B. No. 1193, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID FOR THE HAWAII REDEVELOPMENT AGENCY, COUNTY OF HAWAII", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the majority of the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 254) recommending that H.B. No. 1398, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hee, seconded by Representative Say and carried, the report of the majority of the Committee was adopted and H.B. No. 1398, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A DESIGN STUDY OF AN UNDERWATER CABLE SYSTEM FOR THE ELECTRICAL INTERCONNECTION OF THE ISLANDS OF MAUI AND MOLOKAI", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 255) recommending that H.B. No. 1627, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tam, seconded by Representative Say and carried, the report of the Committee was adopted and H.B. No. 1627, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE REMOVAL OF THE BANYAN TREE IN THE NUUANU PETROGLYPH COMPLEX", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 256) recommending that H.B. No. 810, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 810, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRACTICE OF BEAUTY CULTURE", passed Second Reading and was referred

to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 257) recommending that H.B. No. 978, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 978, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIQUOR TAX LAW", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 258) recommending that H.B. No. 965 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 965, entitled: "A BILL FOR AN ACT RELATING TO ALARM BUSINESSES", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 259) recommending that H.B. No. 1304, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 1304, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANY GUARANTY ACT", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 260) recommending that H.B. No. 1402, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 1402, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONTRACTORS LICENSE BOARD", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 261) recommending that H.B. No. 743 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 743, entitled: "A BILL FOR AN ACT RELATING TO BALL OR MARBLE MACHINES", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 262) recommending that H.B. No. 685, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 685, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST AND USURY", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the majority of the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 263) recommending that H.B. No. 1202, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the majority of the Committee was adopted and H.B. No. 1202, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 264) recommending that H.B. No. 556 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 556, entitled: "A BILL FOR AN ACT RELATING TO SELF-SERVICE STORAGE", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 265) recommending that H.B. No. 1197 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 1197, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX LAW", passed Second Reading and was referred to the Committee on Finance.

Representative Hagino, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 266) recommending that H.B. No. 359 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hagino, seconded by Representative Apo and carried, the report of the Committee was adopted and H.B. No. 359, entitled: "A BILL FOR AN ACT RELATING TO NATIONAL GUARD AND RESERVE TUITION WAIVERS", passed Second Reading and was referred to the Committee on Finance.

Representative Hagino, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 267) recommending that H.B. No. 438 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hagino, seconded by Representative Apo and carried, the report of the Committee was adopted and H.B. No. 438, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE WOMEN'S SOFTBALL PROGRAM AT THE UNIVERSITY OF HAWAII, MANOA, OAHU", passed Second Reading and was referred to the Committee on Finance.

Representative Hagino, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 268) recommending that H.B. No. 742 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hagino, seconded by Representative Apo and carried, the report of the Committee was adopted and H.B. No. 742, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PROGRAM AT THE UNIVERSITY OF HAWAII FOR PROMOTING BASIC RESEARCH IN THE BIOLOGICAL SCIENCES", passed Second Reading and was referred to the Committee on Finance.

Representative Hagino, for the Committee

on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 269) recommending that H.B. No. 1425, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hagino, seconded by Representative Apo and carried, the report of the Committee was adopted and H.B. No. 1425, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ETHNIC STUDIES ORAL HISTORY PROGRAM", passed Second Reading and was referred to the Committee on Finance.

Representatives Tungpalan and Hashimoto, for the Committees on Employment Opportunities and Labor Relations and Education, presented a joint report (Stand. Com. Rep. No. 270) recommending that H.B. No. 937 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tungpalan, seconded by Representative Hashimoto and carried, the joint report of the Committees was adopted and H.B. No. 937, entitled: "A BILL FOR AN ACT RELATING TO DEPRESSED AREAS", passed Second Reading and was referred to the Committee on Finance.

Representative Tungpalan, for the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 271) recommending that H.B. No. 1538 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tungpalan, seconded by Representative Levin and carried, the report of the Committee was adopted and H.B. No. 1538, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION", passed Second Reading and was referred to the Committee on Finance, with Representative Ikeda voting no.

Representative Tungpalan, for the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 272) recommending that H.B. No. 1532 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tungpalan, seconded by Representative Levin and carried, the report of the Committee was adopted and H.B. No. 1532, entitled: "A BILL FOR AN ACT RELATING

TO WORKERS' COMPENSATION", passed Second Reading and was referred to the Committee on Finance.

Representative Tungpalan, for the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 273) recommending that H.B. No. 1464 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tungpalan, seconded by Representative Levin and carried, the report of the Committee was adopted and H.B. No. 1464, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A CAREER PLANNING PROGRAM CENTER", passed Second Reading and was referred to the Committee on Finance.

Representative Tungpalan, for the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 274) recommending that H.B. No. 1158 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tungpalan, seconded by Representative Levin and carried, the report of the Committee was adopted and H.B. No. 1158, entitled: "A BILL FOR AN ACT RELATING TO LABOR", passed Second Reading and was referred to the Committee on Finance.

Representative Tungpalan, for the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 275) recommending that H.B. No. 839 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tungpalan, seconded by Representative Levin and carried, the report of the Committee was adopted and H.B. No. 839, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO KAMEALOA UNLIMITED FOR A WHEELCHAIR REPAIR SERVICE ON THE ISLAND OF HAWAII", passed Second Reading and was referred to the Committee on Finance.

Representative Tungpalan, for the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 276) recommending that H.B. No. 1522 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tungpalan, seconded by Representative Levin and carried, the report of the Committee was adopted and H.B. No. 1522, entitled: "A BILL FOR AN ACT RELATING TO

WORKERS' COMPENSATION", passed Second Reading and was referred to the Committee on Finance.

Representatives Nakasato and Hashimoto, for the majority of the Committees on Tourism and Education, presented a joint report (Stand. Com. Rep. No. 277) recommending that H.B. No. 662, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Nakasato, seconded by Representative Hashimoto and carried, the report of the majority of the Committee was adopted and H.B. No. 662, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A COMMUNITY ENRICHMENT PROGRAM", passed Second Reading and was referred to the Committee on Finance.

At 8:37 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 9:38 o'clock p.m.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 278) recommending that H.B. No. 217 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 217, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 279) recommending that H.B. No. 216 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 216, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment

and Government Operations, presented a report (Stand. Com. Rep. No. 280) recommending that H.B. No. 215 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 215, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 281) recommending that H.B. No. 213 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 213, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 282) recommending that H.B. No. 214 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 214, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 283) recommending that H.B. No. 212 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 212, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government

Operations, presented a report (Stand. Com. Rep. No. 284) recommending that H.B. No. 1421 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 1421, entitled: "A BILL FOR AN ACT RELATING TO GUARANTIES BY COUNTIES", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the majority of the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 285) recommending that H.B. No. 424 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the majority of the Committee was adopted and H.B. No. 424, entitled: "A BILL FOR AN ACT RELATING TO CLASSIFICATION AND COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 286) recommending that H.B. No. 1443 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 1443, entitled: "A BILL FOR AN ACT RELATING TO DISABILITY RETIREMENT BENEFITS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 287) recommending that H.B. No. 1141, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 1141, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 288) recommending that H.B. No. 594 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 594, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 289) recommending that H.B. No. 696, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 696, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS BONUS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 290) recommending that H.B. No. 220 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 220, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 291) recommending that H.B. No. 648, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 648, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EXPENDITURE OF PUBLIC MONEYS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee

on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 292) recommending that H.B. No. 775, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 775, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 293) recommending that H.B. No. 791 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 791, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 294) recommending that H.B. No. 844 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 844, entitled: "A BILL FOR AN ACT RELATING TO STADIUM AUTHORITY", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 295) recommending that H.B. No. 991 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 991, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 296) recommending that H.B. No. 218 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 218, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 297) recommending that H.B. No. 219 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 219, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 298) recommending that H.B. No. 221 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 221, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 299) recommending that H.B. No. 222 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 222, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", passed Second Reading and was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 300) recommending that H.B. No. 999, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 999, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS", passed Second Reading and was referred to the Committee on Finance.

Representatives Shito and Say, for the Committees on Consumer Protection and Commerce and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 301) recommending that H.B. No. 1018, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Wong and carried, the joint report of the Committees was adopted and H.B. No. 1018, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL BANKING FACILITIES", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 302) recommending that H.B. No. 1066, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Hirono and carried, the report of the Committee was adopted and H.B. No. 1066, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY LIQUOR COMMISSIONS", passed Second Reading and was referred to the Committee on Finance, with Representative Hagino voting no.

Representative Hashimoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 303) recommending that H.B. No. 722, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hashimoto, seconded by Representative Hee and carried, the report of the Committee was adopted and H.B. No. 722,

HD 1, entitled: "A BILL FOR AN ACT RELATING TO DUTIES OF SUPERINTENDENT", passed Second Reading and was referred to the Committee on Finance.

Representative Hashimoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 304) recommending that H.B. No. 1244 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hashimoto, seconded by Representative Hee and carried, the report of the Committee was adopted and H.B. No. 1244, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CAREER OPPORTUNITIES PROGRAM", passed Second Reading and was referred to the Committee on Finance.

Representative Hashimoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 305) recommending that H.B. No. 625 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hashimoto, seconded by Representative Hee and carried, the report of the Committee was adopted and H.B. No. 625, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF TWO VANS FOR KA'U SCHOOL COMPLEX, HAWAII", passed Second Reading and was referred to the Committee on Finance.

Representative Hashimoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 306) recommending that H.B. No. 612 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hashimoto, seconded by Representative Hee and carried, the report of the Committee was adopted and H.B. No. 612, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STUDENT ACTIVITY SERVICES", passed Second Reading and was referred to the Committee on Finance.

Representative Hashimoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 307) recommending that H.B. No. 181, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hashimoto, seconded by Representative Hee and carried, the report of the Committee was adopted and H.B. No. 181, HD 1, entitled: "A BILL FOR AN ACT

MAKING AN APPROPRIATION FOR COMPUTER EDUCATION", passed Second Reading and was referred to the Committee on Finance.

Representative Hashimoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 308) recommending that H.B. No. 824, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hashimoto, seconded by Representative Hee and carried, the report of the Committee was adopted and H.B. No. 824, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS", passed Second Reading and was referred to the Committee on Finance.

Representative Tungpalan, for the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 309) recommending that H.B. No. 1025, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tungpalan, seconded by Representative Levin and carried, the report of the Committee was adopted and H.B. No. 1025, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCREASING EMPLOYMENT OPPORTUNITIES FOR DISPLACED HOME-MAKERS", passed Second Reading and was referred to the Committee on Finance.

Representative Tungpalan, for the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 310) recommending that H.B. No. 755, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tungpalan, seconded by Representative Levin and carried, the report of the Committee was adopted and H.B. No. 755, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A STATEWIDE TRANSITION TO WORK SYSTEM", passed Second Reading and was referred to the Committee on Finance.

Representative Tungpalan, for the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 311) recommending that H.B. No. 809, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tungpalan, seconded by Representative Levin and carried, the report of the Committee was adopted and H.B. No. 809, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL AND CAREER INFORMATION", passed Second Reading and was referred to the Committee on Finance.

Representatives Matsuura and Takamine, for the Committees on Ocean and Marine Resources and Agriculture, presented a joint report (Stand. Com. Rep. No. 312) recommending that H.B. No. 1341, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Matsuura, seconded by Representative Nakata and carried, the joint report of the Committees was adopted and H.B. No. 1341, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN AQUACULTURE AND LIVE-STOCK FEEDS PRODUCTION PROGRAM", passed Second Reading and was referred to the Committee on Finance.

Representative Matsuura, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 313) recommending that H.B. No. 56, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Matsuura, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 56, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STUDIES RELATING TO BAITFISH", passed Second Reading and was referred to the Committee on Finance.

Representative Matsuura, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 314) recommending that H.B. No. 151, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Matsuura, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 151, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FLOATING FISH PENS", passed Second Reading and was referred to the Committee on Finance.

Representative Matsuura, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep.

No. 315) recommending that H.B. No. 152, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Matsuura, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 152, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE EXPANSION OF THE MARINE SHRIMP BREEDING PROGRAM", passed Second Reading and was referred to the Committee on Finance.

Representative Matsuura, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 316) recommending that H.B. No. 179, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Matsuura, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 179, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISH TRAPS", passed Second Reading and was referred to the Committee on Finance.

Representative Matsuura, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 317) recommending that H.B. No. 55, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Matsuura, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 55, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL FISHING VESSEL LOANS", passed Second Reading and was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 318) recommending that H.B. No. 1206, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Hirono and carried, the report of the Committee was adopted and H.B. No. 1206, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE AND USE TAX", passed Second Reading and was referred to the

Committee on Finance.

Representative Hashimoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 319) recommending that H.B. No. 932, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hashimoto, seconded by Representative Hee and carried, the report of the Committee was adopted and H.B. No. 932, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII EDUCATIONAL DISSEMINATION DIFFUSION SYSTEM (HEDDS) AND THE HAWAII IDENTIFICATION, EVALUATION, AND DISSEMINATION PROCESS (HIVD)", passed Second Reading and was referred to the Committee on Finance.

Representative Hashimoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 320) recommending that H.B. No. 624 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hashimoto, seconded by Representative Hee and carried, the report of the Committee was adopted and H.B. No. 624, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OPERATION OF AN AFTER-SCHOOL BUS IN KA'U SCHOOL COMPLEX, HAWAII", passed Second Reading and was referred to the Committee on Finance.

Representative Hagino, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 321) recommending that H.B. No. 1329 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hagino, seconded by Representative Apo and carried, the report of the Committee was adopted and H.B. No. 1329, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH AND TRAINING REVOLVING FUND", passed Second Reading and was referred to the Committee on Finance.

Representative Hagino, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 322) recommending that H.B. No. 1333, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hagino, seconded by Representative Apo and carried, the report of the Committee was adopted and H.B. No. 1333, HD 1, entitled: "A BILL FOR AN ACT

RELATING TO THE UNIVERSITY OF HAWAII", passed Second Reading and was referred to the Committee on Finance.

Representative Hagino, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 323) recommending that H.B. No. 1285, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hagino, seconded by Representative Apo and carried, the report of the Committee was adopted and H.B. No. 1285, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PLACEMENT OF A SCULPTURE AT THE KAUAI STATE OFFICE BUILDING", passed Second Reading and was referred to the Committee on Finance.

Representative Hagino, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 324) recommending that H.B. No. 1565 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hagino, seconded by Representative Apo and carried, the report of the Committee was adopted and H.B. No. 1565, entitled: "A BILL FOR AN ACT RELATING TO THE KING KAMEHAMEHA CELEBRATION COMMISSION", passed Second Reading and was referred to the Committee on Finance.

Representative Hagino, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 325) recommending that H.B. No. 960 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hagino, seconded by Representative Apo and carried, the report of the Committee was adopted and H.B. No. 960, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII LIBRARIES", passed Second Reading and was referred to the Committee on Finance.

Representatives Say and Takamine, for the Committees on Water, Land Use, Development and Hawaiian Affairs and Agriculture, presented a joint report (Stand. Com. Rep. No. 326) recommending that H.B. No. 393, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Nakata and carried, the joint report of the Committees was adopted and H.B. No. 393, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 327) recommending that H.B. No. 690, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 690, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the majority of the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 328) recommending that H.B. No. 1319, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the majority of the Committee was adopted and H.B. No. 1319, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS AND RECREATION AREAS", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 329) recommending that H.B. No. 1207, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.B. No. 1207, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS AND THE PUBLIC LAND TRUST", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the majority of the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep.

No. 330) recommending that H.B. No. 1430, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the majority of the Committee was adopted and H.B. No. 1430, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR INDUSTRIAL ENTERPRISES", passed Second Reading and was referred to the Committee on Finance.

At this time, the Chair re-referred H.B. No. 162, HD 1, to the Committee on Judiciary, then to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 331) recommending that H.B. No. 162, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tom, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 162, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 332) recommending that H.B. No. 532 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 532, entitled: "A BILL FOR AN ACT RELATING TO PLANT QUARANTINE INSPECTORS OF THE DEPARTMENT OF AGRICULTURE", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 333) recommending that H.B. No. 990 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 990, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT

SYSTEM", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the majority of the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 334) recommending that H.B. No. 1567, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the majority of the Committee was adopted and H.B. No. 1567, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 335) recommending that H.B. No. 530 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 530, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES IN CERTAIN EXEMPT POSITIONS IN THE PLANNING AND DEVELOPMENT OFFICE OF THE DEPARTMENT OF AGRICULTURE", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 336) recommending that H.B. No. 531 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 531, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN EMPLOYEES IN THE DIVISION OF MILK CONTROL OF THE DEPARTMENT OF AGRICULTURE", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 337) recommending that H.B. No. 224 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 224, entitled:

"A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 338) recommending that H.B. No. 265, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 265, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE OF PUBLIC OFFICERS AND EMPLOYEES", passed Second Reading and was referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 339) recommending that H.B. No. 1347 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura

and carried, the report of the Committee was adopted and H.B. No. 1347, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the majority of the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 340) recommending that H.B. No. 1208, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the majority of the Committee was adopted and H.B. No. 1208, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VESTED RIGHTS", passed Second Reading and was referred to the Committee on Finance.

ADJOURNMENT

At 9:49 o'clock p.m., on motion by Representative Segawa, seconded by Representative Marumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Monday, March 7, 1983.

TWENTY-EIGHTH DAY

Monday, March 7, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Maxine Saltonstall representing Wahiawa Christian Science Society after which the Roll was called showing all members present with the exception of Representatives Grauly, Hashimoto, Kiyabu and Nakasato, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Twenty-Sixth Day.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Sixth Day was approved.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 8) transmitting Senate Bill No. 22 entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 3, 1983, was read by the Clerk and was placed on file.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, Senate Bill No. 22 passed First Reading by title and further action was deferred.

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

Representative Dang introduced 2 special guests: Mrs. Beatrice Aguiar, widow of the late Manuel Aguiar from Kauai and her granddaughter, Mrs. Beatrice Frieszell.

Representative Leong introduced Lion George, a member of the Ewa Beach Lions Club.

At 11:38 o'clock a.m., at the request of Representative Anderson, the Chair declared a recess, subject

to the call of the Chair.

The House of Representative reconvened at 11:40 o'clock a.m.

ORDER OF THE DAY

COMMITTEE REASSIGNMENT

House Bill 523 was re-referred to the Committee on Consumer Protection and Commerce.

STANDING COMMITTEE REPORT

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 341) recommending that H.B. No. 210, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Takamine, seconded by Representative Menor and carried, the report of the Committee was adopted and H.B. No. 210, HD1 entitled: "A BILL FOR AN ACT RELATING TO CHICKEN EGGS", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of H.B. No. 210, HD1 were made available to the members of the House at 11:30 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the following resolutions (H.R. Nos. 298 to 299) were adopted:

A resolution (H.R. No. 298) extending appreciation to the firefighters of Kilauea Military Camp and volcano residents who extinguished dangerous brush fires in the month of February was jointly offered by Representatives Levin, Albano, Apo, Baker, Blair, Bunda, Crozier, Dang, Grauly, Hagino, Hayes, Hee, Hirono, Ige, Isbell, Jones, Kihano, Lardizabal, Leong, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Rohlfling, Shito, Souki, Stanley, Tam, Tom, Tungpalan, Wong and Yoshimura.

A resolution (H.R. No. 299) recognizing and congratulating the Waianae School Concerns Coalition for making the K-2 quality education project

a reality was jointly offered by Representatives Apo, Peters, Albano, Chun, Crozier, Hagino, Hashimoto, Hee, Jones, Lardizabal and Menor.

By unanimous consent, the following resolutions (H.R. Nos. 293 to 297 and 300) and concurrent resolutions (H.C.R. Nos. 106 to 108) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 293) requesting the Hawaii Small Business Advisory Committee and other business groups to identify specific state administrative agency rules which are unreasonably costly or burdensome to business generally and small business specifically was jointly offered by Representatives Hirono, Andrews, Baker, Chun, Hagino, Hee, Ikeda, Jones, Kiyabu, Leong, Morgado, Shito, Stanley, Tam, Tom and Tungpalan.

A resolution (H.R. No. 294) urging employers to develop policies to retain, hire, and promote older workers was jointly offered by Representatives Ige and Leong.

A resolution (H.R. No. 295) requesting state departments to coordinate the start of construction for capital improvement projects with periods of slow construction activity was jointly offered by Representatives Tungpalan, Albano, Anderson, Blair, Graulty, Hagino, Hayes, Honda, Kim, Lardizabal, Levin, Medeiros, Nakasato, Stanley, Taniguchi, Wong and Yoshimura.

A resolution (H.R. No. 296) requesting a study of alternative methods to assure solar access and the potential effects of implementing alternative methods was jointly offered by Representatives Tungpalan, Albano, Graulty, Levin, Nakasato, Say, Stanley and Wong.

A resolution (H.R. No. 297) requesting a study of the representation of Filipinos in state government employment was jointly offered by Representatives Tungpalan, Albano, Anderson, Blair, Graulty, Hayes, Kim, Lardizabal, Levin, Medeiros, Stanley, Taniguchi and Wong.

A resolution (H.R. No. 300) requesting the University of Hawaii Board of Regents to defer any proposed tuition increases until further evaluations are made was

jointly offered by Representatives Dang, Jones, Albano, Kiyabu-Saballa, Leong and Say.

A concurrent resolution (H.C.R. No. 106) authorizing the Department of Land and Natural Resources to develop through private developers and capital certain lands for certain enumerated purposes was jointly offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 107) supporting the Department of Land and Natural Resources' intent to expand the use of concession agreements to develop and operate camping and cabin rental facilities in certain state parks was offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 108) concurring with the amendments of Executive Order No. 1446 covering the Waikiki War Memorial Park and Natatorium was offered by Representative Peters. (By request)

SUSPENSION OF RULES

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar.

THIRD READING

The following bills which were on the calendar for Third Reading, were read throughout and the following action taken:

H.B. No. 337, HD1:

On motion by Representative Taniguchi, seconded by Representative Stanley and carried, H.B. No. 337, HD1 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES AND MOPEDS", passed Third Reading by a vote of 47 ayes, with Representatives Graulty, Hashimoto, Kiyabu and Nakasato being excused.

H.B. No. 334, HD1:

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, H.B. No. 334, HD1 entitled: "A BILL FOR AN ACT RELATING TO BOATING", passed Third Reading by a vote of 47 ayes, with Representatives Graulty, Hashimoto, Kiyabu and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 337 and 334 had passed Third Reading at 11: 42 o'clock a.m.

H.B. No. 333, HD1:

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, H.B. No. 333, HD1 entitled: "A BILL FOR AN ACT RELATING TO HARBORS", passed Third Reading by a vote of 46 ayes to 1 no, with Representative Andrews voting no and Representatives Grauly, Hashimoto, Kiyabu and Nakasato being excused.

H.B. No. 239:

On motion by Representative Baker, seconded by Representative Chun and carried, H.B. No. 239 entitled: "A BILL FOR AN ACT RELATING TO ABOLISHMENT OF THE PREMARITAL EXAMINATION FOR SYPHILIS", passed Third Reading by a vote of 47 ayes, with Representatives Grauly, Hashimoto, Kiyabu and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 333 and 239 had passed Third Reading at 11: 43 o'clock a.m.

H.B. No. 237:

On motion by Representative Baker, seconded by Representative Chun and carried, H.B. No. 237 entitled: "A BILL FOR AN ACT RELATING TO THE CONTROL OF TUBERCULOSIS", passed Third Reading by a vote of 47 ayes, with Representatives Grauly, Hashimoto, Kiyabu and

Nakasato being excused.

H.B. No. 240:

On motion by Representative Baker, seconded by Representative Chun and carried, H.B. No. 240 entitled: "A BILL FOR AN ACT RELATING TO THE REQUIRED BLOOD SAMPLES OF PREGNANT WOMEN", passed Third Reading by a vote of 46 ayes to 1 no, with Representative Isbell voting no and Representatives Grauly, Hashimoto, Kiyabu and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 237 and 240 had passed Third Reading at 11: 44 o'clock a.m.

ANNOUNCEMENTS

Representative Hirono announced that Representative Hagino had had a birthday on Sunday and wished him a "happy birthday".

Representative Levin wished Representative Wong a "happy birthday". Her birthday was on Sunday, likewise.

At this time, Representative Okamura introduced Jim Shaun, a former member of the 1978 Constitutional Convention, and Marion Saunders, former member of the Board of Education.

ADJOURNMENT

At 11: 48 o'clock a.m., on motion by Representative Segawa, seconded by Representative Marumoto and carried, the House of Representatives adjourned until 11: 30 o'clock a.m., Tuesday, March 8, 1983.

TWENTY-NINTH DAY

Tuesday, March 8, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Mr. Samuel Saffery of the Liliuokalani Church, after which the Roll was called showing all members present with the exception of Representatives Hagino and Wong, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Eighth Day was deferred.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 9) transmitting Senate Bill No. 889, entitled: "A BILL FOR AN ACT RELATING TO FISHING", which passed Third Reading in the Senate on March 7, 1983, was read by the Clerk and was placed on file.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, S.B. No. 889 passed First Reading by title and further action was deferred.

At this time, Representative Kawakami introduced to the members of the House and audience a group of senior citizens from Kauai, as follows: Tokumatsu Gushiken, Kilauea Senior Center; Betty Hammerstad, Kapaa Senior Center; Edward Fukumoto, Lihue Senior Center; Francisca Santos, Koloa Senior Center; Mary Ferreira, Kalaheo Senior Center; Robert Riola, Kaumakani Senior Center; Kenneth Matsuoka, Waimea Senior Center; and Julia Pacheco, Kekaha Senior Center. They were accompanied by their advisers, Naomi Sugihara and Kealoha Takahashi.

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

Upon reconvening at 11:55 o'clock a.m., the Chair directed the Clerk to note the presence of Representative Hagino.

ORDER OF THE DAY

STANDING COMMITTEE REPORTS

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 342) recommending that H.R. No. 50, as amended in HD 1, be adopted.

On motion by Representative Nakata, seconded by Representative Takamine and carried, the report of the Committee was adopted and H.R. No. 50, HD 1, entitled: "HOUSE RESOLUTION ENCOURAGING THE STATE TO NEGOTIATE LONG-TERM LEASES OF PRIVATE LAND TAKEN OUT OF PINEAPPLE AND SUGAR PRODUCTION", was adopted.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 343) recommending that H.C.R. No. 23, as amended in HD 1, be adopted.

On motion by Representative Nakata, seconded by Representative Takamine and carried, the report of the Committee was adopted and H.C.R. No. 23, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE STATE TO NEGOTIATE LONG-TERM LEASES OF PRIVATE LAND TAKEN OUT OF PINEAPPLE AND SUGAR PRODUCTION", was adopted.

Representatives Taniguchi and Stanley, for the Committees on Transportation and Judiciary, presented a joint report (Stand. Com. Rep. No. 344) recommending that H.B. No. 890, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Taniguchi, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B. No. 890, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER RESTRAINTS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 345) recommending that H.B. No. 319, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee

was adopted and H.B. No. 319, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", passed Second Reading and was placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 346) recommending that H.B. No. 882 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 882, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Second Reading and was placed on the calendar for Third Reading.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 347) recommending that H.B. No. 80, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the majority of the Committee was adopted and H.B. No. 80, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of H.B. Nos. 890, HD 1; 319, HD 1; 882; and 80, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

SUSPENSION OF RULES

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering a bill on Third Reading on the basis of a modified consent calendar.

STANDING COMMITTEE REPORTS

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 348) recommending that H.B. No. 236 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami

and carried, the report of the Committee was adopted and H.B. No. 236, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Wong being excused.

The Chair directed the Clerk to note that H.B. No. 236 had passed Third Reading at 11:57 o'clock a.m.

Representatives Takamine and Andrews, for the Committees on Agriculture and State General Planning, presented a joint report (Stand. Com. Rep. No. 349) recommending that H.B. No. 44, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Nakata, seconded by Representative Andrews and carried, the joint report of the Committees was adopted and H.B. No. 44, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PLANNING AND DEVELOPMENT", passed Second Reading and was placed on the calendar for Third Reading.

Representative Andrews, for the Committee on State General Planning, presented a report (Stand. Com. Rep. No. 350) recommending that H.B. No. 177, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Andrews, seconded by Representative Morgado and carried, the report of the Committee was adopted and H.B. No. 177, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLANNING ACT", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of H.B. Nos. 44, HD 1, and 177, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 301 to 309) and concurrent resolutions (H.C.R. Nos. 109 to 116) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 301) requesting consideration of the use of General Lyman Field as the refueling and resupply point for overseas flights which land

in Hawaii only to refuel and resupply was jointly offered by Representatives Levin, Isbell, Matsuura, Segawa and Takamine.

A resolution (H.R. No. 302) requesting the Juvenile Justice Interagency Board to report on its progress in implementing the Juvenile Justice System Master Plan was jointly offered by Representatives Morgado, Honda and Stanley.

A resolution (H.R. No. 303) encouraging participation by Honolulu attorneys in Hawaii Lawyers Care, the Bar sponsored volunteer lawyer project was offered by Representative Stanley.

A resolution (H.R. No. 304) requesting a review of victim-witness legislation and programs was offered by Representative Stanley.

A resolution (H.R. No. 305) requesting a status report on the Kakaako waterfront park was jointly offered by Representatives Stanley and Blair.

A resolution (H.R. No. 306) requesting an interim study on the Criminal Injuries Compensation Law was offered by Representative Stanley.

A resolution (H.R. No. 307) requesting a study of the feasibility of establishing a medical malpractice law based on the concept of the motor vehicle insurance no-fault law was offered by Representative Baker.

A resolution (H.R. No. 308) requesting equity for twelve-month educational officers in the public schools was jointly offered by Representatives Hashimoto and Kiyabu.

A resolution (H.R. No. 309) requesting the University of Hawaii to study the proposed tuition increase's impact on enrollment, and policies based thereon at the University of Hawaii at Hilo was jointly offered by Representatives Levin, Segawa, Isbell, Matsuura and Takamine.

A concurrent resolution (H.C.R. No. 109) requesting consideration of the use of General Lyman Field as the refueling and resupply point for overseas flights which land in Hawaii only to refuel and resupply was jointly offered by Representatives Levin, Isbell, Matsuura, Segawa and Takamine.

A concurrent resolution (H.C.R. No. 110) requesting the Juvenile Justice Interagency Board to report on its progress in implementing the Juvenile Justice System Master Plan was jointly offered by Representatives Morgado, Honda and Stanley.

A concurrent resolution (H.C.R. No. 111) encouraging participation by Honolulu attorneys in Hawaii Lawyers Care, the Bar sponsored volunteer lawyer project was offered by Representative Stanley.

A concurrent resolution (H.C.R. No. 112) requesting a review of victim-witness legislation and programs was offered by Representative Stanley.

A concurrent resolution (H.C.R. No. 113) requesting a status report on the Kakaako waterfront park was jointly offered by Representatives Stanley and Blair.

A concurrent resolution (H.C.R. No. 114) requesting a study of the feasibility of establishing a medical malpractice law based on the concept of the motor vehicle insurance no-fault law was offered by Representative Baker.

A concurrent resolution (H.C.R. No. 115) requesting equity for twelve-month educational officers in the public schools was jointly offered by Representatives Hashimoto and Kiyabu.

A concurrent resolution (H.C.R. No. 116) requesting the University of Hawaii to study the proposed tuition increase's impact on enrollment, and policies based thereon at the University of Hawaii at Hilo was jointly offered by Representatives Levin, Segawa, Isbell, Matsuura and Takamine.

At this time, Representative Apo introduced to the members of the House Mrs. Mahoney, "a visitor from Indiana who was a former member of the Indiana State Legislature and who is presently with the Finance Department of the City of Hemming."

ADJOURNMENT

At 12:03 o'clock p.m., on motion by Representative Segawa, seconded by Representative Marumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Wednesday, March 9, 1983.

THIRTIETH DAY

Wednesday, March 9, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Reverend Roland Tatsuguchi representing Shinshu Kyokai Mission, after which the Roll was called showing all members present with the exception of Representative Wong, who was excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Twenty-Seventh Day.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Seventh Day was approved.

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

Representative Bunda introduced fourth grade students from Hanalani Elementary School in Wahiawa who were accompanied by their teachers, Miss Amy Kaneshiro and Mr. Ronald Babb.

Representative Tom introduced a group of children and parents from Samoa and Viet Nam who are members of the Students Ltd. English Proficiency Program.

Representative Dang introduced Mary Jane McMurdo, Chairperson of the McCully-Moiliili Neighborhood Board and her husband, Colonel Strathmore McMurdo.

Representative Apo introduced Mary Jane Kahanamoku from the Big Island who is the Secretary of the International Polynesian Canoe Federation and President of Na Moku O Hawaii Canoe Racing Association; Mel Kalahiki, Race Director of the Hawaiian Canoe Racing Association; Gaylord Wilcox, Secretary of the Hawaiian Canoe Racing Association; and George Estal from Tahiti, Secretary-General of the International Polynesian Canoe Federation.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following bills were re-referred as follows:

<u>H.B. Nos.</u>	<u>Re-referred to:</u>
564	Committee on Finance
621	Committee on Consumer Protection and Commerce
830	Committee on Judiciary
1121	Jointly to the Committees on Public Employment and Government Operations; and Health
1311	Committee on Public Employment and Government Operations
1342	Committee on Judiciary
1562	Committee on Judiciary

STANDING COMMITTEE REPORTS

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 351) recommending that H.B. No. 15, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 15, HD1 entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Ige and Stanley, for the Committees on Human Services and Judiciary, presented a joint report (Stand. Com. Rep. No. 352) recommending that H.B. No. 34, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Ige, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B. No. 34, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 353) recommending that H.B. No. 431, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 431, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT (MODIFIED)", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 354) recommending that H.B. No. 340 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 340 entitled: "A BILL FOR AN ACT RELATING TO ACUPUNCTURE PRACTITIONERS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 355) recommending that H.B. No. 288 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 288 entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 356) recommending that H.B. No. 291, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and

H.B. No. 291, HD1 entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 357) recommending that H.B. No. 687 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 687 entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 358) recommending that H.B. No. 659 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 659 entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 359) recommending that H.B. No. 524, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 524, HD1 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Taniguchi and Shito, for the Committees on Transportation and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 360) recommending that S.C.R. No. 1 be adopted.

On motion by Representative Taniguchi, seconded by Representative Kim and carried, the joint report of the Committees was adopted and S.C.R. No. 1 entitled: "SENATE CONCURRENT RESOLUTION REQUESTING ALL LAW ENFORCEMENT AGENCIES IN THE STATE OF HAWAII TO DELAY ISSUANCE OF CITATIONS AGAINST MOTOR VEHICLES WITH TINTED WINDOWS PENDING DEVELOPMENT OF STANDARDS BY THE LEGISLATURE", was adopted.

Representatives Ige and Stanley, for the Committees on Human Services and Judiciary, presented a joint report (Stand. Com. Rep. No. 361) recommending that H.B. No. 318 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Ige, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B. No. 318 entitled: "A BILL FOR AN ACT RELATING TO THE DUTY OF SUPPORT", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Ige and Stanley, for the Committees on Human Services and Judiciary, presented a joint report (Stand. Com. Rep. No. 362) recommending that H.B. No. 321 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Ige, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B. No. 321 entitled: "A BILL FOR AN ACT RELATING TO VISITATION AND SUPPORT", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Baker and Stanley, for the majority of the Committees on Health and Judiciary, presented a joint report (Stand. Com. Rep. No. 363) recommending that H.B. No. 818, as amended in HD1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Baker, seconded by Representative Stanley and carried, the joint report of the majority of the Committees was adopted and H.B. No. 818, HD1 entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 364) recommending that H.B. No. 390, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 390, HD1 entitled: "A BILL FOR AN ACT RELATING TO QUIETING TITLE", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 365) recommending that H.B. No. 357, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 357, HD1 entitled: "A BILL FOR AN ACT RELATING TO ALTERNATE JURORS", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Tungpalan and Shito, for the Committees on Employment Opportunities and Labor Relations; and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 366) recommending that H.B. No. 1528, as amended in HD1, be recommitted to the Committees on Employment Opportunities and Labor Relations and Consumer Protection and Commerce.

On motion by Representative Tungpalan, seconded by Representative Shito and carried, the joint report of the Committees was adopted and H.B. No. 1528, HD1 entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION INSURANCE", was recommitted to the Committees on Employment Opportunities and Labor Relations and Consumer Protection and Commerce.

The Chair directed the Clerk to note that printed copies of H.B. Nos. 15, HD1; 34, HD1; 431, HD1; 291, HD1; 524, HD1; 818, HD1; 390, HD1; and 357, HD1, were made available to the members of the House at 11:30 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

A resolution (H.R. No. 310) commending Jack Richardson, outstanding citizen of Kailua, Oahu was jointly offered by Representatives Medeiros, Anderson, Albano, Andrews, Apo, Baker, Blair, Bunda, Chun, Crozier, Dang, Graulty, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Jones, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Menor, Morgado, Nakasato, Nakata, Okamura, Rohlfing, Say, Segawa, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Tom, Wong, Yoshimura and Peters, was read by the Clerk.

On motion by Representative Medeiros, seconded by Representative Anderson and carried, H.R. No. 310 was adopted.

At this time, Representative Medeiros introduced Mr. and Mrs. Jack Richardson to the members of the House.

Representative Medeiros rose and stated:

"Mr. Speaker, I would like to preference my remarks to Jack personally. On behalf of Representative Norma Wong, Representative Whitney Anderson and myself, we would like to represent the people of Kailua and thank you for all that you are doing for the community.

"Jean, thank you for allowing him to do that and sharing him with the community."

At this time, Representative Anderson presented a lei to Mrs. Richardson, Representative Ikeda presented a lei to Mr. Richardson and Representative Medeiros presented a certified copy of the resolution to the honoree.

At 11:50 o'clock a.m., the Chair declared a recess for the purpose of extending the personal Aloha of the members of the House to the honorees, subject to the call of the Chair.

The House of Representatives reconvened at 11:55 o'clock a.m.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the following concurrent resolution (H.C.R. No. 117) was adopted:

A concurrent resolution (H.C.R. No. 117) praising and commending

the ethnic studies program at the University of Hawaii at Manoa for its steady academic improvement during the past three years was jointly offered by Representatives Hee, Albano, Anderson, Andrews, Apo, Bunda, Chun, Crozier, Dang, Hagino, Hashimoto, Hirono, Honda, Ige, Isbell, Jones, Kawakami, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Rohlfing, Say, Shito, Souki, Stanley, Tam, Taniguchi, Tungpalan, Wong and Yoshimura.

By unanimous consent, the following resolution (H.R. No. 311 to 312) and concurrent resolution (H.C.R. No. 118) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 311) requesting the Department of Health to define laboratory services of public health significance to justify its performance of laboratory services without payment was jointly offered by Representatives Chun, Albano, Apo, Blair, Hagino, Hee, Kiyabu-Saballa and Taniguchi.

A resolution (H.R. No. 312) requesting a feasibility study of the need for a tropical crop production center at the University of Hawaii-Manoa was jointly offered by Representatives Hagino, Apo, Hayes, Hee, Hirono, Ige, Kawakami, Kim, Lardizabal, Leong, Shito, Taniguchi, Tom, Tungpalan and Peters.

A concurrent resolution (H.C.R. No. 118) requesting a feasibility study of the need for a tropical crop production center at the University of Hawaii-Manoa was jointly offered by Representatives Hagino, Apo, Hayes, Hee, Hirono, Ige, Kawakami, Kim, Lardizabal, Leong, Shito, Taniguchi, Tom, Tungpalan and Peters.

SUSPENSION OF RULES

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis on a modified consent calendar.

THIRD READING

The following bills which were on the calendar for Third Reading, were read throughout and the following action taken:

H.B. No. 210, HD1:

On motion by Representative Takamine, seconded by Representative Nakata and carried, H.B. No. 210, HD1 entitled: "A BILL FOR AN ACT RELATING TO CHICKEN EGGS", passed Third Reading by a vote of 50 ayes, with Representative Wong being excused.

H.B. No. 882:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 882 entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Third Reading by a vote of 50 ayes, with Representative Wong being excused.

The Chair directed the Clerk to note that H.B. Nos. 210 and 882 had passed Third Reading at 11:55 o'clock a.m.

At this time, Representative Anderson rose and asked:

"Are we not on Miscellaneous Business?"

The Chair replied:

"We are on Announcements."

Representative Anderson:

"Are we going to go to Miscellaneous Business on the agenda, which is number 10?"

The Chair:

"No."

Representative Anderson:

"Then may I make an announcement or I'd like to have a point of information?"

At 11:57 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:59 o'clock a.m.

ADJOURNMENT

At 12:01 o'clock p.m., on motion by Representative Segawa, seconded by Representative Marumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m., tomorrow, Thursday, March 10, 1983.

THIRTY-FIRST DAY

Thursday, March 10, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend Charles Jinks of the Kailua Baptist Church, after which the Roll was called showing all members present with the exception of Representatives Blair and Nakasato, who were excused.

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

On motion by Representative Segawa, seconded by Representative Marumoto and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Ninth Day was approved.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirtieth Day was deferred.

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

Representative Tam introduced 35 students from the Cathedral School. They were accompanied by their teacher, Miss Sally Rota.

Representative Okamura introduced 55 fifth and sixth grade students from St. Elizabeth School in Aiea. They were accompanied by their teachers, Mrs. Lolita Antolin and Mr. Ray Fabre; and Sister Auxiliadora Sumagaysay, their Principal.

Representative Menor introduced a group of student interns from Mililani High School "who are here this morning to visit my office and also to observe the State Legislature in action", as follows: Lillian Goo, a member of the Blood Bank Committee; Greg Uyemura, chairman of the Publicity Committee for his senior class. "He is also a member of a family that is very close to me. He's got very fine parents."; and Darin Omura, class representative to the Student Council. "His sister last year was also the senior class president at Mililani High School."

Representative Kihano introduced

his physician, Dr. Patrick Walsh, who was seated in the gallery.

Representative Anderson introduced a group of fifth and sixth grade students from Island Paradise School. They were accompanied by their teacher, Ms. Jill Martinson.

ORDER OF THE DAY

STANDING COMMITTEE REPORTS

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 367) recommending that H.B. No. 1422, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.B. No. 1422, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCESSED MILK", passed Second Reading and was placed on the calendar for Third Reading.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 368) recommending that H.B. No. 1128 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, the report of the Committee was adopted and H.B. No. 1128, entitled: "A BILL FOR AN ACT RELATING TO THE MOORING OF COMMERCIAL VESSELS IN SMALL BOAT HARBORS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 369) recommending that H.B. No. 225, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 225, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL OBLIGATION BONDS OF THE STATE OF HAWAII", passed Second Reading and was placed on the calendar for Third Reading.

At 11:46 o'clock a.m., Representative Hagino asked for a recess and the

Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:47 o'clock a.m.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 370) recommending that H.B. No. 1568 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the majority of the Committee was adopted and H.B. No. 1568, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Matsuura, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 371) recommending that H.B. No. 871, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Matsuura, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 871, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING", passed Second Reading and was placed on the calendar for Third Reading.

Representative Honda, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 372) recommending that H.B. No. 1496, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Honda, seconded by Representative Hirono and carried, the report of the Committee was adopted and H.B. No. 1496, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INTAKE SERVICE CENTERS", passed Second Reading and was placed on the calendar for Third Reading.

At 11:49 o'clock a.m., Representative Segawa asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:50 o'clock a.m.

Representative Hagino, for the

Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 373) recommending that H.B. No. 338 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative Apo and carried, and notwithstanding the recommendation of the Committee Report, Stand. Com. Rep. No. 373 and H.B. No. 338, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII COLLEGE OF EDUCATION", were recommitted to the Committee on Higher Education and the Arts.

Representatives Nakasato and Shito, for the Committees on Tourism and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 374) recommending that H.B. No. 1169, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Lardizabal, seconded by Representative Shito and carried, the joint report of the Committees was adopted and H.B. No. 1169, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF HOTELKEEPERS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Tungpalan, for the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 375) recommending that H.B. No. 757 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Tungpalan, seconded by Representative Levin and carried, the report of the Committee was adopted and H.B. No. 757, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY INSURANCE", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 376) recommending that H.B. No. 1037 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 1037, entitled: "A BILL FOR AN ACT RELATING TO ANNULMENT, DIVORCE, SEPARATION", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 377) recommending that H.B. No. 535 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 535, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII ADMINISTRATIVE PROCEDURE ACT", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 378) recommending that H.B. No. 402, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 402, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MINORS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 379) recommending that H.B. No. 194, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 194, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WRONGFUL DEATH", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 380) recommending that H.B. No. 196, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 196, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUITS BETWEEN SPOUSES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 381) recommending that H.B. No. 118, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 118, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS, CLARIFYING LANGUAGE, CORRECTING REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 382) recommending that H.B. No. 10, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 10, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 383) recommending that H.B. No. 11, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 11, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURTS", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Stanley and Shito, for the Committees on Judiciary and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 384) recommending that H.B. No. 20, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito

and carried, the joint report of the Committees was adopted and H.B. No. 20, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 385) recommending that H.B. No. 282, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 282, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REINSTATEMENT OF A SUSPENDED LICENSE OR PERMIT", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of H.B. Nos. 1422, HD 1; 1128; 225, HD 1; 1568; 871, HD 1; 1496, HD 1; 1169, HD 1; 757; 1037; 535; 402, HD 1; 194, HD 1; 196, HD 1; 118, HD 1; 10, HD 1; 11, HD 1; 20, HD 1; and 282, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 313, 327 and 328) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 313) commending the Pamana Dancers of the Philippine Dance Company, Honolulu, Hawaii, was jointly offered by Representatives Chun, Lardizabal, Albano, Graulty, Bunda, Anderson, Apo, Baker, Blair, Crozier, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Jones, Kihano, Kiyabu, Leong, Levin, Medeiros, Menor, Morgado, Nakasato, Okamura, Say, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Tom, Wong, Yoshimura and Peters.

On motion by Representative Chun, seconded by Representative Lardizabal and carried, H.R. No. 313 was adopted.

Representative Chun then rose and stated:

"Mr. Speaker and members of this body, the resolution just read explains the purpose and reason for the Pamana Dancers' existence. Today, I am very proud to present to you and this honorable body the moving force behind the Pamana Dancers."

Representative Chun then introduced Mrs. Hana Gomez Trinidad, dance director and choreographer; Corky Trinidad, set designer and technical director, and "all purpose husband, person and everything"; and Faith Labez-Tapang, executive director.

Representatives Albano, Chun and Graulty presented floral leis to the honorees and Representative Lardizabal presented them with certified copies of the resolution.

At 11:50 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, for the purpose of allowing the Pamana Dancers to entertain the members of the House and audience with a Visayan dance.

Upon reconvening at 12:01 o'clock p.m., the Chair stated:

"On behalf of the members of the House -- Representative Chun, please extend our appreciation for the very nice break. . .it is important sometimes for us to have all these different ethnic groups to share their arts with us. Thank you."

A resolution (H.R. No. 327) honoring the memory of David C. McClung was jointly offered by Representatives Hagino, Albano, Anderson, Andrews, Apo, Baker, Blair, Chun, Crozier, Dang, Graulty, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Jones, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Rohlfing, Say, Segawa, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Tom, Tungpalan, Wong, Yoshimura and Peters.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, H.R. No. 327 was adopted by a rising vote.

A resolution (H.R. No. 328) congratulating and commending Gordon Kuwada on his appointment as the Department of Education Deputy District Superintendent, Central Oahu District, was jointly offered by Representatives Leong, Bunda, Albano, Apo, Baker, Blair, Crozier, Dang, Hayes, Hirono, Kim,

Lardizabal, Matsuura, Menor and Stanley.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, H.R. No. 328 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 314 to 326 and 329 to 332) and concurrent resolutions (H.C.R. Nos. 119 to 128) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 314) requesting the Legislative Auditor to conduct a review and analysis of the Judiciary's budget for each of the fiscal years 1983-1984, 1984-1985, and 1985-1986 was offered by Representative Stanley.

A resolution (H.R. No. 315) urging the President and Congress to provide support to the people of Afghanistan in their struggle against the Soviet military invasion was jointly offered by Representatives Rohlfing, Albano, Grauly, Hashimoto, Hayes, Ikeda, Kawakami, Kiyabu-Saballa, Leong, Levin, Marumoto, Matsuura, Nakata, Okamura, Stanley, Tam and Tungpalan.

A resolution (H.R. No. 316) requesting that the United States Senate expeditiously advise and consent to the United States Pacific Islands friendship treaties was jointly offered by Representatives Rohlfing, Stanley, Albano, Anderson, Dang, Hagino, Hashimoto, Hayes, Honda, Ikeda, Leong, Levin, Marumoto, Medeiros, Okamura, Shito and Tungpalan.

A resolution (H.R. No. 317) requesting the Board of Land and Natural Resources to exchange State lands adjacent to Campbell Estate at Kahaualea with Campbell Estate lands proposed for geothermal energy development was jointly offered by Representatives Okamura and Kiyabu-Saballa.

A resolution (H.R. No. 318) requesting the Department of Transportation to study the feasibility of establishing a program utilizing harbor enforcement volunteers was jointly offered by Representatives Apo and Taniguchi.

A resolution (H.R. No. 319) requesting the Speaker of the House of Representatives to appoint an interim committee to review campaign spending laws was jointly offered by Representatives Hayes, Stanley, Taniguchi, Honda, Albano, Apo, Baker, Blair, Bunda, Chun, Crozier, Dang, Grauly,

Hagino, Kim, Lardizabal, Leong, Levin, Marumoto, Medeiros, Menor, Nakata, Say, Shito and Tom.

A resolution (H.R. No. 320) requesting the Governor to appoint an "Energy Island Task Force" to increase tourism to the island of Hawaii was jointly offered by Representatives Hayes, Levin, Isbell, Segawa, Matsuura, Takamine, Albano, Apo, Baker, Blair, Bunda, Chun, Crozier, Dang, Grauly, Hagino, Honda, Kim, Lardizabal, Leong, Marumoto, Medeiros, Menor, Nakasato, Say, Shito, Stanley and Tom.

A resolution (H.R. No. 321) requesting the development of a breast cancer treatment alternatives information sheet and a plan for its distribution was jointly offered by Representatives Hayes, Albano, Apo, Baker, Blair, Bunda, Chun, Crozier, Dang, Grauly, Hagino, Honda, Kim, Lardizabal, Leong, Levin, Marumoto, Medeiros, Menor, Nakata, Say, Shito, Stanley, Taniguchi and Tom.

A resolution (H.R. No. 322) relating to education opportunities in the Hawaii Youth Correctional Facility was jointly offered by Representatives Hayes, Albano, Anderson, Apo, Baker, Blair, Bunda, Chun, Crozier, Dang, Hee, Honda, Ikeda, Isbell, Kim, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Nakata, Say, Segawa, Shito, Stanley, Taniguchi and Tom.

A resolution (H.R. No. 323) requesting an investigation of noise levels at public intermediate and high schools was jointly offered by Representatives Hayes, Albano, Anderson, Baker, Bunda, Dang, Grauly, Hagino, Hee, Honda, Kim, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Nakata, Say, Segawa, Shito, Stanley and Tom.

A resolution (H.R. No. 324) to study agricultural production in Kailua, Oahu, was offered by Representative Anderson.

A resolution (H.R. No. 325) requesting the Department of Labor and Industrial Relations and the Department of Planning and Economic Development to develop a comprehensive employment plan for the State was jointly offered by Representatives Takamine, Albano, Anderson, Apo, Baker, Chun, Crozier, Dang, Grauly, Hagino, Hashimoto, Hayes, Ikeda, Jones, Kihano, Kiyabu-Saballa, Levin, Matsuura, Menor, Morgado, Okamura, Stanley, Tam, Taniguchi and Yoshimura.

A resolution (H.R. No. 326) requesting the University of Hawaii to devise a master plan for the continued development of the Lyon Arboretum as a research and educational facility for the study of horticulture, botany, and forestry was jointly offered by Representatives Takamine, Albano, Anderson, Apo, Baker, Chun, Crozier, Dang, Graulty, Hagino, Hashimoto, Hayes, Ikeda, Jones, Kihano, Kiyabu-Saballa, Lardizabal, Levin, Matsuura, Menor, Morgado, Okamura, Stanley, Tam, Taniguchi and Yoshimura.

A resolution (H.R. No. 329) urging the appointment of two additional ambassadors to the Pacific Island nations was jointly offered by Representatives Rohlfling and Stanley.

A resolution (H.R. No. 330) requesting a thorough study of Section 607-5, Hawaii Revised Statutes, relating to circuit court costs and fees was jointly offered by Representatives Tom, Apo, Baker, Blair, Graulty, Hayes, Hee, Lardizabal, Leong, Matsuura, Menor, Okamura, Souki, Stanley and Taniguchi.

A resolution (H.R. No. 331) requesting a report on the reasons for the lack of a student legislative intern program was jointly offered by Representatives Yoshimura, Hashimoto, Albano, Anderson, Apo, Bunda, Graulty, Hee, Hirono, Ige, Isbell, Kawakami, Kihano, Kiyabu, Kiyabu-Saballa, Leong, Matsuura, Menor, Nakasato, Okamura, Say, Taniguchi and Wong.

A resolution (H.R. No. 332) requesting an examination of the workers' compensation hearings system was jointly offered by Representatives Hayes, Anderson, Bunda, Chun, Crozier, Dang, Ikeda, Isbell, Kim, Marumoto, Say, Shito, Souki and Tam.

A concurrent resolution (H.C.R. No. 119) urging the President and Congress to provide support to the people of Afghanistan in their struggle against the Soviet military invasion was jointly offered by Representatives Rohlfling, Albano, Apo, Graulty, Hashimoto, Hayes, Ikeda, Jones, Kawakami, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Nakata, Okamura, Stanley, Tam and Tungpalan.

A concurrent resolution (H.C.R. No. 120) requesting that the United States Senate expeditiously advise and consent to the United States Pacific Islands friendship treaties was jointly offered by Representatives

Rohlfling, Stanley, Albano, Anderson, Apo, Dang, Hagino, Hashimoto, Hayes, Honda, Ikeda, Jones, Kim, Leong, Levin, Marumoto, Medeiros, Okamura, Shito and Tungpalan.

A concurrent resolution (H.C.R. No. 121) requesting the Board of Land and Natural Resources to exchange State lands adjacent to Campbell Estate lands at Kahaualea with Campbell Estate lands proposed for geothermal energy development was jointly offered by Representatives Okamura and Kiyabu-Saballa.

A concurrent resolution (H.C.R. No. 122) requesting the Department of Transportation to study the feasibility of establishing a program utilizing harbor enforcement volunteers was jointly offered by Representatives Apo and Taniguchi.

A concurrent resolution (H.C.R. No. 123) requesting the Department of Labor and Industrial Relations to conduct a study of the effect of Hawaii's prepaid health care laws on the temporary help industry was jointly offered by Representatives Hayes, Albano, Anderson, Apo, Baker, Bunda, Chun, Crozier, Dang, Hee, Honda, Ikeda, Isbell, Kim, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Nakata, Say, Segawa, Shito, Stanley, Taniguchi and Tom.

A concurrent resolution (H.C.R. No. 124) requesting the Legislative Auditor to conduct a review and analysis of the Judiciary's budget for each of the fiscal years 1983-1984, 1984-1985, and 1985-1986 was offered by Representative Stanley.

A concurrent resolution (H.C.R. No. 125) requesting the University of Hawaii to devise a master plan for the continued development of the Lyon Arboretum as a research and educational facility for the study of horticulture, botany, and forestry was jointly offered by Representatives Takamine, Anderson, Apo, Baker, Chun, Crozier, Dang, Graulty, Hagino, Hashimoto, Hayes, Ikeda, Jones, Kihano, Kiyabu-Saballa, Levin, Matsuura, Menor, Morgado, Okamura, Stanley, Tam, Taniguchi and Yoshimura.

A concurrent resolution (H.C.R. No. 126) urging the appointment of two additional ambassadors to the Pacific Island nations was jointly offered by Representatives Rohlfling and Stanley.

A concurrent resolution (H.C.R. No. 127) requesting a report on the reasons for the lack of a student legislative

intern program was jointly offered by Representatives Yoshimura, Hashimoto, Albano, Anderson, Apo, Bunda, Graulty, Hee, Hirono, Ige, Isbell, Kawakami, Kihano, Kiyabu, Kiyabu-Saballa, Leong, Matsuura, Menor, Nakasato, Okamura, Say, Taniguchi and Wong.

A concurrent resolution (H.C.R. No. 128) requesting an examination of the workers' compensation hearings system was jointly offered by Representatives Hayes, Albano, Anderson, Bunda, Chun, Crozier, Ikeda, Isbell, Kim, Marumoto, Menor, Say, Shito, Souki and Tam.

At 12:03 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:25 o'clock p.m., Representative Rohlfing introduced to the members of the House Dr. George Starbuck, "a distinguished retired pediatrician, and also a very active and hardworking worker for the Republican Party of Hawaii that is an endangered species."

SUSPENSION OF RULES

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar.

THIRD READING

The following bills, which were on the calendar for Third Reading, were read throughout and the following actions taken:

H.B. No. 890, HD 1:

Representative Taniguchi moved that H.B. No. 890, HD 1, having been read throughout, pass Third Reading, seconded by Representative Stanley.

Representative Marumoto then rose and stated:

"Mr. Speaker, I would like to rise in favor of House Bill 890, House Draft 1. I think it is a very good bill and considering we have thousands of children who are injured in auto accidents every year in Hawaii and several who are killed, I think it's a wise move to require keiki auto restraints for children.

The Minority is very interested

in driver safety and have introduced a similar measure to this one. I would say this one is a superior vehicle. I think I prefer this bill to ours.

We are also interested in senior citizens and whether they could be released from taking the driver exam every two years, and we have also looked at raising the drinking age from 18 to 21, in hopes of cutting down fatalities from young drivers who may drink and get into accidents.

I will commend the chairman of the Transportation Committee and also the Judiciary Committee for the fine work in this bill. I hope the Senate looks upon it kindly, and urge an 'aye' from all parties.

Thank you very much."

Representative Graulty then rose to speak against the bill, stating:

"Mr. Speaker, I rise to speak in opposition, and I rise not because I am unconcerned with the fact that the number one cause of death and injury to children is motor vehicle accidents. I accept that, Mr. Speaker.

But my concern stems from the mandatory nature of this bill. Tennessee enacted the first mandatory child restraint law in 1978 and Rhode Island followed with legislation in 1980. Yet in Tennessee, two years after the enactment of its law, 71 percent of its population still did not utilize car seats, and were guilty of violations under their law.

In a study comparing the effect of Rhode Island's mandatory law with neighboring Massachusetts', which relied primarily on education and did not have a mandatory law, the change in the behavior of parents and anyone transporting a child covered by the law, was really not significantly better.

Mr. Speaker, a law that will impose a \$25 fine for a first offense and a \$100 fine for any subsequent offense, which if we are to use Tennessee's experience 70 percent of the affected population will choose to ignore, should be a cause of concern to us legislators. For, by passing this mandatory law, do we not lessen ourselves as lawmakers in the eyes of so many of our people, and do we not do harm to the Legislature as an institution?

Moreover, Mr. Speaker, with so many not obeying the law, can we expect our law enforcers to enforce this law fairly and equitably for all our people? Is there not a danger

that the law may be used randomly to pick on certain people, for whatever reason?

Mr. Speaker, I do not believe that it is wise for the State to reach into people's checkbooks and take \$60 out of many family budgets to purchase a car seat, to take that decision and responsibility away from fathers and mothers, and impose a value that so many of them fail to see and do not accept.

Mr. Speaker, I support the continued education of parents by pediatricians, public health agencies, the medical associations and the Legislature. We need to move ahead more vigorously on this front.

We must petition the Congress and the President of the United States to end the cozy relationship that now exists between industry and the regulation of industry, and strengthen federal standards and automobile designs that protect children, and everyone else for that matter, in automobile crashes, to the maximum extent possible. Mr. Speaker, a wise Legislature knows the limits of its power; a wise Legislature, like a wise father, teaches, when it is education that is called for, and not punishment.

Mr. Speaker and fellow members, I urge you to vote no.

Thank you."

Representative Stanley then rose to speak in support of the measure, stating:

"Mr. Speaker, most of you know my son, Ryan, and I made a promise to him that. . .well, I was passing a rule that he had to wear his safety harness or sit in the safety seat and I am glad today that I can keep that promise.

I think that children are so valuable that they need the intrusion of the Legislature to be protected and that is our duty, so I urge all members to vote for this measure, and I would like to pay particular thanks and respect to the chairman of the Transportation Committee who really is the author and the sponsor and the person who put this bill together so well.

Thank you."

Representative Kim then rose and stated:

"Mr. Speaker, I rise to speak in favor of House Bill No. 890, but with certain reservations.

I have been told that this is one of many proposals that we as legislators must deal with, where the concept is irrefutably good, but its practical aspects are difficult to deal with.

There is no question, Mr. Speaker, that our aim of protecting our children's safety while riding in motor vehicles is a worthy one. But it's one thing to think we are achieving a worthy goal, and quite another to know that it will run into enforcement problems. It becomes difficult to impose penalties or make something mandatory under the law, when you know that in practical terms, large numbers of violators will be difficult to apprehend. It seems to me that such realities can make this legislative process an empty one.

Another important concern raised by this bill, Mr. Speaker, is the question of how far government should intervene in people's personal lives and how they choose to live them. This dilemma brings to my mind, other similar legislative measures such as the mandatory safety helmet requirement for motorcyclists and our present mandatory no-fault insurance requirement for all motorists. In the case of the latter, we have had to make special provisions for those families who cannot afford to pay annual insurance premiums and who otherwise would not be able to conform to the law.

In order to make various safety measures a mandatory one under the law, the assumption is that people are being treated as if they have equal resources, which they don't. And if this is the case, certain allowances should be made for it.

Mr. Speaker, I certainly agree that perhaps this measure will serve as a public statement to all parents that they should care enough for their little children to take all necessary precautions when driving them around in a car. But at the same time, I think the realities of expecting over-burdened enforcement officers to effectively implement such a law, as well as the philosophical question of whether the ultimate responsibility for taking preventive safety measures should rest with the individual or the State, should also be recognized.

Thank you, Mr. Speaker."

Representative Morgado then rose and requested that his remarks, in

favor of House Bill No. 890, HD 1, with reservations, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Morgado's remarks are as follows:

"I am in agreement with the intent of this measure, however, to impose such a mandate may present enforcement problems as well as constitutional questions, such as the infringement of an individual's right to choose.

For these reasons, I would like to register my vote with reservations."

Representative Rohlfing then rose and stated:

"Mr. Speaker, very briefly. . . I didn't intend to speak this morning on this measure, but I think it is important to realize that driving in this State and other states is a privilege. It is not a right. . . I am speaking in favor of the bill. And I think, Mr. Speaker, that we require people to have a safety inspection -- whether they have lights, whether the tires are alright, whether the horn works and so forth. That interferes with the freedom of an owner of a vehicle to drive the car as he pleases and in the condition that he might choose to drive it in.

Likewise, if you are going to carry passengers in the vehicle and you are going to take young children who are not in the position to protect themselves, I think it is totally reasonable that we provide restraints for the owners of those cars, or put them under an injunction to provide restraints for the small children that ride in the car. It would seem that if we were going to totally go the libertarian route, we would have chaos on our highway.

Thank you, Mr. Speaker."

Representative Apo then rose to speak in support of the bill, with reservations, stating:

"Mr. Speaker, my reservations are limited to the implications of this bill on the public transportation system and also those charter services that are widely used throughout the tourist industry.

Thank you."

Representative Marumoto, in rebuttal,

stated:

"Mr. Speaker, the state law in Tennessee was brought up as an example where you have 30 percent compliance in use of keiki cars restraint. I would like to point out that that figure of 30 percent usage came up from under 5 percent. This is quite an improvement. It was due to mandatory law and educational efforts. It is a constant effort to get total compliance but I feel that if 25 percent more of the children are protected, they are going in the right direction.

The penalty provision that some people have found objection to that and the Senate may want to consider changing the penalty so that you could cure the violation should a proper restraint system be acquired by the parent. In other words, if she could bring to court a receipt or proof that you have acquired a safety seat, then the court could dismiss the charge. I think previous bills had this type of penalty in it and the Senate might want to consider it.

There is a lot of objection to the possible cost of this program and I would be remiss if I did not point out that the keiki auto restraint project which was a federally funded program administered through the University of Hawaii School of Public Health did an exemplary job in setting up several loan programs throughout the State which have loaned out hundreds of seats in the past few years. I am sorry I don't have the specific statistics on me, but I was quite impressed by them. So, if someone cannot afford it, they can borrow a car seat from one of these programs. In addition, last year, we passed a law to provide for a \$25 tax credit toward the purchase of these seats which would lower the cost of them by \$25.

I ask you please to consider this bill favorably. I think it is a step in the right direction.

Thank you."

Representative Taniguchi then rose to speak in favor of the bill, stating:

"Mr. Speaker, I would just like to say that I appreciate the comments by Representative Marumoto and Representative Stanley, but I think this bill is the product of a lot of people's work, a lot of groups in the community, including the keiki auto restraint project, including the Honolulu Police Department, Department of Transportation, and a lot of concerned pediatricians and doctors, and I would just like to give credit where credit

is due."

Representative Okamura then rose to speak in favor of the bill, with reservations, stating:

"Mr. Speaker, my concern comes with the fact that there are no special provisions for the poor people and I think this will discriminate against them and the conviction rate. I hope that this matter can be addressed in the Senate or in subsequent sessions.

Thank you."

The motion was put by the Chair and carried, and H.B. No. 890, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER RESTRAINTS", having been read throughout, passed Third Reading by a vote of 47 ayes to 2 noes, with Representatives Andrews and Graulty voting no, and Representatives Blair and Nakasato being excused.

H.B. No. 319, HD 1:

On motion by Representative Hirono, seconded by Representative Tom and carried, H.B. No. 319, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", passed Third Reading by a vote of 49 ayes, with Representatives Blair and Nakasato being excused.

H.B. No. 80, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 80, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Third Reading by a vote of 48 ayes to 1 no, with Representative Levin voting no, and Representatives Blair and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 890, 319 and 80 had passed Third Reading at 12:40 o'clock p.m.

H.B. No. 44, HD 1:

On motion by Representative Takamine, seconded by Representative Andrews and carried, H.B. No. 44, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PLANNING AND DEVELOPMENT", passed Third Reading by a vote of 49 ayes, with Representatives Blair and Nakasato being excused.

H.B. No. 177, HD 1:

On motion by Representative Andrews, seconded by Representative Morgado and carried, H.B. No. 177, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLANNING ACT", passed Third Reading by a vote of 49 ayes, with Representatives Blair and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 44 and 177 had passed Third Reading at 12:41 o'clock p.m.

H.B. No. 340:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 340, entitled: "A BILL FOR AN ACT RELATING TO ACUPUNCTURE PRACTITIONERS", passed Third Reading by a vote of 49 ayes, with Representatives Blair and Nakasato being excused.

H.B. No. 288:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 288, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC", passed Third Reading by a vote of 49 ayes, with Representatives Blair and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 340 and 288 had passed Third Reading at 12:42 o'clock p.m.

H.B. No. 687:

Representative Shito moved that H.B. No. 687, having been read throughout, pass Third Reading, seconded by Representative Kim.

Representative Marumoto then rose on a point of information and inquired:

"Mr. Speaker, I am wondering whether legislators who hold licenses in real estate have a conflict of interest on this bill."

The Chair answered:

"The Chair's ruling is no conflict."

Representative Marumoto thanked the Chair.

The motion was put by the Chair and carried, and H.B. No. 687, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE", having been read throughout, passed Third Reading

by a vote of 49 ayes, with Representatives Blair and Nakasato being excused.

H.B. No. 659:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 659, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS", passed Third Reading by a vote of 49 ayes, with Representatives Blair and Nakasato being excused.

H.B. No. 318:

On motion by Representative Ige, seconded by Representative Stanley and carried, H.B. No. 318, entitled: "A BILL FOR AN ACT RELATING TO THE DUTY OF SUPPORT", passed Third Reading by a vote of 49 ayes, with Representatives Blair and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 687, 659 and 318 had passed Third Reading at 12:43 o'clock p.m.

H.B. No. 321:

On motion by Representative Ige, seconded by Representative Stanley and carried, H.B. No. 321, entitled: "A BILL FOR AN ACT RELATING TO VISITATION AND SUPPORT", passed Third Reading by a vote of 49 ayes, with Representatives Blair and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 321 had passed Third Reading at 12:44 o'clock p.m.

At this time, Representative Tungpalan requested the waiver of the 48-hour notice for hearings on House Bill No. 1531 and the Chair "so ordered."

ADJOURNMENT

At 12:46 o'clock p.m., on motion by Representative Segawa, seconded by Representative Marumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m.

THIRTY-SECOND DAY

Friday, March 11, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:40 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Sister Joan Henehan representing the Carondelet Convent, after which the Roll was called showing all members present.

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

On motion by Representatives Segawa, seconded by Representative Marumoto and carried, reading of the Journal was dispensed with and the Journal of the Thirtieth Day was approved.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 10 to 12) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 10) returning House Concurrent Resolution No. 117, which was adopted by the Senate on March 10, 1983.

A communication from the Senate (Sen. Com. No. 11) transmitting Senate Bill No. 134 entitled: "A BILL FOR AN ACT RELATING TO EXCLUSION OF STOCK FROM FOREST RESERVATIONS, GAME MANAGEMENT AREAS AND PUBLIC HUNTING AREAS", which passed Third Reading in the Senate on March 10, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 12) transmitting Senate Bill No. 363 entitled: "A BILL FOR AN ACT RELATING TO THE FUNCTIONS OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES", which passed Third Reading in the Senate on March 10, 1983, was placed on file.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, S.B. Nos. 134 and 363 passed First Reading by title and further action was deferred.

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

Representative Chun introduced 28 students from the Aiea Students of Limited English Proficiency (SLEP) Program who were accompanied by their teachers, Mrs. Galura, Mrs. Menor and Mr. Nakamoto.

Representative Ikeda introduced 19 ladies with Family Community Leadership who were at the Capitol for Job Shadowing Day and who were accompanied by their leader, Susan Yee, and home economists, Bernice Arakawa and Rhoda Yoshiro.

Representative Albano introduced 53 fifth and sixth grade students from Kaulani School and who were accompanied by their teachers, Mrs. Ruth Nishimura and Mrs. Patsy Sakai.

Representative Shito introduced 54 students from the August Ahrens School and their teachers, Mrs. Yoshimoto and Mrs. Tanaka, and homeroom mother, Mrs. Yee.

Representative Menor pointed out that the Mrs. Menor that Representative Chun introduced earlier is his aunt.

Representative Menor introduced 100 fourth grade students from Kipapa Elementary School who were escorted by their teachers, Mrs. Mildred Higashi, Mrs. Marquina, Mrs. Shimata and Mr. Akagi.

Representative Rohlring introduced the former Speaker of the House of Representatives of Washington, Mr. William M. Polk and his wife, Carla.

Representative Morgado introduced his grandmother, Florence Sato.

Representative Morgado also introduced Mr. Cliff Yaguchi who was instrumental in Representative Morgado's campaign.

Representative Kawakami introduced Belle Anderson from Kailua, Oahu, a participant of the Job Shadowing Day.

Representative Matsuura introduced Dr. William Bronk from the Big Island.

ORDER OF THE DAY

COMMITTEE REFERRALS

Senate Bill No. 22 was referred to the Committee on Consumer Protection and Commerce.

Senate Bill No. 889 was referred jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Ocean and Marine Resources.

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 266 to 280, 286 to 288, 292 to 297 and 300 to 309) and concurrent resolutions (H.C.R. Nos. 90 to 102 and 104 to 116) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
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266	Committee on Human Services
267	Committee on Human Services, then to the Committee on Finance
268	Committee on Human Services
269	Jointly to the Committees on Human Services; and Public Employment and Government Operations
270	Jointly to the Committees on Human Services; and Public Employment and Government Operations, then to the Committee on Finance
271	Jointly to the Committees on Judiciary; and Human Services, then to the Committee on Finance
272	Committee on Health, then to the Committee on Finance
273	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs, and Education
274	Jointly to the Committees on Agriculture and Health
275	Committee on Agriculture, then to the Committee on Finance
276	Committee on Agriculture
277	Committee on Agriculture, then to the Committee on Finance
278	Committee on Water,

Land Use, Development and Hawaiian Affairs

279	Committee on Transportation
280	Committee on Public Employment and Government Operations, then to the Committee on Finance
286	Committee on Health, then to the Committee on Finance
287	Committee on Consumer Protection and Commerce, then to the Committee on Finance
288	Committee on Public Employment and Government Operations, then to the Committee on Finance
292	Jointly to the Committees on Health and Energy, Ecology and Environmental Protection, then to the Committee on Finance
293	Committee on Consumer Protection and Commerce, then to the Committee on Finance
294	Jointly to the Committees on Human Services and Employment Opportunities and Labor Relations
295	Committee on Public Employment and Government Operations, then to the Committee on Finance
296	Committee on Energy, Ecology and Environmental Protection, then to the Committee on Finance
297	Committee on Judiciary, then to the Committee on Finance
300	Committee on Higher Education and the Arts, then to the Committee on Finance
301	Committee on Transportation
302	Jointly to the Committees on Judiciary and Corrections and Rehabilitation, then to the Committee on Finance
303	Committee on Judiciary
304	Jointly to the Committees on Judiciary and Corrections and Rehabilitation, then to the Committee on Finance
305	Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
306	Committee on Judiciary, then to the Committee on Legislative Management

307 Committee on Consumer Protection and Commerce, then to the Committee on Finance

308 Committee on Education, then to the Committee on Finance

309 Committee on Higher Education and the Arts, then to the Committee on Finance

H.C.R. Nos.

90 Jointly to the Committees on Judiciary and Human Services, then to the Committee on Finance

91 Committee on Consumer Protection and Commerce, then to the Committee on Finance

92 Jointly to the Committees on Transportation and Consumer Protection and Commerce, then to the Committee on Finance

93 Committee on Human Services

94 Committee on Finance

95 Jointly to the Committees on Agriculture and Transportation, then to the Committee on Finance

96 Committee on Water, Land Use, Development and Hawaiian Affairs

97 Committee on Agriculture

98 Committee on Transportation

99 Committee on Agriculture, then to the Committee on Finance

100 Committee on Agriculture, then to the Committee on Finance

101 Committee on Agriculture, then to the Committee on Health

102 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Education, then to the Committee on Finance

104 Committees on Health, then to the Committee on Finance

105 Committee on Public Employment and Government Operations, then to the Committee on Finance

106 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance

107 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance

108 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance

109 Committee on Transportation

110 Jointly to the Committees on Judiciary and Corrections and Rehabilitation, then to the Committee on Finance

111 Committee on Judiciary

112 Committee on Judiciary, then to the Committee on Finance

113 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance

114 Jointly to the Committees on Judiciary and Consumer Protection and Commerce, then to the Committee on Finance

115 Committee on Education, then to the Committee on Finance

116 Committee on Higher Education and the Arts, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following bills were re-referred as follows:

H.B. No. Re-referred to:

497 Committee on Health

538 Committee on Judiciary

1103 Committee on Judiciary

1105 Committee on Judiciary

1221 Committee on Judiciary

REPORTS OF STANDING COMMITTEES

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 386) recommending that H.B. No. 144, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative

Tom and carried, the report of the Committee was adopted and H.B. No. 144, HD1 entitled: "A BILL FOR AN ACT RELATING TO RETENTION OF JURISDICTION", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 387) recommending that H.B. No. 467, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 467, HD1 entitled: "A BILL FOR AN ACT RELATING TO CHILDREN", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 388) recommending that H.B. No. 800 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 800 entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 389) recommending that H.B. No. 798 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 798 entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 390) recommending that H.B. No. 1099, as amended in HD1, pass Second Reading

and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 1099, HD1 entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 391) recommending that H.B. No. 1201, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 1201, HD1 entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 392) recommending that H.B. No. 913, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 913, HD1 entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 393) recommending that H.B. No. 876, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 876, HD1 entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report

(Stand. Com. Rep. No. 394) recommending that H.B. No. 812, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 812, HD1 entitled: "A BILL FOR AN ACT RELATING TO PROSECUTION OF CONSUMER COMPLAINTS BY THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 395) recommending that H.B. No. 811, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 811, HD1 entitled: "A BILL FOR AN ACT RELATING TO INSURANCE UNFAIR PRACTICES AND FRAUDS", passed Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 396) recommending that H.B. No. 689, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 689, HD1 entitled: "A BILL FOR AN ACT RELATING TO ELEVATOR MECHANICS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 397) recommending that H.B. No. 688 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of

the Committee was adopted and H.B. No. 688 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 398) recommending that H.B. No. 621, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 621, HD1 entitled: "A BILL FOR AN ACT RELATING TO SPEECH PATHOLOGISTS AND AUDIOLOGISTS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the majority of the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 399) recommending that H.B. No. 522, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the majority of the Committee was adopted and H.B. No. 522, HD1 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 400) recommending that H.B. No. 389, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 389, HD1 entitled: "A BILL FOR AN ACT RELATING TO RECEIPTS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 401) recommending

that H.B. No. 284, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 284, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE COMMERCIAL EMPLOYMENT AGENCIES", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Shito and Stanley, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 402) recommending that H.B. No. 684 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the joint report of the Committees was adopted and H.B. No. 684 entitled: "A BILL FOR AN ACT RELATING TO LANDLORD TENANT CODE", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 403) recommending that H.B. No. 1340, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 1340, HD1 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY", passed Second Reading and was placed on the calendar for Third Reading.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 404) recommending that H.B. No. 243 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 243 entitled: "A BILL FOR AN ACT RELATING TO VITAL STATISTICS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 405) recommending that H.B. No. 245 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 245 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 406) recommending that H.B. No. 710, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 710, HD1 entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Hirono and Stanley, for the Committees on Housing and Judiciary, presented a joint report (Stand. Com. Rep. No. 407) recommending that H.B. No. 708, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B. No. 708, HD1 entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 408) recommending that H.B. No. 360, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 360, HD1 entitled: "A BILL FOR AN ACT RELATING

TO AN EMERGENCY AND BUDGET STABILIZATION FUND", passed Second Reading and was placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 409) recommending that H.B. No. 551 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 551 entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Second Reading and was placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 410) recommending that H.B. No. 81, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 81, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX", passed Second Reading and was placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 411) recommending that H.B. 114, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 411 on H.B. No. 114, HD2, was deferred until Monday, March 14, 1983, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 114, HD2, were made available to the members of the House at 11:30 o'clock a.m.

At 11:57 o'clock a.m., the Chair declared a recess "for the purpose of allowing both caucusses to reconvene on all matters regarding Third Reading this morning".

The House of Representatives reconvened at 12:34 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Segawa,

seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar.

STANDING COMMITTEE REPORTS

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 412) recommending that H.B. No. 314 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 314 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 413) recommending that H.B. No. 316 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 316 entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 314 and 316 had passed Third Reading at 12:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 414) recommending that H.B. No. 813 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 813 entitled: "A BILL FOR AN ACT RELATING TO FACTORY-BUILT HOUSING", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 813 had passed Third Reading at 12:36 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 415) recommending that H.B. No. 817, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 415 on H.B. No. 817, HD1, was deferred until

Monday, March 14, 1983, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 817, HD1, were made available to the members of the House at 11:30 o'clock a.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 416) recommending that H.B. No. 31, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 31 entitled: "A BILL FOR AN ACT RELATING TO HOUSING LOAN AND MORTGAGE PROGRAMS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 31 had passed Third Reading at 12:37 o'clock p.m.

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 417) recommending that H.B. No. 249, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, the report of the Committee was adopted and H.B. No. 249, HD1 entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION OF AQUATIC LIFE, WILDLIFE AND PLANTS", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of H.B. Nos. 144, HD1; 467, HD1; 1099, HD1; 1201, HD1; 913, HD1; 876, HD1; 812, HD1; 811, HD1; 689, HD1; 621, HD1; 522, HD1; 389, HD1; 284, HD1; 1340, HD1; 710, HD1; 708, HD1; 360, HD1; 81, HD1; and 249, HD1 were made available to the members of the House at 11:30 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the following resolution (H.R. No. 338) was adopted:

A resolution (H.R. No. 338) congratulating the entertainers and participants in the "For Iwa ... More" All Kokua Festival and urging full community support for the festival was jointly offered by Representatives Peters, Apo, Albano, Anderson, Andrews, Baker, Blair, Bunda, Chun, Crozier, Dang, Grauly, Hagino, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Jones, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Rohlfing, Say, Segawa, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Tom, Tungpalan, Wong and Yoshimura.

By unanimous consent, the following resolutions (H.R. Nos. 333 to 337 and 339) and concurrent resolutions (H.C.R. Nos. 129 to 131) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 333) requesting the Department of Land and Natural Resources to study the feasibility of having certain selected occasions of government or other state significance held at the Iolani Palace was jointly offered by Representatives Blair, Peters, Kihano, Segawa, Hagino, Andrews, Hashimoto, Isbell, Matsuura, Morgado, Nakata, Say and Tam.

A resolution (H.R. No. 334) requesting recommendations for improving education in foreign languages and international studies was jointly offered by Representatives Rohlfing, Dang, Hashimoto, Jones, Marumoto and Say.

A resolution (H.R. No. 335) requesting a study on the repair and maintenance of school facilities was jointly offered by Representatives Apo, Crozier, Hagino, Hashimoto, Hee, Ige, Jones, Kawakami, Kihano, Medeiros, Menor, Segawa, Souki, Takamine and Tungpalan.

A resolution (H.R. No. 336) requesting the feasibility of establishing a Royal Hawaiian Performing Arts Company to represent native Hawaiian culture was jointly offered by Representatives Apo, Hagino, Nakasato, Hee, Leong, Medeiros, Say and Tungpalan.

A resolution (H.R. No. 337) requesting the Department of Education to investigate teacher concern over excessive administrative paperwork requirements, and if such redundancy exists, to identify the problems, to cite possible solutions and then make specific recommendations to the 1984 legislature was jointly offered by Representatives Jones, Hashimoto, Anderson, Andrews, Apo, Dang, Hagino, Hee, Ikeda, Isbell,

Leong, Medeiros, Menor, Okamura, Rohlfling and Say.

A resolution (H.R. No. 339) requesting equality of course offerings was jointly offered by Representatives Levin, Baker, Chun, Hagino, Ikeda, Isbell, Jones, Kiyabu, Leong, Matsuura, Morgado, Segawa, Shito, Takamine and Tam.

A concurrent resolution (H.C.R. No. 129) requesting the Department of Land and Natural Resources to study the feasibility of having certain selected occasions of government or other state significance held at the Iolani Palace was jointly offered by Representatives Blair, Peters, Kihano, Segawa, Hagino, Andrews, Hashimoto, Isbell, Matsuura, Morgado, Nakata and Tam.

A concurrent resolution (H.C.R. No. 130) requesting a study on the repair and maintenance of school facilities was jointly offered by Representatives Apo, Crozier, Hagino, Hashimoto, Hee, Ige, Jones, Kawakami, Kihano, Medeiros, Menor, Segawa, Souki, Takamine and Tungpalan.

A concurrent resolution (H.C.R. No. 131) requesting the feasibility of establishing a Royal Hawaiian Performing Arts Company to represent native Hawaiian culture was jointly offered by Representatives Apo, Hagino, Nakasato, Hee, Leong, Medeiros, Say and Tungpalan.

THIRD READING

The following bills which were on the calendar for Third Reading, were read throughout and the following action taken:

H.B. No. 15, HD1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 15, HD1 entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION", passed Third Reading by a vote of 51 ayes.

H.B. No. 34, HD1:

On motion by Representative Leong, seconded by Representative Stanley and carried, H.B. No. 34, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to

note that H.B. Nos. 15 and 34 had passed Third Reading at 12:37 o'clock p.m.

H.B. No. 431, HD1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 431, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT (MODIFIED)", passed Third Reading by a vote of 51 ayes.

H.B. No. 291, HD1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 291, HD1 entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 431 and 291 had passed Third Reading at 12:38 o'clock p.m.

H.B. No. 524, HD1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 524, HD1 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS", was recommitted to the Committee on Consumer Protection and Commerce.

H.B. No. 818, HD1:

On motion by Representative Baker, seconded by Representative Stanley and carried, H.B. No. 818, HD1 entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH", passed Third Reading by a vote 48 ayes to 3 noes, with Representatives Hagino, Morgado and Jones voting no.

The Chair directed the Clerk to note that H.B. No. 818 had passed Third Reading at 12:39 o'clock p.m.

H.B. No. 390, HD1:

Representative Stanley moved that H.B. No. 390, HD1 pass Third Reading, seconded by Representative Tom.

Representative Dang rose to speak against the bill stating:

"Mr. Speaker, I agree with the general intent of this bill concerning

newspaper notice of quiet title action, however, I am concerned that this bill may set a bad precedence concerning other types of law suits in which notices of such suits have to be published in newspapers. If this bill passes, how can we in good faith distinguish between quiet title actions on one hand, and other types of suits such as collection action, mortgage foreclosure, personal injury action with regard to newspaper publication where necessary.

"As a practical matter, few people, let alone attorneys actually read these legal notices, and this bill will undoubtedly increase the cost to the parties bringing the action while at the same time there will be no additional tangible benefits. Some of us will be working in the interim to hopefully remedy this situation. Thank you."

The motion to pass H.B. No. 390, HD1 entitled: "A BILL FOR AN ACT RELATING TO QUIETING ACTION", on Third Reading was put by the Chair and carried by a vote of 47 ayes to 4 noes, with Representatives Dang, Jones, Marumoto and Rohlfs voting no.

The Chair directed the Clerk to note that H.B. No. 390 had passed Third Reading at 12: 41 o'clock p.m.

H.B. No. 357, HD1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 357 entitled: "A BILL FOR AN ACT RELATING TO ALTERNATE JURORS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1128:

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, H.B. No. 1128 entitled: "A BILL FOR AN ACT RELATING TO MOORING OF COMMERCIAL VESSELS IN SMALL BOAT HARBORS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 357 and 1128 had passed Third Reading at 12: 42 o'clock p.m.

H.B. No. 1568:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 1568 entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Levin voting no.

The Chair directed the Clerk to note that H.B. No. 757 had passed Third Reading at 12: 43 o'clock p.m.

H.B. No. 757:

On motion by Representative Tungpalan, seconded by Representative Levin and carried, H.B. No. 757 entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY INSURANCE", was recommitted to the Committee on Employment Opportunities and Labor Relations.

H.B. No. 1037:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1037 entitled: "A BILL FOR AN ACT RELATING TO ANNULMENT, DIVORCE, SEPARATION", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 1037 had passed Third Reading at 12: 44 o'clock p.m.

H.B. No. 535:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 535 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII ADMINISTRATIVE PROCEDURE ACT", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 535 had passed Third Reading at 12: 44 o'clock p.m.

At 12: 44 o'clock p.m., at the request of Representative Tungpalan, the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12: 47 o'clock p.m.

At 12: 48 o'clock p.m., at the request of Representative Marumoto, the Chair declared a recess, subject

to the call of the Chair.

The House of Representatives reconvened at 12:49 o'clock p.m.

At 12:49 o'clock p.m., at the request of Representative Blair, the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:50 o'clock p.m.

RECONSIDERATION OF ACTION TAKEN

Representative Okamura moved that the House reconsider its action taken on Stand. Com. Rep. No. 417 on H.B. No. 249, seconded by Representative Kiyabu-Saballa and carried.

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, Stand Com. Rep. 417 on H.B. No. 249, HD1 was adopted and H.B. No. 249, HD1 entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION OF AQUATIC LIFE, WILDLIFE AND PLANTS", passed Second Reading and was placed on the calendar for Third Reading.

ANNOUNCEMENTS

At this time, the Chair announced that "we will come back at 8:00 o'clock p.m., tonight, for the purposes of dealing with all Third Reading bills and for properly decking those up for Third Reading."

At 12:59 o'clock p.m., the Chair declared the House in recess until 8:00 o'clock p.m.

EVENING SESSION

The House of Representatives reconvened at 9:47 o'clock p.m.

RECONSIDERATION OF ACTION TAKEN

Representative Tungpalan moved that the House reconsider its action taken on H.B. No. 757, seconded by Representative Levin and carried.

On motion by Representative Tungpalan, seconded by Representative Levin and carried, H.B. No. 757 entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY INSURANCE",

having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 757 had passed Third Reading at 9:50 o'clock p.m.

COMMITTEE REASSIGNMENT

At this time, the Chair re-referred H.B. No. 494, HD1 to the Committee on Judiciary.

STANDING COMMITTEE REPORTS

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 418) recommending that H.B. No. 270 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, the report of the Committee was adopted and H.B. No. 270 entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII", passed Second Reading and was placed on the calendar for Third Reading.

Representative Honda, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 419) recommending that H.B. No. 313, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Stanley and carried, the report of the Committee was adopted and H.B. No. 313, HD1 entitled: "A BILL FOR AN ACT RELATING TO PLACE OF IMPRISONMENT", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 420) recommending that H.B. No. 1090 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 1090 entitled:

"A BILL FOR AN ACT RELATING TO POOL BUYING TRANSACTION", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 421) recommending that H.B. No. 281, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 281, HD1 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 422) recommending that H.B. No. 523, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 523, HD1 entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 423) recommending that H.B. No. 527, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 527, HD1 entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 424) recommending that H.B. No. 1115, as amended in HD1, pass Second Reading and be placed on the calendar for Third

Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 1115, HD1 entitled: "A BILL FOR AN ACT RELATING TO SERVICE CORPORATIONS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 425) recommending that H.B. No. 1587, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 1587, HD1 entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 426) recommending that H.B. No. 95, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 95, HD1 entitled: "A BILL FOR AN ACT RELATING TO MEDICARE SUPPLEMENT INSURANCE", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 427) recommending that H.B. No. 768, as amended in HD1, pass Second Reading and was placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 768, HD1 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REPAIRATIONS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 428) recommending that H.B. No.

1417, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 1417, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE CHILD PROTECTIVE ACT", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Ige and Stanley, for the Committees on Human Services and Judiciary, presented a joint report (Stand. Com. Rep. No. 429) recommending that H.B. No. 322, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Ige, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B. No. 322, HD1 entitled: "A BILL FOR AN ACT RELATING TO PATERNITY STATUTE OF LIMITATIONS", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Okamura and Hashimoto, for the Committees on Energy, Ecology and Environmental Protection and Education, presented a joint report (Stand. Com. Rep. No. 430) recommending that H.B. No. 73, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative Hashimoto and carried, the joint report of the Committees was adopted and H.B. No. 73, HD1 entitled: "A BILL FOR AN ACT RELATING TO NOISE", passed Second Reading and was placed on the calendar for Third Reading.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 431) recommending that H.B. No. 258, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Matsuura, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 258, HD1 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS",

passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 432) recommending that H.B. No. 1232, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Menor and carried, the report of the Committee was adopted and H.B. No. 1232, HD1 entitled: "A BILL FOR AN ACT RELATING TO HOUSING", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 433) recommending that H.B. No. 713, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 713, HD1 entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 434) recommending that H.B. No. 914, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 914, HD1 entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 435) recommending that H.B. No. 1028, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative

Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 1028, HD1 entitled: "A BILL FOR AN ACT RELATING TO AUTHORITY OF THE GOVERNOR DURING DISASTER", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 436) recommending that H.B. No. 1243, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 1243, HD1 entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 437) recommending that H.B. No. 1602, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted and H.B. No. 1602, HD1 entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 438) recommending that H.B. No. 201, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 201, HD1 entitled: "A BILL FOR AN ACT RELATING TO SURVIVAL OF CAUSE OF ACTION", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented

a report (Stand. Com. Rep. No. 439) recommending that H.B. No. 324, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 324, HD1 entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 440) recommending that H.B. No. 576, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 576, HD1 entitled: "A BILL FOR AN ACT RELATING TO GAMBLING", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 441) recommending that H.B. No. 608, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 608, HD1 entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY PROPERTY", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 442) recommending that H.B. No. 799, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 799, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 443) recommending that H.B. No. 1118 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 1118 entitled: "A BILL FOR AN ACT RELATING TO THE ADMINISTRATIVE PROCEDURE ACT", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 444) recommending that H.B. No. 796, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 796, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of H.B. Nos. 313, HD1; 281, HD1; 523, HD1; 527, HD1; 1115, HD1; 1587, HD1; 95, HD1; 768, HD1; 1417, HD1; 322, HD1; 73, HD1; 258, HD1; 1232, HD1; 713, HD1; 914, HD1; 1028, HD1; 1243, HD1; 1602, HD1; 201, HD1; 324, HD1; 576, HD1; 608, HD1; 799, HD1; and 796, HD1 were made available to the members of the House at 9:45 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented the following reports: Stand. Com. Rep. No. 445 on H.B. No. 179, as amended in HD1; Stand. Com. Rep. No. 446 on H.B. No. 61, as amended in HD2; Stand. Com. Rep. No. 447 on H.B. No. 212, as amended in HD1; Stand. Com. Rep. No. 448 on H.B. No. 244, as amended in HD1; Stand. Com. Rep. No. 449 on H.B. No. 223, as amended in HD1; Stand. Com. Rep. No. 450 on H.B. No. 267, as amended in HD2; Stand. Com. Rep. No. 451 on H.B. No. 268, as amended in HD2; Stand. Com. Rep. No. 452 on H.B. No. 286, as amended in HD2; Stand. Com. Rep. No. 453 on H.B. No. 329, as amended in HD1; Stand. Com. Rep. No. 454 on H.B. No. 393, as amended in

HD2; Stand. Com. Rep. No. 455 on H.B. No. 663, as amended in HD2; Stand. Com. Rep. No. 456 on H.B. No. 662, as amended in HD2; Stand. Com. Rep. No. 457 on H.B. No. 651, as amended in HD1; Stand. Com. Rep. No. 458 on H.B. No. 761, as amended in HD1; Stand. Com. Rep. No. 459 on H.B. No. 1151, as amended in HD2; Stand. Com. Rep. No. 460 on H.B. No. 1207, as amended in HD2 and Stand. Com. Rep. No. 461 on H.B. No. 1399, as amended in HD2, recommending that said bills pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. Nos. 445 on H.B. No. 179, HD2; 446 on H.B. No. 61, HD2; 447 on H.B. No. 212, HD1; 448 on H.B. No. 244, HD1; 449 on H.B. No. 223, HD1; 450 on H.B. No. 267, HD2; 451 on H.B. No. 268, HD2; 452 on H.B. No. 286, HD2; 453 on H.B. No. 329, HD1; 454 on H.B. No. 393, HD2; 455 on H.B. No. 663, HD2; 456 on H.B. No. 662, HD2; 457 on H.B. No. 651, HD1; 458 on H.B. No. 761, HD1; 459 on H.B. No. 1151, HD2; 460 on H.B. No. 1207, HD2 and 461 on H.B. No. 1399, HD2, were deferred until Monday, March 14, 1983, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. Nos. 179, HD2; 61, HD2; 212, HD1; 244, HD1; 223, HD1; 267, HD2; 268, HD2; 286, HD2; 329, HD1; 393, HD2; 663, HD2; 662, HD2; 651, HD1; 761, HD1; 1151, HD2; 1207, HD2; and 1399, HD2 were made available to the members of the House at 9:45 o'clock p.m.

Representative Segawa moved that the Journal remain open until midnight and that all bills placed on the Clerk's desk before midnight pass Second Reading and be approved as recommended in the committee reports covering said bills, except that action on bills recommended for passage on Third Reading shall be deferred until Monday, seconded by Representative Marumoto and carried.

At 10:00 o'clock p.m., the Chair declared the House in recess for the purpose of receiving and decking Committee reports.

STANDING COMMITTEE REPORTS

The following Standing Committee Reports (Stand. Com. Rep. Nos. 462 to 587) were received in the Chief Clerk's Office up to 12:00 midnight this legislative day and, in accordance with a motion made earlier, all House bills accompanying said Standing

Committee Reports passed Second Reading and were placed on the calendar for Third Reading except those bills which recommended passage on Third Reading, which were deferred:

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 462) recommending that H.B. No. 42, as amended in HD 2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 463) recommending that H.B. No. 43, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 464) recommending that H.B. No. 287, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 465) recommending that H.B. No. 844, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 466) recommending that H.B. No. 991, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 467) recommending that H.B. No. 1120, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 468) recommending that H.B. No. 1123, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 469) recommending that H.B. No. 1262, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 470) recommending that H.B. No. 1347, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the

Committee on Finance, presented a report (Stand. Com. Rep. No. 471) recommending that H.B. No. 1401, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 472) recommending that H.B. No. 1402, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 473) recommending that H.B. No. 1505, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 474) recommending that H.B. No. 289, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 475) recommending that H.B. No. 1571, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 476) recommending that H.B. No. 1582, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 477) recommending that H.B. No. 1285, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 478) recommending that H.B. No. 1304, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 479) recommending that H.B. No. 1297, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 480) recommending that H.B. No. 242, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented

a report (Stand. Com. Rep. No. 481) recommending that H.B. No. 320, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 482) recommending that H.B. No. 502, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 483) recommending that H.B. No. 1119, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 484) recommending that H.B. No. 253, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 485) recommending that H.B. No. 1579, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 486) recommending that H.B. No. 546, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 487) recommending that H.B. No. 792, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 488) recommending that H.B. No. 810, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 489) recommending that H.B. No. 814, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 490) recommending that H.B. No. 966, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented

a report (Stand. Com. Rep. No. 491) recommending that H.B. No. 992, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 492) recommending that H.B. No. 1018, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 493) recommending that H.B. No. 1086, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 494) recommending that H.B. No. 1087, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 495) recommending that H.B. No. 1231, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 496) recommending that H.B. No. 1361 pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 497) recommending that H.B. No. 5, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 498) recommending that H.B. No. 1266, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 499) recommending that H.B. No. 1363, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 500) recommending that H.B. No. 1294, as amended in HD1, pass

Second Reading and placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 501) recommending that H.B. No. 1221 pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 502) recommending that H.B. No. 1102, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 503) recommending that H.B. No. 1050, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 504) recommending that H.B. No. 1088, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 505) recommending that H.B. No. 901, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 506) recommending that H.B. No. 830, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 507) recommending that H.B. No. 581 pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 508) recommending that H.B. No. 452, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented

a report (Stand. Com. Rep. No. 509) recommending that H.B. No. 69, as amended in HD2, pass Third Reading.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 510) recommending that H.B. No. 1311, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Albano and Matsuura, for the Committees on Public Employment and Government Operations; and Ocean and Marine Resources, presented a joint report (Stand. Com. Rep. No. 511) recommending that H.B. No. 549 pass Second Reading and be placed on the calendar for Third Reading.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 512) recommending that H.B. No. 514 pass Second Reading and be placed on the calendar for Third Reading.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 513) recommending that H.B. No. 411 pass Second Reading and be placed on the calendar for Third Reading.

Representative Baker, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 514) recommending that H.B. No. 1146 pass Second Reading and be placed on the calendar for Third Reading.

Representatives Shito and Stanley, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 515) recommending that H.B. No. 866, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Taniguchi and Shito, for the Committees on Transportation and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 516) recommending that H.B. No. 601, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Taniguchi and Shito, for the Committees on Transportation and Consumer Protection and Commerce, presented a joint report (Stand.

Com. Rep. No. 517) recommending that H.B. No. 1588, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 518) recommending that H.B. No. 1317, as amended in HD1 pass Second Reading and be placed on the calendar for Third Reading.

Representatives Matsuura and Say, for the Committees on Ocean and Marine Resources; and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 519) recommending that H.B. No. 837, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 520) recommending that H.B. No. 1620, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Say and Matsuura, for the Committees on Water, Land Use, Development and Hawaiian Affairs; and Ocean and Marine Resources, presented a joint report (Stand. Com. Rep. No. 521) recommending that H.B. No. 519, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Hagino, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 522) recommending that H.B. No. 338, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Hashimoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 523) recommending that H.B. No. 1434, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Hashimoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 524) recommending that H.B. No. 752, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 525) recommending that H.B. No. 440 pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 526) recommending that H.B. No. 274, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Baker and Shito, for the Committees on Health and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 527) recommending that H.B. No. 1380 pass Second Reading and be placed on the calendar for Third Reading.

Representative Andrews, for the Committee on State General Planning, presented a report (Stand. Com. Rep. No. 528) recommending that H.B. No. 271, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Andrews and Ige, for the Committees on State General Planning and Human Services, presented a joint report (Stand. Com. Rep. No. 529) recommending that H.B. No. 1179, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 530) recommending that H.B. No. 241, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 531) recommending that H.B. No. 1557 pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 532) recommending that H.B. No. 897 pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 533) recommending that H.B. No. 188, as amended in HD1, pass Second

Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 534) recommending that H.B. No. 352, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 535) recommending that H.B. No. 499, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 536) recommending that H.B. No. 1342, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Albano and Baker, for the Committees on Public Employment and Government Operations and Health, presented a joint report (Stand. Com. Rep. No. 537) recommending that H.B. No. 1121, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Shito and Stanley, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 538) recommending that H.B. No. 1299, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Shito and Baker, for the majority of the Committees on Consumer Protection and Commerce and Energy, Ecology and Environmental Protection, presented a joint report (Stand. Com. Rep. No. 539) recommending that H.B. No. 703 pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 540) recommending that H.B. No. 887, as amended in HD2, pass Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 541) recommending that H.B.

No. 1148, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 542) recommending that H.B. No. 1438, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 543) recommending that H.B. No. 453, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 544) recommending that H.B. No. 494, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 545) recommending that H.B. No. 351 pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 546) recommending that H.B. No. 354 pass Second Reading and be placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 547) recommending that H.B. No. 1562, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 548) recommending that H.B. No. 670, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 549) recommending that H.B. No. 779, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 550) recommending that H.B. No. 1362, as amended in HD1, pass

Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 551) recommending that H.B. No. 1567, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 552) recommending that H.B. No. 170, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 553) recommending that H.B. No. 780, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 554) recommending that H.B. No. 1190, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 555) recommending that H.B. No. 1313, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 556) recommending that H.B. No. 1583, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 557) recommending that H.B. No. 45, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 558) recommending that H.B. No. 1339, as amended in HD1, pass Third Reading.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 559) recommending that H.B. No. 497, HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 560) recommending that H.B. No. 784, HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 561) recommending that H.B. No. 781, HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 562) recommending that H.B. No. 646 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 563) recommending that H.B. No. 722, HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 564) recommending that H.B. No. 532 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 565) recommending that H.B. No. 531 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 566) recommending that H.B. No. 594 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 567) recommending that H.B. No. 809, HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 568) recommending that H.B. No. 791 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 569) recommending that H.B. No. 783 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 570) recommending that H.B. No. 1117 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 571) recommending that H.B. No. 1126, HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 572) recommending that H.B. No.

1129 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 573) recommending that H.B. No. 1621, HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 574) recommending that H.B. No. 1116, HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 575) recommending that H.B. No. 1061, HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 576) recommending that H.B. No. 915 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 577) recommending that H.B. No. 1237 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 578) recommending that H.B. No. 530 pass Third Reading.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 579) recommending that H.B. No. 330 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 580) recommending that H.B. No. 325 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented

a report (Stand. Com. Rep. No. 581) recommending that H.B. No. 265, HD1, pass Third Reading.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 582) recommending that H.B. No. 233 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 583) recommending that H.B. No. 206 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 584) recommending that H.B. No. 6, HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 585) recommending that H.B. No. 1580, HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 586) recommending that H.B. No. 182 pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 587) recommending that H.B. No. 137 pass Third Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawaii, the 48-hour notice was given on the foregoing House bills that were placed on the calendar for Third Reading.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 11:30 o'clock a.m., Monday, March 14, 1983.

THIRTY-THIRD DAY

Monday, March 14, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend Bruce Craft of Saint John Lutheran Church, after which the Roll was called showing all members present.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Second Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 13 to 15) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 13) transmitting Senate Bill No. 41, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE", which passed Third Reading in the Senate on March 11, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 14) transmitting Senate Bill No. 139, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSFER OF PARKS BETWEEN THE STATE AND THE COUNTIES", which passed Third Reading in the Senate on March 11, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 15) transmitting Senate Bill No. 438, entitled: "A BILL FOR AN ACT RELATING TO ALARM BUSINESSES", which passed Third Reading in the Senate on March 11, 1983, was placed on file.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, S.B. Nos. 41; 139, SD 1; and 438 passed First Reading by title and further action was deferred.

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

Representative Isbell introduced her first cousin, Judy Matheny, "whom I have not seen for over

30 years", and her children, Rick, Steve, Diane and Reagan. They are visiting from the mainland.

Representative Shito introduced Anna and John Lasco, "dear friends of mine."

Representative Kihano introduced Mr. and Mrs. Pastor Limatoc, "my baby sitters when I was a baby"; his brother and sister-in-law, Martin and Rosita Kihano; and Sybil Santana, "a very, very old friend."

Representative Anderson introduced 21 fifth grade students from Le Jardine Academy in Kailua. They were accompanied by their teacher, Ms. Anita Woodbury; parents, Mrs. Murray, Mrs. DeCampo and Mrs. Lett; and his secretary, Lillian Rice.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTION

A resolution (H.R. No. 340) relating to the adoption of the Administrative and Financial Manual of Guides of the House pursuant to Rule 53.1 of the Rules of the House was jointly offered by Representatives Blair, Kihano, Segawa, Rohlfing and Marumoto and was read by the Clerk.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, H.R. No. 340 was adopted, with Representative Ikeda voting no.

STANDING COMMITTEE REPORTS

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 588) recommending that H.B. No. 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of H.B. No. 1, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 589) recommending that H.B. No. 387, as amended in HD 2, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 589 on H.B. No. 387, HD 2, was deferred until Wednesday, March 16, 1983, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 387, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 590) recommending that H.B. No. 702, as amended in HD 2, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 590 on H.B. No. 702, HD 2, was deferred until Wednesday, March 16, 1983, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 702, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

At 11:55 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

NIGHT SESSION

The House of Representatives reconvened at 7:50 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of taking up bills on Third Reading on the basis of a modified consent calendar.

UNFINISHED BUSINESS

Stand. Com. Rep. No. 411 on H.B. No. 114, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 114, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEMOPHILIA", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 415 on H.B. No. 817, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 817, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 445 on H.B. No. 179, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 179, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FISH TRAPS", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Anderson voting no.

The Chair directed the Clerk to note that H.B. Nos. 114, 817 and 179 had passed Third Reading at 7:51 o'clock p.m.

Stand. Com. Rep. No. 446 on H.B. No. 61, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 61, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE WAGE AND HOUR LAW", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 447 on H.B. No. 212, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 212, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 448 on H.B. No. 244, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 244, HD 1, entitled: "A BILL FOR AN ACT

RELATING TO HEALTH", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 61, 212 and 244 had passed Third Reading at 7:52 o'clock p.m.

Stand. Com. Rep. No. 449 on H.B. No. 223, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 223, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 450 on H.B. No. 267, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 267, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CONTROL OF PETROLEUM PRODUCTS", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 223 and 267 had passed Third Reading at 7:53 o'clock p.m.

Stand. Com. Rep. No. 451 on H.B. No. 268, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 268, HD 2, entitled: "A BILL FOR AN ACT RELATING TO STATE POPULATION AND PLANNING", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hagino voting no.

Stand. Com. Rep. No. 452 on H.B. No. 286, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 286, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PRACTICE

OF BARBERING", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 453 on H.B. No. 329, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 329, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX INCENTIVES FOR SOLAR ENERGY DEVICES", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 268, 286 and 329 had passed Third Reading at 7:54 o'clock p.m.

Stand. Com. Rep. No. 454 on H.B. No. 393, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 393, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 455 on H.B. No. 663, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 663, HD 2, entitled: "A BILL FOR AN ACT RELATING TO VICTIMS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 456 on H.B. No. 662, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 662, HD 2, entitled: "A BILL FOR AN ACT RELATING TO A COMMUNITY ENRICHMENT PROGRAM", having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Isbell and Marumoto voting no.

The Chair directed the Clerk to note that H.B. Nos. 393, 663 and 662 had passed Third Reading at 7:55 o'clock p.m.

Stand. Com. Rep. No. 457 on
H.B. No. 651, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 651, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 458 on
H.B. No. 761, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 761, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF THE MEMBERS OF CERTAIN FULL TIME BOARDS AND COMMISSIONS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 459 on
H.B. No. 1151, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1151, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 651, 761 and 1151 had passed Third Reading at 7:56 o'clock p.m.

Stand. Com. Rep. No. 460 on
H.B. No. 1207, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1207, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS AND THE PUBLIC LAND TRUST", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 461 on
H.B. No. 1399, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1399, HD 2, entitled: "A BILL FOR AN

ACT RELATING TO ECONOMIC DEVELOPMENT", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 462 on H.B.
No. 42, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 42, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FEED", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1207, 1399 and 42 had passed Third Reading at 7:57 o'clock p.m.

Stand. Com. Rep. No. 463 on H.B.
No. 43, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 43, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PRODUCT PROMOTION", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 464 on H.B.
No. 287, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 287, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE BOXING COMMISSION", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 465 on H.B.
No. 844, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 844, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STADIUM AUTHORITY", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 43, 287 and 844 had passed Third Reading at 7:58 o'clock p.m.

Stand. Com. Rep. No. 466 on H.B.

No. 991, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 991, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 467 on H.B. No. 1120, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1120, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 468 on H.B. No. 1123, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1123, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEARINGS BEFORE THE BOARD OF LAND AND NATURAL RESOURCES", having been read throughout, passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Dang, Isbell, Jones, Marumoto and Rohlfing voting no.

The Chair directed the Clerk to note that H.B. Nos. 991, 1120 and 1123 had passed Third Reading at 7:59 o'clock p.m.

At 8:00 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 8:15 o'clock p.m.

Stand. Com. Rep. No. 469 on H.B. No. 1262, HD 1:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 1262, HD 1, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Rohlfing then rose to speak against the bill, stating:

"This is one of several bills to authorize issuance of special revenue bonds which I will oppose tonight. I will vote no -- not because the purpose for this bill is a bad one, but primarily because the process for the review of potential projects for which such bonding is sought, in my judgment, is flawed. The only policy requirement for issuance of these bonds is that two-thirds of the legislature approve. Granted, ethanol plants and movie studios are preferable to the retail store category we dealt with during the last legislative session. However, I personally believe we should have a better way to decide which projects should get such support from the State. Is an ethanol plant in Hamakua preferable to an animal feed plant in Puna? What are the criteria for the selection of these special bond projects? Have we carefully examined a number of special revenue bond projects after establishing well thought through tests such as: What are the effects on employment, generally. Do we wish to encourage high-tech employment, or labor intensive activities? Where is the need the greatest -- is it in the depressed areas, or is it in Waialae Kahala, or in parts of Kauai? Where is it?

What industries really need this kind of help? And what will be the long-run effects of State support to these industries?

As best as I can tell, regarding the ethanol plant, we have had formal, favorable testimony from but one individual -- Hideto Kono, the Director of the Department of Planning and Economic Development. Yet, we are authorizing \$10 million in bonds.

Well, some of you will say these are only revenue bonds and we are not responsible for that. The State is exempt, because we are only responsible for GO bonds and revenue bonds stand on their own. The reality, in my judgment, is otherwise. We do wave, in effect, a magic wand and give life to projects that otherwise can't or won't be undertaken. Lockheed and Chrysler got federal handouts even without prior clearance of their efforts in their industries. Isn't the State morally obligated if it authorizes special revenue bonds and there is a failure and there are obligations outstanding to creditors? Think about THC, think about the finance companies, and everybody else out there who is coming to the State when things go bad.

Mr. Speaker, I personally will vote against all special revenue authorizations

without regard to their specific merit until we set up a better means of evaluating these proposals and those that weren't made because the potential applicant had no political connections or political clout.

Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1262, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR CONSTRUCTION OF AN ETHANOL PLANT", having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Marumoto and Rohlfing voting no.

The Chair directed the Clerk to note that H.B. No. 1262 had passed Third Reading at 8:19 o'clock p.m.

Stand. Com. Rep. No. 470 on H.B. No. 1347, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1347, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 471 on H.B. No. 1401, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1401, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS FOR HEALTH CARE FACILITIES", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Ige voting no.

Stand. Com. Rep. No. 472 on H.B. No. 1402, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1402, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CONTRACTORS LICENSE BOARD", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to

note that H.B. Nos. 1347, 1401 and 1402 had passed Third Reading at 8:20 o'clock p.m.

Stand. Com. Rep. No. 473 on H.B. No. 1505, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1505, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS", having been read throughout, passed Third Reading by a vote of 39 ayes to 12 noes, with Representatives Andrews, Dang, Hee, Ige, Isbell, Jones, Kim, Marumoto, Nakata, Okamura, Rohlfing and Taniguchi voting no.

Stand. Com. Rep. No. 474 on H.B. No. 289, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 289, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1505 and 289 had passed Third Reading at 8:21 o'clock p.m.

Stand. Com. Rep. No. 475 on H.B. No. 1571, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1571, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", having been read throughout, passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Anderson, Dang, Isbell, Jones, Marumoto and Rohlfing voting no.

Stand. Com. Rep. No. 476 on H.B. No. 1582, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1582, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COLLECTION OF CHILD SUPPORT", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1571 and 1582 had passed Third Reading at 8:22 o'clock p.m.

Stand. Com. Rep. No. 477 on H.B. No. 1285, HD 2:

On motion by Representative Kawakami, seconded by Representative Kiyabu and carried, the report of the Committee was adopted and H.B. No. 1285, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PLACEMENT OF A SCULPTURE AT THE KAUAI STATE OFFICE BUILDING", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 478 on H.B. No. 1304, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1304, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANY GUARANTY ACT", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1285 and 1304 had passed Third Reading at 8:23 o'clock p.m.

Stand. Com. Rep. No. 479 on H.B. No. 1297, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1297, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HEALTH CARE FACILITIES", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 480 on H.B. No. 242, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 242, HD 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF CREDIT CARDS FOR HOSPITAL CHARGES", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 481 on H.B. No. 320, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 320, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE FOR CHILDREN", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1297, 242 and 320 had passed Third Reading at 8:24 o'clock p.m.

Stand. Com. Rep. No. 482 on H.B. No. 502, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 502, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 483 on H.B. No. 1119, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1119, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 484 on H.B. No. 253, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 253, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 502, 1119 and 253 had passed Third Reading at 8:25 o'clock p.m.

Stand. Com. Rep. No. 485 on H.B. No. 1579, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1579, HD 2, entitled: "A BILL FOR AN ACT

RELATING TO AGRICULTURAL PARKS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 486 on H.B. No. 546, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 546, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT OF PATIENTS AT FACILITIES FOR THE TREATMENT OF PERSONS SUFFERING FROM HANSEN'S DISEASE", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 487 on H.B. No. 792, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 792, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTAKE SERVICE CENTERS", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Rohlfling voting no.

Stand. Com. Rep. No. 488 on H.B. No. 810, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 810, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PRACTICE OF BEAUTY CULTURE", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1579, 546, 792 and 810 had passed Third Reading at 8:26 o'clock p.m.

Stand. Com. Rep. No. 489 on H.B. No. 814, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 814, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 814 had passed

Third Reading at 8:27 o'clock p.m.

Stand. Com. Rep. No. 490 on H.B. No. 966, HD 2:

Representative Kiyabu moved that the report of the majority of the Committee be adopted and H.B. No. 966, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Jones then rose to speak against the bill, stating:

"Mr. Speaker, I regret that I must oppose this legislation which would require the consumer to put a cemented decal on his car and then be forced to scrape it off each time he changes cars, cancels or renews his policy. Although I really appreciate the intent of this legislation, I feel that there are four reasons that contradict the necessity of it.

First of all, it is basically bureaucratic overkill. Last year, there were only 155 motorist claims for uninsured motorists out of a total of 647,000 registered vehicles. This reminds me of the farmer who went rabbit hunting with a bazooka.

Secondly, this law would be almost unenforceable. Many drivers could pay for only two months of a six months policy, get their sticker, then not pay the balance of their policy and drive for four months. This law would require that when he terminates his insurance, he would have to scrape off the sticker and mail it back by certified mail. I would expect that thousands of motorists would not abide by this, and especially the deadbeats that we're trying to get to in the first place.

Thirdly, its higher rates, and here, we speak on behalf of the consumer. Insurance companies informed me that because the stickers could not be mailed out with the policy, but must be mailed out only upon receipt of the payment, a mailing to each insurer would therefore have to be made. This would cost up to \$2.00, including the decal, postage, information sheet, envelope and labor. Total cost could run as much as \$2.6 million a year which must be picked up by the consumer.

Fourthly, a much more simple and cost efficient law would be to have each motorist be required to present proof of insurance during his automobile safety inspection.

Therefore, Mr. Speaker, on behalf of the consumers of this State who, unlike other states, must subsidize insurance for welfare recipients and high risk teenage drivers, I strongly encourage this body to vote 'no' on this measure rather than support the guaranteed rise in insurance rates which this bill will produce.

Thank you very much."

Representative Marumoto then rose and requested a roll call vote on this measure.

At 8:30 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 8:32 o'clock p.m., the Chair asked for a show of hands on whether or not to have a roll call vote, and the request failed due to an insufficient number of hands.

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 966, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE", having been read throughout, passed Third Reading by a vote of 35 ayes to 16 noes, with Representatives Albano, Anderson, Andrews, Bunda, Hagino, Hee, Ige, Jones, Kihano, Kiyabu-Saballa, Marumoto, Menor, Morgado, Rohlring, Souki and Yoshimura voting no.

The Chair directed the Clerk to note that H.B. No. 966 had passed Third Reading at 8:34 o'clock p.m.

Stand. Com. Rep. No. 491 on H.B. No. 992, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 992, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DOG CONTROL", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 492 on H.B. No. 1018, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1018, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL

BANKING FACILITIES", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 992 and 1018 had passed Third Reading at 8:35 o'clock p.m.

Stand. Com. Rep. No. 493 on H.B. No. 1086, HD 1:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 1086, HD 1, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Ikeda then rose to speak against the bill, stating:

"Mr. Speaker, I have no problem with the Department of Health establishing standards of quality for food and drugs, nor their enforcement of such regulations. I am, however, opposed to the establishment of administrative civil penalties up to \$25,000 which can be imposed by the Department by this bill. Such penalties violate the simple right of due process. 'Due Process' is defined as 'law in its regular course of administration through courts of justice.' In no way can this definition be stretched to include an administrative hearing by the Department of Health or the Attorney General.

Generally, rules and regulations that seek to establish penalties do so with the intent of dealing with minor violations, thereby decreasing the workload of the courts. To permit the Department of Health to impose penalties of this magnitude would establish guilt prior to the right of trial, and would place the defendant in a situation wherein he could be bankrupt prior to any court of law hearing the case upon appeal of the Department's ruling.

I have no objection to the imposition of stiff fines for serious violations, but would like to note, at the same time, that fines of the size legislated by this bill indicate serious matters, matters in which due process is tantamount, and therefore are best addressed by the courts.

Incidentally, Mr. Speaker, this is the second time this bill came up this session. The first time, it got shelved in one committee, and I must commend the tenacity of the person who introduced it. Also the cleverness of putting it in with a noise bill instead

of food and drugs.

Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1086, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", having been read throughout, passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Hagino, Hirono, Ikeda and Tungpalan voting no.

Stand. Com. Rep. No. 494 on H.B. No. 1087, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1087, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Anderson voting no.

The Chair directed the Clerk to note that H.B. Nos. 1086 and 1087 had passed Third Reading at 8:37 o'clock p.m.

Stand. Com. Rep. No. 495 on H.B. No. 1231, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1231, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 509 on H.B. No. 69, HD 2:

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 69, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DETERMINATION OF DEATH", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1231 and 69 had passed Third Reading at 8:38 o'clock p.m.

Stand. Com. Rep. No. 550 on

H.B. No. 1362, HD 1:

By unanimous consent, action was deferred one day.

Stand. Com. Rep. No. 551 on H.B. No. 1567, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 1567, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Marumoto then rose to speak against the bill, stating:

"Mr. Speaker, I am very pleased to see the first part of the bill which would allow employees to have the option to elect one plan or the other. But the second half of the bill deals with the yield rate and would eventually put the determination of what the yield rate would be into the hands of the Board of the Retirement System. This is allowing them to use a lot of money.

This year, the earnings from the investments were \$135 million. Approximately \$30 million would have gone into the general fund. If the yield rate is listed entirely, or made 100 percent, I don't know how much would leave the general fund. I have no problem with the Retirement System keeping their investment money but, on the other hand, it bothers me that I don't know how much is leaving the general fund. We don't know how many employees will elect this new plan so it is difficult to budget for the future. I feel that if a lot of money leaves the general fund, we may have to raise taxes, so I am a little doubtful about the fiscal uncertainty that this bill before us brings.

Thank you very much."

Representative Tam then rose to speak against the bill, stating:

"Mr. Speaker and fellow colleagues, for the record, I would like to state that there are some questions in regards to House Bill 1567 on my mind; such questions as: What will be the effect of this legislation in years to come? Will it mean that our public employees will be negatively affected in the retirement years? What will be the effect if the State decides to opt out on the social security? Could our retired employees then make it on their own? What will be the effect of forcing employees to work longer in order to reap a reduced

benefit at the end of their work life? What has been the experience of other jurisdictions which have introduced similar plans in recent years? Is the proposed plan one which simply intends to cause the State to be less obligated to its public employees? And finally, where is the real benefit to whom it accrues?

Therefore, I would like to cast a 'no' vote this year for I feel that a further study should be made, and I cannot rationally make a decision this year.

Thank you."

Representative Hagino then rose to speak against the bill, stating:

"Mr. Speaker, I will keep it very short. There are two reasons why this bill should be voted down.

First reason: There is no consensus among the representatives of the public workers that this is indeed a beneficial bill. Several unions, in fact I believe a majority of the public worker unions, are opposed to this bill and I am very much concerned with that being the case.

Number two: For those of us who have been in the Legislature at least more than one term, we know that every year or every two years, the pension workers come to the Legislature and ask for pensioners' bonus. They have done so this year and they will continue to do so in the future. If this is the situation now under the current Employees Retirement System, I think you can imagine what will happen twenty or thirty years from now. Under the new system, there will be even greater requests for all the legislators to grant a bonus. The bonus will be very substantive, and I think we have demonstrated from our past record that we have always granted the bonus, and I believe it will happen twenty or thirty years from now. There will be a tremendous drainage on the fund because of a request for bonus, and there is no doubt that this plan will leave the door open for those kinds of requests.

So, I urge all my colleagues to vote against the bill this year, allow a study during the interim and, hopefully, there will be some consensus among all the parties involved as to what to do with the Employees' Retirement System.

Also, before closing, I would

like to request a roll call vote."

Representative Albano then rose to speak in favor of the bill, stating:

"Mr. Speaker, the purpose of this bill is to provide current members of the Employees' Retirement System with the option of converting from the existing contributory program to a non-contributory system. Membership in the non-contributory system will be mandatory for new and re-entering members of the Retirement System after June 30, 1983.

Mr. Speaker, this bill has been proposed by the State administration as a financially responsible and sound alternative plan of our present retirement program to reflect the contribution social security benefits provide to retirees. Testimony has indicated that the combination of retirement and social security benefits generally exceed the retirees' final take home pay.

The new retirement system is intended to increase employee take home pay; provide career public employees with combined social security and retirement benefits approximating their net pre-retirement take home pay; enhance opportunities for employees to pursue individualized retirement planning; make the retirement system more tax efficient; improve post-retirement benefit increases; and ultimately, simplify the administration of the Retirement System.

Mr. Speaker, this plan is also expected to save public employers a considerable amount of money.

Mr. Speaker, I understand that concern has been expressed regarding the wisdom of providing a new retirement system as proposed in this bill. According to the administration, the new retirement plan is financially sound. I recognize that the strength of any retirement plan is largely contingent upon the accuracy of the assumptions underlying a plan.

Mr. Speaker, I understand that the proposed system has been tried successfully in other jurisdictions and closely resembles retirement plans in private industry. I don't see problems arising which the Legislature and the administration cannot expeditiously remedy. I believe that we should trust our public employees to make a good choice -- based on their own sense of need and values -- in deciding whether or not to participate in the new plan. Philosophically, I cannot see denying our current employees

the right to choose which plan is best for them. I have been assured that the Retirement System will not be endangered by having both contributory and non-contributory members.

Therefore, Mr. Speaker, I urge my colleagues to please vote 'yes' on this measure.

Thank you."

Representative Tungpalan then rose to speak against the bill, stating:

"Mr. Speaker, what bothers me about this bill is that the State, whose legislation we are trying to model this bill after, had 95 percent of the employees -- public employees -- move out of their system and into the non-contributory system. What effect would 95 percent of the current public employees moving out of the current ERS system and into this plan. . . what effect would that have on our current system? Right now, we don't have the answers.

We are asking for a plan that will lock us into maybe a twenty year program, maybe even more, and all we are asking for is prudence. Prudence, at this time, to study these effects, to study what happened in Vermont, to study what happened in Wisconsin, and I believe that, at this time, the wisest move is to study. And, I think if the program is as good as the Representative from Kalihi said it would be, then, next year, we will all vote for it. But if it is not, that one year's time would have allowed us the time to explore this and to know whether or not we are indeed taking the wise step.

Thank you."

Roll call having been requested, the motion was put by the Chair and carried, and H.B. No. 1567, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", having been read throughout, passed Third Reading by a vote of 35 ayes to 15 noes, with Representatives Baker, Hagino, Hirono, Ige, Kiyabu-Saballa, Leong, Levin, Marumoto, Menor, Nakata, Souki, Takamine, Tam, Taniguchi and Tungpalan voting no, and Representative Gaulty being excused.

The Chair directed the Clerk to note that H.B. No. 1567 had passed Third Reading at 8:51 o'clock p.m.

Stand. Com. Rep. No. 552 on H.B. No. 170, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 170, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Rohlfing then rose to speak against the bill, stating:

"Mr. Speaker, very briefly, I hope on this measure, and I probably am obtaining a reputation on these sugar bills which I don't want. On the other hand, I am of some concern about us just throwing \$50,000 again in a study and this case of sugar cane use for animal feed.

It has come to my attention through various external events to the Legislature that several of the companies -- major companies in this State -- have made investigations up to now with scientific consultants regarding the use of materials available at the sugar plantations for animal feed. And, in particular, C. Brewer made a very extensive study with a consultant for several years with respect to improving bagasse for animal feed and they used the process of enriching bagasse with nutrients. And it has been sufficiently fed to cattle on the Big Island so that there are already ingredients in the sugar industry to provide animal feed at some potential for not only use within the State of Hawaii, in particular the Big Island, where the ranchers have to ship their cattle to Honolulu or have had to send them to Honolulu for feed lots. This is not to say that maybe the sugar cane itself might produce directly in animal feed. I do not know that. I am not a scientist.

On the other hand, it seems to me very strange in this State with the large companies that we are talking about, that we are all aware of, that the State has to put out \$50,000 of taxpayers' money to make this study. It would seem that, certainly, maybe five or six or so of these companies could each chip in \$10,000 and make this little study and why should we be financing it. Maybe I am wrong and this is a very good bill and so forth. But I certainly have reservations that come to this kind of an appropriation, Mr. Speaker.

Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 170, HD 2, entitled: "A BILL FOR

AN ACT MAKING AN APPROPRIATION TO INVESTIGATE THE USE OF SUGAR CANE AS A FODDER FOR ANIMAL FEED", having been read throughout, passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Jones, Marumoto and Rohlfling voting no.

The Chair directed the Clerk to note that H.B. No. 170 had passed Third Reading at 8:54 o'clock p.m.

Stand. Com. Rep. No. 553 on H.B. No. 780, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 780, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR GRANTS-IN-AID TO DAY HOSPITALS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 554 on H.B. No. 1190, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1190, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY FARM LOANS", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 780 and 1190 had passed Third Reading at 8:55 o'clock p.m.

Stand. Com. Rep. No. 555 on H.B. No. 1313, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 1313, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Ige then rose and requested that his remarks, in favor of the bill be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Ige's remarks are as follows:

"Mr. Speaker, I rise to speak in favor of House Bill No. 1313, House Draft 1.

Mr. Speaker, presently there

are 838 long-term care beds in Hawaii's institutions.

President Reagan and his administration have decided to reduce reimbursement levels for long-term care services from the cap of \$130.00 per patient day to \$67.00 per day.

Many hospitals in Hawaii are feeling from the impact of this. The Rehabilitation Hospital of the Pacific has already discharged the eight patients in its intermediate care facility. Castle Memorial Hospital, with the only skilled nursing facility in Windward Oahu, has begun transferring its medicare/medicaid long-term care patients and has suspended admitting any other patients in the medicare/medicaid category. The consequences of medicaid cutbacks on these facilities is the loss of 49 long-term care beds, but more importantly, the displacement of people with special needs for long-term care placement.

Other hospitals providing such services and the many patients they serve are in jeopardy as well. The other private, long-term care facilities are to be found at Kuakini Medical Center with 150 beds, Kahuku Hospital with 11 beds, Molokai Hospital with 12 beds, St. Francis Hospital with 52 beds, Wahiawa General Hospital with 51 beds, and Wilcox Memorial Hospital with 59 beds.

Mr. Speaker, where will these patients go if hospitals close their doors to them? I can assure you that adequate support services in our community are not available at this time to absorb displaced patients. House Bill 1313, House Draft 1, a temporary measure, must be taken.

Let it be known that this House is not only reacting to a crisis but also planning for future medicaid reductions via House Bill 779 and House Bill 780 which stress de-institutionalization and community support services.

In light of the cutbacks, the challenge we face in the medicaid area is great. However, let me assure you that the passage of these bills would be prevention-oriented as opposed to reacting to a crisis.

Mr. Speaker, we must continue our position to look down the road into the future and be prepared for what lies ahead."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1313, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION

FOR MEDICAL ASSISTANCE REIMBURSEMENTS TO HOSPITAL-BASED NURSING FACILITIES", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 780, 1190 and 1313 had passed Third Reading at 8:55 o'clock p.m.

Stand. Com. Rep. No. 556 on H.B. No. 1583, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1583, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 557 on H.B. No. 45, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 45, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Rohlfing then rose and stated:

"Mr. Speaker, I rise in favor of this bill. I just want to make a point that I am in favor of this bill.

Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 45, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUGAR RESEARCH AND DEVELOPMENT", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1583 and 45 had passed Third Reading at 8:56 o'clock p.m.

Stand. Com. Rep. No. 558 on H.B. No. 1339, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1339, HD 1, entitled: "A BILL FOR AN

ACT MAKING AN APPROPRIATION FOR PAYMENT OF NEGOTIATED SETTLEMENT BETWEEN RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII AND HAWAIIAN DREDGING AND CONSTRUCTION COMPANY", having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Ikeda and Marumoto voting no.

The Chair directed the Clerk to note that H.B. No. 1339 had passed Third Reading at 8:57 o'clock p.m.

Stand. Com. Rep. No. 540 on H.B. No. 887, HD 2:

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 887, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 549 on H.B. No. 779, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 779, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR GRANTS-IN-AID TO ADULT DAY CARE CENTERS", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 887 and 779 had passed Third Reading at 8:58 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 341 to 346) and concurrent resolutions (H.C.R. Nos. 132 to 138) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 341) requesting the Department of Education to conduct a pilot project to assess the feasibility of developing area vocational centers in Hawaii was jointly offered by Representatives Yoshimura, Hashimoto, Anderson, Andrews, Apo, Baker, Bunda, Crozier, Hagino, Hayes, Hee, Honda, Ige, Ikeda, Isbell, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Say, Segawa, Shito,

Souki, Takamine, Tam, Taniguchi, Tom and Wong.

A resolution (H.R. No. 342) urging the fire chief of each county to take all appropriate measures to safeguard residential areas from brush, range, and forest fires was jointly offered by Representatives Souki, Andrews, Honda, Hee, Anderson, Apo, Bunda, Crozier, Dang, Hashimoto, Hayes, Ige, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Matsuura, Menor, Nakata, Say, Segawa, Shito, Stanley, Takamine, Tam, Tom, Tungpalan and Wong.

A resolution (H.R. No. 343) requesting a study on the feasibility of establishing a statewide omnibus job training and employment opportunity program was offered by Representative Hee.

A resolution (H.R. No. 344) requesting a study of the regular and land court recording systems of the Bureau of Conveyances was offered by Representative Blair.

A resolution (H.R. No. 345) requesting the transfer of Interstate H-3 freeway funds was jointly offered by Representatives Nakata, Apo, Baker, Blair, Bunda, Dang, Hagino, Hayes, Hee, Hirono, Isbell, Kiyabu-Saballa, Lardizabal, Leong, Levin, Morgado, Rohlfing, Tam, Taniguchi and Wong.

A resolution (H.R. No. 346) requesting the Department of Education and the Department of Budget and Finance to expedite the implementation of a computer literacy program in the public schools was offered by Representative Hashimoto.

A concurrent resolution (H.C.R. No. 132) requesting a study to determine the advisability of restricting net fishing in Kailua Bay, Kona, Hawaii was jointly offered by Representatives Matsuura, Albano, Andrews, Baker, Bunda, Crozier, Dang, Hashimoto, Hee, Hirono, Isbell, Jones, Kawakami, Kim, Kiyabu-Saballa, Lardizabal, Menor, Nakata, Okamura, Say, Segawa, Souki, Takamine and Tungpalan.

A concurrent resolution (H.C.R. No. 133) requesting the Department of Education to conduct a pilot project to assess the feasibility of developing area vocational centers in Hawaii was jointly offered by Representatives Yoshimura, Hashimoto, Albano, Anderson, Andrews, Apo, Baker, Bunda, Crozier, Grauly, Hagino, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Kawakami, Kihano, Kim, Kiyabu-Saballa, Lardizabal,

Leong, Levin, Marumoto, Menor, Morgado, Nakasato, Nakata, Okamura, Say, Shito, Souki and Wong.

A concurrent resolution (H.C.R. No. 134) urging the fire chief of each county to take all appropriate measures to safeguard residential areas from brush, range, and forest fires was jointly offered by Representatives Souki, Andrews, Honda, Hee, Anderson, Apo, Bunda, Crozier, Dang, Grauly, Hashimoto, Hayes, Hirono, Ige, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Matsuura, Menor, Nakata, Say, Segawa, Shito, Stanley, Takamine, Tam, Tom, Tungpalan and Wong.

A concurrent resolution (H.C.R. No. 135) requesting a study on the feasibility of establishing a statewide omnibus job training and employment opportunity program was offered by Representative Hee.

A concurrent resolution (H.C.R. No. 136) requesting a study of the regular and land court recording systems of the Bureau of Conveyances was offered by Representative Blair.

A concurrent resolution (H.C.R. No. 137) requesting the transfer of Interstate H-3 freeway funds was jointly offered by Representatives Nakata, Apo, Baker, Blair, Bunda, Dang, Hagino, Hayes, Hee, Hirono, Isbell, Kiyabu-Saballa, Lardizabal, Leong, Levin, Morgado, Rohlfing, Tam, Taniguchi, Wong and Yoshimura.

A concurrent resolution (H.C.R. No. 138) to study agricultural production in Kailua, Oahu was offered by Representative Anderson.

THIRD READING

The following bills, which were on the calendar for Third Reading, were read throughout and the following actions taken:

H.B. No. 1422, HD 1:

On motion by Representative Takamine, seconded by Representative Nakata and carried, H.B. No. 1422, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCESSED MILK", passed Third Reading by a vote of 51 ayes.

H.B. No. 225, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 225, HD 1,

entitled: "A BILL FOR AN ACT RELATING TO GENERAL OBLIGATION BONDS OF THE STATE OF HAWAII", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1422 and 225 had passed Third Reading at 8:59 o'clock p.m.

H.B. No. 871, HD 1:

On motion by Representative Matsuura, seconded by Representative Souki and carried, H.B. No. 871, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING", passed Third Reading by a vote of 51 ayes.

H.B. No. 1496, HD 1:

On motion by Representative Honda, seconded by Representative Hirono and carried, H.B. No. 1496, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INTAKE SERVICE CENTERS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1169, HD 1:

On motion by Representative Nakasato, seconded by Representative Shito and carried, H.B. No. 1169, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF HOTELKEEPERS", was recommitted jointly to the Committees on Tourism and Consumer Protection and Commerce.

H.B. No. 402, HD 1:

Representative Stanley moved that H.B. No. 402, HD 1, having been read throughout, pass Third Reading, seconded by Representative Tom.

Representative Menor then rose and requested that his remarks, in favor of the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Menor's remarks are as follows:

"Mr. Speaker, I rise to speak very briefly in favor of House Bill 402 which would authorize the Family Court to disclose the name, address, prior record, and photograph of a minor who has escaped from the Hawaii Youth Correctional Facility, provided that the detention was

for a violation of a class A felony involving violence or the threat of violence. This bill would bring our statutes into conformance with an already existing practice in which the Family Court allows the Police Department and the Department of Social Services and Housing under certain circumstances to release such information.

I strongly recommend passage of this bill because it would signal to the large number of people in our communities who are very concerned about juvenile crime that the Legislature is also concerned about juvenile crime and the safety of our communities. Since the rehabilitation of a juvenile offender should continue to be an important goal, it should remain a public policy to retain some measure of confidentiality over juvenile proceedings and records so that juveniles will not have to carry with them the stigma of having been publicly branded a criminal offender for the rest of their lives. However, when a juvenile offender -- especially a juvenile offender who has committed a heinous, violent crime -- has escaped from Koolau after having been afforded all the protections of confidentiality prior to this commitment, community safety must be given paramount consideration. This bill will address community safety by permitting the identity of a violent juvenile escapee to be published in the daily newspapers or shown on television so that the public can be warned that the minor is on escape status and poses a threat to the community.

I therefore strongly urge passage of this bill."

The motion was put by the Chair and carried, and H.B. No. 402, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MINORS", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 871, 1496 and 402 had passed Third Reading at 9:00 o'clock p.m.

H.B. No. 194, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 194, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WRONGFUL DEATH", passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Ikeda and Medeiros voting no.

H.B. No. 196, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 196, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUITS BETWEEN SPOUSES", was recommitted to the Committee on Judiciary.

H.B. No. 118, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 118, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS, CLARIFYING LANGUAGE, CORRECTING REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 194 and 118 had passed Third Reading at 9:01 o'clock p.m.

H.B. No. 10, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 10, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT", passed Third Reading by a vote of 51 ayes.

H.B. No. 11, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 11, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURTS", passed Third Reading by a vote of 51 ayes.

H.B. No. 20, HD 1:

On motion by Representative Stanley, seconded by Representative Kim and carried, H.B. No. 20, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR", passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Anderson, Andrews, Jones and Rohlfing voting no.

The Chair directed the Clerk to note that H.B. Nos. 10, 11 and 20 had passed Third Reading at 9:02 o'clock p.m.

H.B. No. 282, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 282, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REINSTATEMENT OF A SUSPENDED LICENSE OR PERMIT", passed Third Reading by a vote of 51 ayes.

H.B. No. 144, HD 1:

By unanimous consent, action was deferred one day.

H.B. No. 467, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 467, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 282 and 467 had passed Third Reading at 9:03 o'clock p.m.

H.B. No. 800:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 800, entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", passed Third Reading by a vote of 51 ayes.

H.B. No. 798:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 798, entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", passed Third Reading by a vote of 51 ayes.

H.B. No. 1099, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1099, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS JURISDICTION", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 800, 798 and 1099 had passed Third Reading at 9:04 o'clock p.m.

H.B. No. 1201, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1201, HD 1, entitled:

"A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Third Reading by a vote of 51 ayes.

H.B. No. 913, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 913, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Third Reading by a vote of 51 ayes.

H.B. No. 876, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 876, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1201, 913 and 876 had passed Third Reading at 9:05 o'clock p.m.

H.B. No. 812, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 812, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROSECUTION OF CONSUMER COMPLAINTS BY THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS", passed Third Reading by a vote of 51 ayes.

H.B. No. 811, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 811, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE UNFAIR PRACTICES AND FRAUDS", passed Third Reading by a vote of 51 ayes.

H.B. No. 689, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 689, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELEVATOR MECHANICS", passed Third Reading by a vote of 51 ayes.

H.B. No. 688:

On motion by Representative Shito, seconded by Representative Kim

and carried, H.B. No. 688, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 812, 811, 689 and 688 had passed Third Reading at 9:06 o'clock p.m.

H.B. No. 621, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 621, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPEECH PATHOLOGISTS AND AUDIOLOGISTS", passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Grauly and Hagino voting no.

H.B. No. 522, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 522, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS", was recommitted to the Committee on Consumer Protection and Commerce.

H.B. No. 389, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 389, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECEIPTS", passed Third Reading by a vote of 51 ayes.

H.B. No. 284, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 284, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMERCIAL EMPLOYMENT AGENCIES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 621, 389 and 284 had passed Third Reading at 9:07 o'clock p.m.

H.B. No. 684:

On motion by Representative Shito, seconded by Representative Stanley and carried, H.B. No. 684, entitled: "A BILL FOR AN ACT RELATING TO LANDLORD TENANT CODE", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ikeda voting no.

H.B. No. 1340, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1340, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY", passed Third Reading by a vote of 51 ayes.

H.B. No. 243:

On motion by Representative Baker, seconded by Representative Chun and carried, H.B. No. 243, entitled: "A BILL FOR AN ACT RELATING TO VITAL STATISTICS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 684, 1340 and 243 had passed Third Reading at 9:08 o'clock p.m.

H.B. No. 245:

On motion by Representative Baker, seconded by Representative Chun and carried, H.B. No. 245, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Third Reading by a vote of 51 ayes.

H.B. No. 710, HD 1:

On motion by Representative Hirono, seconded by Representative Tam and carried, H.B. No. 710, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 245 and 710 had passed Third Reading at 9:09 o'clock p.m.

H.B. No. 708, HD 1:

On motion by Representative Hirono, seconded by Representative Stanley and carried, H.B. No. 708, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS", passed Third Reading by a vote of 51 ayes.

H.B. No. 360, HD 1:

Representative Kiyabu moved that H.B. No. 360, HD 1, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Marumoto then rose to speak against the bill, stating:

"Mr. Speaker, very briefly, I feel like it circumvents our spending ceiling. We will be establishing another fund for noble purposes in this instance, but I feel that we will deplete the surplus by this manner and will make for problems in the future. I have reservations about this measure.

Thank you."

The motion was put by the Chair and carried, and H.B. No. 360, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AN EMERGENCY AND BUDGET STABILIZATION FUND", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Marumoto voting no.

The Chair directed the Clerk to note that H.B. Nos. 708 and 360 had passed Third Reading at 9:10 o'clock p.m.

H.B. No. 551:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 551, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Third Reading by a vote of 51 ayes.

H.B. No. 81, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 81, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 551 and 81 had passed Third Reading at 9:11 o'clock p.m.

H.B. No. 249, HD 1:

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, H.B. No. 249, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION OF AQUATIC LIFE, WILDLIFE AND PLANTS", passed Third Reading by a vote of 51 ayes.

H.B. No. 270:

On motion by Representative Okamura, seconded by Representative Kiyabu-Saballa and carried, H.B. No. 270, entitled: "A BILL FOR AN ACT RELATING

TO THE NATURAL ENERGY LABORATORY OF HAWAII", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 249 and 270 had passed Third Reading at 9:12 o'clock p.m.

H.B. No. 313, HD 1:

Representative Honda moved that H.B. No. 313, HD 1, having been read throughout, pass Third Reading, seconded by Representative Hirono.

Representative Menor then rose to speak against the bill, stating:

"Mr. Speaker, I rise in opposition to this particular bill because I envision it as being a significant intrusion on the rights of a judge to sentence a criminal to prison. It is my belief that, as a matter of public policy, our judges -- and not a government agency -- should be given the discretion to decide the initial place of confinement of a criminal after he has been convicted and sentenced.

First of all, House Bill 313 would remove from the court its authority to determine where convicted persons subject to indeterminate sentences are to initially serve their terms of imprisonment, and eliminates the court's authority to set the place of imprisonment for persons subject to determinate sentences. These powers, under House Bill 313, would be given to the DSSH. Although persuasive arguments have been made that a sentenced criminal should not be forced to serve out his sentence in a particular facility for his entire prison term, I believe this bill goes too far by taking away the court's right to determine a prisoner's initial place of confinement in connection with the court's sentencing power.

In other words, under House Bill 313, a judge could tell a robber or a rapist that he must serve a certain number of years in prison, but could not mandate that the criminal serve his term at least initially behind bars in the Oahu Community Correctional Center even where a judge may believe that this is the appropriate term. I am opposed to this transfer of authority because I am not convinced that the DSSH is in a better position than the courts to safeguard the community's safety and to determine just punishment in deciding where

a convicted criminal should be initially confined. This is so because it appears that our criminal laws impose guidelines on our judges, who must take into account community safety and just retribution in sentencing.

A trial judge is in a position to make a well-informed sentencing decision within these guidelines, as he has heard both the evidence pointing to the heinous elements of the crime and any mitigating factors raised by the offender. This information is complemented by the background information contained in the pre-sentence report.

I would like to add that, just this evening, this House has taken the affirmative step of transferring the Intake Service Center from the Department of Social Services and Housing over to the Judiciary. Since the Intake Service Center is responsible for assisting in the compilation of the pre-sentence report which furnishes the judge with facts about a criminal defendant, it is clear that the courts will be in a better position than the DSSH to make informed decisions about where a criminal should be placed since the resources of the Intake Center will now be at the disposal of the court and not the DSSH.

Therefore, I strongly recommend to this body that we do not approve this particular bill."

Representative Honda then rose to speak in favor of House Bill No. 313, HD 1, stating:

"Mr. Speaker, persons who are sentenced to imprisonment -- all this bill does is to refer or to place the custody of the sentenced prisoner to the Director of the Department of Social Services and Housing.

Now, under present law, the court determines the initial place of confinement for indeterminate terms, and for persons sentenced to definite terms, the court designates the institution for the entire term of his sentence.

This bill just gives flexibility to the Director of DSSH so that he can place inmates in the most appropriate facility and the program area to provide safety for the sentenced inmate, for the other inmates, and for the staff as well.

The correctional people has had problems in the past, Mr. Speaker, where the courts inappropriately placed inmates in facilities where they do not rightfully belong and which is

in direct conflict with their Security Classification System. Example: A person convicted of a heinous crime like murder, robbery, aggravated assault, or rape, should not be placed in an honor camp. They should be placed in a high facility like Halawa where the prisoner can prove himself by his attitude, his action, his conduct, his behavior, and eventually work his way up to medium security, and then to the honor camp setting. That is all this bill does, Mr. Speaker. So it does not really take away the powers of the court in any way. The court does the sentencing and all it does is to give the custody of the prisoner to the Director of DSSH for proper placement.

I urge all members to vote 'aye' on this measure."

The motion was put by the Chair and carried, and H.B. No. 313, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PLACE OF IMPRISONMENT", having been read throughout, passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Chun, Jones, Kim, Lardizabal, Marumoto, Menor and Rohlfling voting no.

H.B. No. 1090:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1090, entitled: "A BILL FOR AN ACT RELATING TO POOL BUYING TRANSACTIONS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 313 and 1090 had passed Third Reading at 9:19 o'clock p.m.

H.B. No. 281, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 281, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES", passed Third Reading by a vote of 51 ayes.

H.B. No. 523, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 523, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Third Reading by a vote of 51 ayes.

H.B. No. 527, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 527, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 281, 523 and 527 had passed Third Reading at 9:20 o'clock p.m.

H.B. No. 1115, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1115, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE CORPORATIONS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1587, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1587, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR", passed Third Reading by a vote of 51 ayes.

H.B. No. 95, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 95, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICARE SUPPLEMENT INSURANCE", passed Third Reading by a vote of 51 ayes.

H.B. No. 768, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 768, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REPARATIONS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1115, 1587, 95 and 768 had passed Third Reading at 9:21 o'clock p.m.

H.B. No. 1417, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1417, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CHILD PROTECTIVE ACT", passed Third Reading by a vote of 51 ayes.

H.B. No. 322, HD 1:

On motion by Representative Ige, seconded by Representative Stanley and carried, H.B. No. 322, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PATERNITY STATUTE OF LIMITATIONS", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Rohlfing voting no.

The Chair directed the Clerk to note that H.B. Nos. 1417 and 322 had passed Third Reading at 9:22 o'clock p.m.

H.B. No. 73, HD 1:

Representative Okamura moved that H.B. No. 73, HD 1, having been read throughout, pass Third Reading, seconded by Representative Hashimoto.

Representative Hayes then rose to speak against the bill, stating:

"Mr. Speaker, I had hoped that some issue of grave importance would give rise to my first speech before this august body. Instead, it is a contrived issue, a problem created by the introduction of the bill exempting all schools from the Noise Code. A single student testified for it and, when asked, he conceded that it was not a present problem that brought him to the Capitol, but fear of a future one. A year ago, a similar bill brought forth a horde of students, many representatives of the PTA, school counselors, and even a principal.

But for the past year, there has been a balance as it relates to Roosevelt and its neighbors. The neighbors leave their homes when notified in advance that excessively noisy activities are to take place, and the students have accommodated to such hardships as holding pep rallies at the football field instead of the gym.

Mr. Speaker, I feel I must remind my colleagues that there is more blame for sins of commission than sins of omission. If you see fit to vote for this bill, I predict that in the neighborhoods abutting the 230 schools in our State, each of you will have made some enemies. Any friends a vote for the school noise bill brings you will feel no need to make any imagined gratitude known. After all, there really is no problem. But the problems created by the 'anything goes' license to

yell and scream, to amplify music past the pain threshold brought on by passage of this bill will surely bring you political enemies -- enemies who may be slow to forget and eager to gain revenge.

I urge you to vote 'no' on the school noise bill, House Bill 73, HD 1.

Thank you."

The motion was put by the Chair and carried and H.B. No. 73, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE", having been read throughout, passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Blair, Hayes and Ige voting no.

The Chair directed the Clerk to note that H.B. No. 73 had passed Third Reading at 9:25 o'clock p.m.

At 9:25 o'clock p.m., Representative Matsuura asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 9:26 o'clock p.m.

H.B. No. 258, HD 1:

On motion by Representative Say, seconded by Representative Matsuura and carried, H.B. No. 258, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 258 had passed Third Reading at 9:26 o'clock p.m.

H.B. No. 1232, HD 1:

On motion by Representative Hirono, seconded by Representative Tam and carried, H.B. No. 1232, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", passed Third Reading by a vote of 51 ayes.

H.B. No. 713, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 713, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1232 and 713 had passed Third Reading at 9:27 o'clock p.m.

H.B. No. 914, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 914, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Third Reading by a vote of 51 ayes.

H.B. No. 1028, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1028, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AUTHORITY OF THE GOVERNOR DURING DISASTER", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Andrews voting no.

The Chair directed the Clerk to note that H.B. Nos. 914 and 1028 had passed Third Reading at 9:28 o'clock p.m.

H.B. No. 1243, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1243, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES", passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Anderson and Souki voting no.

H.B. No. 1602, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1602, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Third Reading by a vote of 51 ayes.

H.B. No. 201, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 324, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1243, 1602 and 201 had passed Third Reading at 9:29 o'clock p.m.

H.B. No. 324, HD 1:

On motion by Representative Stanley,

seconded by Representative Tom and carried, H.B. No. 324, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS", passed Third Reading by a vote of 51 ayes.

H.B. No. 576, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 576, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING", passed Third Reading by a vote of 51 ayes.

H.B. No. 608, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 608, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY PROPERTY", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Souki voting no.

H.B. No. 799, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 799, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 324, 576, 608 and 799 had passed Third Reading at 9:30 o'clock p.m.

H.B. No. 1118:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1118, entitled: "A BILL FOR AN ACT RELATING TO THE ADMINISTRATIVE PROCEDURE ACT", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Levin voting no.

H.B. No. 796, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 796, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", passed Third Reading by a vote of 51 ayes.

H.B. No. 1361:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 1361, entitled:

"A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PAYMENT OF SETTLEMENT OF THE HOLO HOLO CASES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1118, 796 and 1361 had passed Third Reading at 9:31 o'clock p.m.

H.B. No. 5, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 5, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1266, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1266, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANNULMENT, DIVORCE, AND SEPARATION", passed Third Reading by a vote of 51 ayes.

H.B. No. 1363, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1363, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURTS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 5, 1266 and 1363 had passed Third Reading at 9:32 o'clock p.m.

H.B. No. 1294, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1294, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPOUSE ABUSE", passed Third Reading by a vote of 51 ayes.

H.B. No. 1221:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1221, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1294 and 1221 had passed Third Reading at 9:33 o'clock p.m.

H.B. No. 1102, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1102, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1050, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1050, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1102 and 1050 had passed Third Reading at 9:34 o'clock p.m.

At 9:35 o'clock p.m., Representative Marumoto asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 9:40 o'clock p.m.

H.B. No. 1088, HD 1:

Representative Shito moved that H.B. No. 1088, HD 1, having been read throughout, pass Third Reading, seconded by Representative Kim.

Representative Marumoto then rose to speak against the bill, stating:

"Mr. Speaker, perhaps I should say, 'I rise to speak for this bill.' It is a very simple one which says that petroleum distributors shall not fail to act in good faith, and the Chairman of Consumer Protection tells me this is consistent with other words in this chapter. However, it just strikes me as being a little awkward. It would be much simpler if it would say that petroleum distributors shall act in good faith.

I urge all others who do not like bad grammar to vote in the negative, not the double negative because that is a positive -- the simple no.

Thank you."

The motion was put by the Chair and carried, and H.B. No. 1088, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Marumoto voting no.

The Chair directed the Clerk to note that H.B. No. 1088 had passed Third Reading at 9:42 o'clock p.m.

H.B. No. 901, HD 1:

Representative Stanley moved that H.B. No. 901, HD 1, having been read throughout, pass Third Reading, seconded by Representative Tom.

Representative Rohlfling then offered the following amendment to H.B. No. 901, HD 1:

"SECTION 1. House Bill No. 901, H.D. 1, is amended as follows:

1. By renumbering sections 23 and 24 as 29 and 30, respectively.
2. By adding sections 23 to 28 to read as follows:

'SECTION 23. Section 11-15, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

(a) Any person qualified to and desiring to register as a voter in any county, may present himself at any time during business hours to the clerk of the county, then and there to be examined under oath as to his qualifications as a voter. Each applicant shall make and subscribe to an application in the form of an affidavit.

The affidavit shall contain the following information:

- (1) Name;
- (2) Social security number;
- (3) Date of birth;
- (4) Residence [, including mailing address;] address, consisting of street, boulevard, avenue, or road name or number, house or apartment number of the applicant's principal dwelling place, which in no event shall be a post office box address or similar depository address;

(5) Mailing address if other than the residence address;

[(5)] (6) That the residence stated in the affidavit is not simply because of the person's presence in the State but that the residence was acquired with the intent to make Hawaii the person's legal residence with all the accompanying obligations therein;

[(6)] (7) That the person is a citizen."

SECTION 24. Section 11-15, Hawaii Revised Statutes, is amended by amending subsection (e) to read as follows:

"(e) The clerk may [designate a subordinate or subordinates,] upon application duly submitted to the clerk as provided in this subsection, designate a deputy voter registrar or registrars, to act in the clerk's place and stead in all matters covered by this section, except the taking of applications for deputy voter registrar, provided that no [candidate shall be eligible to serve as subordinate.] parent, spouse, sibling, or offspring of a candidate, nor the candidate, shall be eligible to serve as a deputy voter registrar. Each applicant qualified to and desiring to register as a deputy voter registrar in any county, may present himself at any time during business hours to the clerk of the county, then and there to be examined under oath as to his qualifications as a deputy voter registrar. Each applicant shall make and subscribe to an application in the form of an affidavit.

The affidavit shall contain the following information:

- (1) Name;
- (2) Social security number;
- (3) Date of birth;
- (4) Residence address;
- (5) An oath or affirmation that the applicant will uphold the election laws of the State.
- (6) That the person is a citizen.

The applicant shall swear to the truth of the allegations in his application before the clerk, who is authorized to administer oaths."

SECTION 25. Section 17-4, Hawaii Revised Statutes, is amended to read as follows:

§17-4 State Representatives. Except for a vacancy occasioned by conviction of election fraud as provided in Section 19-4, Hawaii Revised Statutes, [Whenever]

whenever any vacancy in the membership of the state 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. Where a vacancy is occasioned by conviction of election fraud the chief election officer shall issue a proclamation for an election to fill the vacancy unless the unexpired term is for less than one hundred eighty days. If the unexpired term is less than one hundred eighty days, 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. The proclamation shall be issued not later than on the sixtieth day prior to the election to fill the vacancy and shall contain the date, time, and places where the special election is to be held, the time within which nomination papers shall be filed, the time for transmitting to county clerks the notice designating the officers for which candidates are to be elected, the time for transmitting to county clerks lists of candidates to be voted for at the special election and such other matters as provided for in section 11-91 and which are not inconsistent with this section. The special election shall be conducted and the results ascertained so far as practicable, in accordance with this title. Pending the election, the governor shall make a temporary appointment to fill the vacancy and the person so appointed shall serve until the election and qualification of the person duly elected to fill the vacancy and shall be a registered member of the same political party as the representative causing the vacancy."

SECTION 26. Section 19-3, Hawaii Revised Statutes, is amended to read as follows:

§19-3 Election frauds. The following persons shall be deemed guilty of an election fraud:

(1) Every person who, directly or indirectly, personally or through another, gives, procures, or lends, or agrees or offers to give, procure, or lend, or who endeavors to procure, any money or office or place of employment or valuable consideration to or for any elector, or to or for any person for an elector, or to or for any person in order to induce any elector to vote or refrain from voting for any particular person or party, or who does any such act on account of any person having

voted or refrained from voting for any particular person at any election.

(2) Every person who advances or pays, or causes to be paid, any money to, or to the use of, any other person, with the intent that the money, or any part thereof, shall be expended in bribery at any election, or for any purpose connected with or incidental to any election; or who knowingly pays or causes to be paid any money to any person in the discharge or repayment of any money wholly or partly expended in bribery at any election, or for any purpose connected with or incidental to any election.

(3) Every elector who, before, during or after any election, directly or indirectly, personally or through another, receives, agrees, or contracts for any money, gift, loan, or valuable consideration, office, place, or employment for himself or any other person for voting or agreeing to vote, or for refraining to vote or agreeing to refrain from voting, or for voting or refraining to vote for any particular person or party.

(4) Every person who, directly or indirectly, personally or through another, makes use of, or threatens to make use of, any force, violence, or restraint; or inflicts or threatens to inflict any injury, damage, or loss in any manner, or in any way practices intimidation upon or against any person in order to induce or compel the person to vote or refrain from voting, or to vote or refrain from voting for any particular person or party, at any election, or on account of the person having voted or refrained from voting, or voted or refrained from voting for any particular person or party; or who by abduction, distress, or any device or contrivance impedes, prevents, or otherwise interferes with the free exercise of the elective franchise.

(5) Every person who, at any election, votes or attempts to vote in the name of any other person, living or dead, or in some fictitious name, or who, having once voted, votes or attempts to vote again, or knowingly gives or attempt to give more than one ballot for the same office at one time of voting.

(6) Every person who, before or during an election, knowingly publishes a false statement of the withdrawal of any candidate at the election.

(7) Every person who induces or procures any person to withdraw from being a candidate at an election in consideration of any payment or

gift or valuable consideration; or of any threat; and every candidate who withdraws from being a candidate in pursuance of such inducement or procurement.

(8) Every public officer by law required to do or perform any act or thing with reference to any of the provisions in any law concerning elections contained, who wilfully fails, neglects, or refuses to do or perform the same, or who wilfully performs it in such a way as to hinder the objects thereof, or who is guilty of any wilful violation of any of the provisions thereof.

(9) Any person wilfully tampering or attempting to tamper with, disarrange, deface, or impair in any manner whatsoever, or destroy any voting machine while the same is in use at any election, or who, after the machine is locked in order to preserve the registration or record of any election made by the same, tampers or attempts to tamper with any voting machine.

(10) Every person who, directly or indirectly, personally or through another, induces or procures any person to register in any election precinct, ward or district, knowing that that other person does not have a residence in such precinct, ward or district at the time of such registration."

SECTION 27. Section 19-3, Hawaii Revised Statutes, is amended by amending subsection (8) to read as follows:

"(8) Every public officer by law required to do or perform any act or thing with reference to any of the provisions in any law concerning elections contained, who wilfully fails, neglects, or refuses to do or perform the same, or who wilfully performs it in such a way as to hinder the objects thereof, or who is guilty of any wilful violation of any of the provisions thereof. The term "public officer" includes candidates for public office and deputy voter registrars."

SECTION 28. Section 19-4, Hawaii Revised Statutes, is amended to read as follows:

"§19-4 Penalties; disqualification for, removal from office; reports of convictions to chief election officer. [Every person found guilty of an election fraud shall be fined not less than \$100 nor more than \$1,000, or imprisoned at hard labor not

more than two years, or both.] A violation of section 3 of this Chapter shall be a class C felony. Besides the punishment, the person shall be disqualified from voting and from being elected to, holding or occupying any office, elective or appointive. If the person so convicted holds any office, either elective or appointive, at the time of the conviction, the office shall at once and without mention in the sentence or other proceeding be vacated by the conviction. The judge before whom the conviction is had shall immediately transmit to the chief election officer and to the respective county clerks the name of the person, the offense of which he has been convicted and the sentence of the court."

Representative Rohlfing moved that the amendment be adopted, seconded by Representative Marumoto.

At 9:43 o'clock p.m., Representative Blair asked for a recess and the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 10:00 o'clock p.m., Representative Rohlfing rose to speak in favor of the amendment, stating:

"Mr. Speaker, this amendment is to House Bill 901, House Draft 1, and attempts to deal in a comprehensive manner with some obvious loopholes in the existing election statutes. It attempts to tighten and clarify some sections in a preventative manner. Election reform is an issue that we, as elected Representatives, must not be afraid to address squarely, without regard to partisan advantage. That is why we were surprised and I have to add, somewhat disappointed, when, despite our best persuasive efforts, we were not able to get a hearing on the essence of this amendment in the form of another House bill, thus occasioning our amendment tonight.

The voter registration problems of last year's election are not specifically the subject of this amendment. We are in no position, and we do not desire to inflame a situation, particularly with litigation pending, but we feel we have an obligation to deal with obvious problems in our statutes which became apparent upon review, stimulated by last Fall's event.

Very quickly, the proposed amendment provides for the following: Number one, the prohibition of the use of a post office box or other depository address listed as a principal place of residence. These boxes may be

used for mailing addresses on the line provided in the current registration affidavit. Secondly, the prohibition of a candidate's parents, spouse, siblings or offspring from being a voter registrar. Third, a provision for filling a vacancy in the House when that vacancy is occasioned by the conviction for voter fraud. Said vacancy is to be filled by special election. Fourthly, a clarification of the provisions of the fraud section of the election laws, specifically addressing a person who induces or procures a party to register, knowing that party does not meet the residence requirement. Five, the inclusion of candidates and voter registrars in a definition of public officer; and sixth, a qualification of a violation of voter fraud is a class C felony.

This is not a fundamental change in the statutes as a whole since there are provisions for this, but it is not included in the section relating to the election law and you have to go sort of a torturous route in our statutes to find this resolve.

Mr. Speaker, as I said earlier, this is something that is fundamental, I think, with respect to our country and our State, to prevent any problems in the future, and I think it is our obligation, as legislators, to clear up as much as we can of the statutory law when we have a chance to do so. I feel it is in all of our best interest to give this amendment serious consideration, Mr. Speaker, and I hope the members of this body will join us in broadening this statute or the proposed bill to this effect.

Thank you, Mr. Speaker."

The motion to adopt the amendment was put by the Chair and failed to carry.

The motion to pass H.B. No. 901, HD 1, on Third Reading was put by the Chair and carried, and H.B. No. 901, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 901 had passed Third Reading at 10:04 o'clock p.m.

H.B. No. 830, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 830, HD 1,

entitled: "A BILL FOR AN ACT RELATING TO PENAL RESPONSIBILITY AND FITNESS", passed Third Reading by a vote of 51 ayes.

H.B. No. 581:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 581, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS", passed Third Reading by a vote of 51 ayes.

H.B. No. 452, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 452, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEFINITIONS OF STATES OF MIND", passed Third Reading by a vote of 51 ayes.

H.B. No. 1311, HD 1:

On motion by Representative Albano, seconded by Representative Yoshimura and carried, H.B. No. 1311, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 830, 581, 452 and 1311 had passed Third Reading at 10:05 o'clock p.m.

H.B. No. 549:

On motion by Representative Albano, seconded by Representative Matsuura and carried, H.B. No. 549, entitled: "A BILL FOR AN ACT RELATING TO THE FUNCTIONS OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES", passed Third Reading by a vote of 51 ayes.

H.B. No. 514:

On motion by Representative Albano, seconded by Representative Yoshimura and carried, H.B. No. 514, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES", passed Third Reading by a vote of 51 ayes.

H.B. No. 411:

On motion by Representative Albano, seconded by Representative Yoshimura and carried, H.B. No. 411, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 549, 514 and 411 had passed Third Reading at 10:06 o'clock p.m.

H.B. No. 1146:

On motion by Representative Baker, seconded by Representative Chun and carried, H.B. No. 1146, entitled: "A BILL FOR AN ACT RELATING TO SMOKING IN PUBLIC PLACES", passed Third Reading by a vote of 43 ayes to 8 noes, with Representatives Anderson, Ige, Jones, Kiyabu-Saballa, Medeiros, Say, Shito and Tom voting no.

H.B. No. 866, HD 1:

On motion by Representative Shito, seconded by Representative Stanley and carried, H.B. No. 866, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNAUTHORIZED REMOVAL OF SHOPPING DEVICES", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ikeda voting no.

The Chair directed the Clerk to note that H.B. Nos. 1146 and 866 had passed Third Reading at 10:07 o'clock p.m.

H.B. No. 601, HD 1:

On motion by Representative Taniguchi, seconded by Representative Shito and carried, H.B. No. 601, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE EQUIPMENT", passed Third Reading by a vote of 51 ayes.

H.B. No. 1588, HD 1:

On motion by Representative Taniguchi, seconded by Representative Shito and carried, H.B. No. 1588, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR AND OTHER VEHICLES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 601 and 1588 had passed Third Reading at 10:08 o'clock p.m.

H.B. No. 1317, HD 1:

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, H.B. No. 1317, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VEHICLE SIZE AND WEIGHT", passed Third Reading by a vote of 51 ayes.

H.B. No. 837, HD 1:

On motion by Representative Matsuura, seconded by Representative Say and carried, H.B. No. 837, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC LIFE", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1317 and 837 had passed Third Reading at 10:09 o'clock p.m.

H.B. No. 1620, HD 1:

On motion by Representative Hirono, seconded by Representative Tam and carried, H.B. No. 1620, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COOPERATIVE HOUSING CORPORATIONS", passed Third Reading by a vote of 51 ayes.

H.B. No. 519, HD 1:

On motion by Representative Segawa, seconded by Representative Matsuura and carried, H.B. No. 519, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING IN CERTAIN WATERS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1620 and 519 had passed Third Reading at 10:10 o'clock p.m.

H.B. No. 338, HD 1:

On motion by Representative Hagino, seconded by Representative Apo and carried, H.B. No. 338, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII COLLEGE OF EDUCATION", passed Third Reading by a vote of 51 ayes.

H.B. No. 1434, HD 1:

On motion by Representative Hashimoto,

seconded by Representative Hee and carried, H.B. No. 1434, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS", passed Third Reading by a vote of 51 ayes.

H.B. No. 752, HD 1:

On motion by Representative Menor, seconded by Representative Hee and carried, H.B. No. 752, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION FOR VANDALISM OF PUBLIC SCHOOLS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 338, 1434 and 752 had passed Third Reading at 10:11 o'clock p.m.

H.B. No. 440:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 440, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE", passed Third Reading by a vote of 51 ayes.

H.B. No. 274, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 274, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII MOTOR VEHICLE ACCIDENT REPARATIONS ACT", passed Third Reading by a vote of 51 ayes.

H.B. No. 1380:

On motion by Representative Baker, seconded by Representative Shito and carried, H.B. No. 1380, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 440, 274 and 1380 had passed Third Reading at 10:12 o'clock p.m.

H.B. No. 271, HD 1:

On motion by Representative Andrews, seconded by Representative Morgado and carried, H.B. No. 271, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLANNING ACT", passed Third Reading by

a vote of 49 ayes to 2 noes, with Representatives Marumoto and Rohlfing voting no.

H.B. No. 1179, HD 1:

Representative Andrews moved that H.B. No. 1179, HD 1, having been read throughout, pass Third Reading, seconded by Representative Ige.

Representative Ige then rose and requested that his remarks, in favor of the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Ige's remarks are as follows:

"Mr. Speaker, I rise to speak in favor of this measure.

"Mr. Speaker, let us today recognize the significance of the human spirit and to acknowledge the role the human spirit has played in making Hawaii what it is today and let us re-commit ourselves to a better future for all.

Mr. Speaker, in light of potential chaos due to federal budgetary cutbacks, your Committee on Human Services has made every effort to stabilize the needs of Hawaii's people. This bill on the 13th functional plan on human services will provide a guiding light and begin to lay the foundation stones for a better Hawaii.

Mr. Speaker, I hope the passage of House Bill 1179, House Draft 1, will be a signal to the people of Hawaii that we are making a commitment to recognizing the special human needs of our community. I believe that existing trends and needs in the human services area need to be comprehensively examined in order to develop a systematic, cohesive set of policies and priority actions to meet the needs that provide a fair and rational basis for resource allocation decisions. Directions and priorities for public programs, in conjunction with private programs will need to be defined within the context of an overall plan to ensure adequate coverage of needs and coordination among services and providers.

Mr. Speaker, this bill establishing a 13th functional plan for human services will set the tone this State will take over the next decade. Let our philosophy on how we view the needs of Hawaii's people be clear.

Mr. Speaker, I urge you and my

fellow colleagues to support this measure."

Representative Say then rose and stated:

"Mr. Speaker, I rise also in support and to hope that the chairman of this illustrious committee will probably take over the chairmanship next year, 1984, all the way through 1986.

Thank you."

The motion was put by the Chair and carried and H.B. No. 1179, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLANNING ACT", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 271 and 1179 had passed Third Reading at 10:13 o'clock p.m.

H.B. No. 241, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 241, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GUARDIANSHIP OF THE PERSON", passed Third Reading by a vote of 51 ayes.

H.B. No. 1557:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1557, entitled: "A BILL FOR AN ACT RELATING TO RESPONSIBILITY AND FITNESS OF DEFENDANT", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 241 and 1557 had passed Third Reading at 10:14 o'clock p.m.

H.B. No. 897:

Representative Stanley moved that H.B. No. 897, having been read throughout, pass Third Reading, seconded by Representative Tom.

Representative Stanley then rose and stated:

"Mr. Speaker, I rise to speak in favor of this bill and in doing so, I wish to clarify the intent of the committee.

It is the intent of the committee that one is not guilty of a class B penalty if one possesses a 25-pound brownie with a little bit of marijuana in it. But you are guilty if you contain a brownie that has 25 pounds of marijuana in it.

Thank you."

The motion was put by the Chair and carried, and H.B. No. 897, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH AND MORALS", having been read throughout, passed Third Reading by a vote of 51 ayes.

H.B. No. 188, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 188, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 897 and 188 had passed Third Reading at 10:15 o'clock p.m.

H.B. No. 352, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 352, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALTERATION OF FIREARMS AND AMMUNITION", passed Third Reading by a vote of 51 ayes.

H.B. No. 499, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 499, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1342, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1342, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PENAL RESPONSIBILITY AND FITNESS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 352, 499 and 1342 had passed Third Reading at 10:16 o'clock p.m.

H.B. No. 1121, HD 1:

On motion by Representative Albano, seconded by Representative Baker and carried, H.B. No. 1121, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOSPITAL ADMINISTRATION IN THE COUNTY/STATE HOSPITAL SYSTEM", passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Hagino and Lardizabal voting no.

The Chair directed the Clerk to note that H.B. No. 1121 had passed Third Reading at 10:17 o'clock p.m.

H.B. No. 1299, HD 1:

On motion by Representative Shito, seconded by Representative Stanley and carried, H.B. No. 1299, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR", was recommitted jointly to the Committees on Consumer Protection and Commerce and Judiciary.

H.B. No. 703, HD 1:

Representative Shito moved that H.B. No. 703, HD 1, having been read throughout, pass Third Reading, seconded by Representative Okamura.

Representative Ikeda then rose to speak against the bill, stating:

"Mr. Speaker, we have considered many bills this session looking for ways to lower the cost of electricity to the consumer. This bill will have just the opposite effect.

By setting a minimum price which a utility must pay for non-fossil fuel generated electricity, consumers may be required to pay more for their electricity because utilities are allowed to pass on increased costs of purchased energy to its customers. The more of this type of energy purchase, the higher the rates to utility customers will be.

Mr. Speaker, the first draft of this bill specified a 9-cents per kilowatt-hour minimum. Using that figure as an example, it is estimated that customers on the Big Island would have paid almost \$6.5 million more in 1982 if that requirement were in effect.

The intent of existing State and federal regulations is to encourage the development of alternate energy resources without adversely affecting

the consumer.

The Public Utilities Commission rules recognize the difference in cost between old and new production facilities, and the difference in value between firm and non-firm power. These rules were adopted only after full consideration of the federal law and regulations, local conditions in Hawaii, existing and prospective suppliers, and hearings with input from suppliers, utilities and customers.

To change these carefully crafted rules which balance the interests of utilities, non-fossil fuel energy producers and customers would not be in the public interest.

Mr. Speaker, it would be unwise for this Legislature to tamper with current regulations which were adopted after careful and full consideration of all factors.

If it is our intention to encourage non-fossil fuel generated electricity, let's do it by way of a tax credit and not by price-fixing, a burden which will ultimately be borne by the consumer.

I, therefore, encourage you to vote 'no' on this bill.

Thank you."

At 10:20 o'clock p.m., Representative Marumoto asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 10:25 o'clock p.m.

Representative Okamura then rose to speak in favor of H.B. No. 703, HD 1, stating:

"Mr. Speaker, before I make my comments, I would like to state that the maker of the motion properly reflected the motion as being House Bill 703, House draft 1, but some of our committee reports do not indicate House draft 1.

Mr. Speaker, the reason why this amendment was put in is to continue promoting the State's policy of energy self-sufficiency for the State and in no way does it mandate the Public Utilities Commission to require that the utilities pay the producers of alternative energy monies above the avoided costs. All it simply does is state that the Public Utilities Commission, in the event that the price of oil drops to such a low point that no one in the alternative energy development can realize a profit, that they may take

into consideration raising the cost. . . charging a price above the avoided cost.

This amendment has been approved and worked on by the Public Utilities Commission; the Public Utilities Division, Hawaiian Electric Company; and all of the alternative energy developers. It is simply a policy statement that, in keeping with the State's policy, we would like to have the Public Utilities Commission consider keeping these industries survivable in the event that, sometime in the near future when the prices do sky-rocket again, that we won't be caught in the situation that we were in the past.

Thank you."

Representative Ikeda rose in rebuttal, stating:

"Mr. Speaker, there may be good intentions in drafting this bill; however, I don't believe that it does what it's supposed to do.

I call your attention to line 10 on page 2 which says, 'on a generic basis the minimum floor a utility should pay, . . .' A minimum floor, Mr. Speaker, is a minimum rate. Granted, it does not give a firm figure. That is left up to the Commission; the Commission shall consider on a generic basis a minimum floor. I don't think we do this with any other kind of utility.

The other problem I have with this bill, Mr. Speaker, is that it takes out all the existing law on firm energy, as defined in Section 6-74-1 of the rules, which means that you are considering now firm as well as . . . I guess you call it unfirm. And in providing non-fossil fuel energy suppliers who provide firm power, utilities can count on the supplier and the utility can minimize the costs because it knows what it is dealing with. Without this, utilities must make provisions to cover the lack of firm power and in doing this, it further increases the cost to the electric customers. I would like to point that out, Mr. Speaker.

Thank you."

Representative Matsuura then rose to speak against the bill, stating:

"Mr. Speaker, I guess I am one that would encourage any alternative energy, but the thing that concerns

me about this bill is that we are actually proposing one rate. Granted that it will help the wind machine people who generate electricity, but it will have a very overwhelming effect on other industries.

Let's take bioenergetics. The plantation, at this present moment, has a firm power contract with Hawaiian Electric. Whenever the bagasse goes out of supply, they will burn oil, primarily to meet that supply of electricity that they had contracted for. Now, if these people are going to be paid less than people who cannot give that firm contract, I would think that the plantations will break their contract because they won't go to the expense of burning fuel just to supply. This is some of the problems that we are going to have.

I don't think we are here to subsidize an industry which is intended to make money. If you are going to get involved in any kind of a business, there is the risk of losing money as well as making money, and I don't think that we should really have one group subsidize the other. Unfortunately, on these kinds of matter, the public is going to pay because Hawaiian Electric is going to pass on their cost on to the customer and this is the real problem about this bill, so I urge all of you, just think; if you are a person who can supply to the electrical company a hundred kilowatts every day, and you can expect the same kind of rate as somebody who would just give you as the wind blows -- this is the intent of the bill.

Thank you, Mr. Speaker."

Representative Okamura, in rebuttal, stated:

"Mr. Speaker, first of all, I would like to state that we will not be subsidizing the wind industry by this. At this point, all of the alternative energy development industries are making a profit. This is simply to address the future needs of the alternative energy industries when and if the price of oil should, say drop to \$20 a gallon, and when that it is no longer feasible for any of these companies to continue going into this business. And we are saying in the bill that the Commission shall consider, on a generic basis the minimum floor a utility should pay, giving consideration not only to the near-term adverse consequences to the ultimate consumers of utility provided electricity, but also to the long term desirable goal of encouraging to the greatest extent

practicable, the development of alternative sources of energy.

This does not. . . again I reiterate, this does not require the Public Utilities Commission to do this. It just gives them that option should that be the State policy, that we do want to continue having the alternative energy industries continue.

Also, this bill does not make wind power firm power. It still will be addressed separately. There was another bill which would have addressed this and made wind energy firm power which we did not pass out of committee. Both firm power and non-firm power would still be paid different rates with the passage of this bill and that those rates would be set by the Public Utilities Commission.

Thank you."

The motion was put by the Chair and carried, and H.B. No. 703, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALTERNATE ENERGY", having been read through-out, passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Hashimoto, Ikeda, Kawakami, Levin, Matsuura, Medeiros and Rohlfing voting no.

H.B. No. 1148, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1148, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISCOVERY", passed Third Reading by a vote of 51 ayes.

H.B. No. 1438, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1438, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 703, 1148 and 1438 had passed Third Reading at 10: 33 o'clock p.m.

H.B. No. 453, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 453, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ROBBERY", passed Third Reading

by a vote of 51 ayes.

H.B. No. 494, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 494, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS", passed Third Reading by a vote of 51 ayes.

H.B. No. 351:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 351, entitled: "A BILL FOR AN ACT RELATING TO DEFERRED ACCEPTANCE OF NOLO CONTENDERE PLEAS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 453, 494 and 351 had passed Third Reading at 10: 34 o'clock p.m.

H.B. No. 354:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 354, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS BROUGHT INTO THE STATE", passed Third Reading by a vote of 51 ayes.

H.B. No. 1562, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1562, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EFFECT OF FINDING OF UNFITNESS TO PROCEED", passed Third Reading by a vote of 51 ayes.

H.B. No. 670, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 670, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 354, 1562 and 670 had passed Third Reading at 10: 35 o'clock p.m.

UNFINISHED BUSINESS

Stand. Com. Rep. No. 559 on H.B. No. 497, HD 1:

On motion by Representative Baker, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 497, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRUGS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 560 on H.B. No. 784, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 784, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 561 on H.B. No. 781, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 781, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 497, 784 and 781 had passed Third Reading at 10:36 o'clock p.m.

Stand. Com. Rep. No. 562 on H.B. No. 646:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 646, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PARKS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 563 on H.B. No. 722, HD 1:

On motion by Representative Morgado, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 722, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DUTIES OF SUPERINTENDENT", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 564 on H.B. No. 532:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 532, entitled: "A BILL FOR AN ACT RELATING TO PLANT QUARANTINE INSPECTORS OF THE DEPARTMENT OF AGRICULTURE", having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Jones and Rohlfling voting no.

The Chair directed the Clerk to note that H.B. Nos. 646, 722 and 532 had passed Third Reading at 10:37 o'clock p.m.

Stand. Com. Rep. No. 565 on H.B. No. 531:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 531, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN EMPLOYEES IN THE DIVISION OF MILK CONTROL OF THE DEPARTMENT OF AGRICULTURE", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 566 on H.B. No. 594:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 594, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES RETIREMENT SYSTEM", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 567 on H.B. No. 809, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 809, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL AND CAREER INFORMATION", having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Ikeda and Rohlfling voting no.

The Chair directed the Clerk to note that H.B. Nos. 531, 594 and 809 had passed Third Reading at 10:38 o'clock p.m.

Stand. Com. Rep. No. 568 on H.B. No. 791:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 791, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 569 on H.B. No. 783:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 783, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 570 on H.B. No. 1117:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1117, entitled: "A BILL FOR AN ACT RELATING TO STATE FAIRS", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 791, 783 and 1117 had passed Third Reading at 10:39 o'clock p.m.

Stand. Com. Rep. No. 571 on H.B. No. 1126, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1126, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Lardizabal voting no.

Stand. Com. Rep. No. 572 on H.B. No. 1129:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1129, entitled: "A BILL FOR AN ACT RELATING TO CONCESSION BID DEPOSITS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 573 on H.B. No. 1621, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1621, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1126, 1129 and 1621 had passed Third Reading at 10:40 o'clock p.m.

Stand. Com. Rep. No. 574 on H.B. No. 1116, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1116, HD 1, entitled: "A BILL FOR AN ACT RELATING TO POULTRY", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 575 on H.B. No. 1061, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1061, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 576 on H.B. No. 915:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 915, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 577 on H.B. No. 1237:

By unanimous consent, action was deferred one day.

Stand. Com. Rep. No. 578 on H.B. No. 530:

On motion by Representative Kiyabu,

seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 530, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES IN CERTAIN EXEMPT POSITIONS IN THE PLANNING AND DEVELOPMENT OFFICE OF THE DEPARTMENT OF AGRICULTURE", having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Jones and Rohlfing voting no.

The Chair directed the Clerk to note that H.B. Nos. 1116, 1061, 915 and 530 had passed Third Reading at 10:41 o'clock p.m.

Stand. Com. Rep. No. 579 on H.B. No. 330:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the majority of the Committee was adopted and H.B. No. 330, entitled: "A BILL FOR AN ACT RELATING TO AERONAUTICS", having been read throughout, passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Ikeda, Levin and Medeiros, voting no.

Stand. Com. Rep. No. 580 on H.B. No. 325:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 325, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 581 on H.B. No. 265, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 265, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE OF PUBLIC OFFICERS AND EMPLOYEES", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Anderson voting no.

The Chair directed the Clerk to note that H.B. Nos. 330, 325 and 265 had passed Third Reading at 10:42 o'clock p.m.

Stand. Com. Rep. No. 582 on H.B. No. 233:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the majority of the Committee was adopted and H.B. No. 233, entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Levin voting no.

The Chair directed the Clerk to note that H.B. No. 233 had passed Third Reading at 10:43 o'clock p.m.

Stand. Com. Rep. No. 583 on H.B. No. 206:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 206, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

At 10:43 o'clock p.m., Representative Segawa asked for a recess and the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 10:44 o'clock p.m., the motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 206, entitled: "A BILL FOR AN ACT RELATING TO THE STATE IMMIGRANT SERVICES CENTER", having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Baker and Ige voting no.

Stand. Com. Rep. No. 584 on H.B. No. 6, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 6, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 585 on H.B. No. 1580, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1580, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES",

having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 206, 6 and 1580 had passed Third Reading at 10:45 o'clock p.m.

Stand. Com. Rep. No. 586 on H.B. No. 182:

On motion by Representative Hashimoto, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 182, entitled: "A BILL FOR AN ACT RELATING TO THE SCHOOL PRIORITY FUND", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 587 on H.B. No. 137:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 137, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note Reading at 10:46 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 591) recommending that H.B. No. 187, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 187, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 592) recommending that H.B. No. 579, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley,

seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 579, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNAUTHORIZED USE OF LAW ENFORCEMENT SYMBOLS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 593) recommending that H.B. No. 353, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 353, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DANGEROUS INSTRUMENTS", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Stanley and Baker, for the Committees on Judiciary and Health, presented a joint report (Stand. Com. Rep. No. 594) recommending that H.B. No. 1153, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Baker and carried, the joint report of the Committees was adopted and H.B. No. 1153, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 595) recommending that H.B. No. 538, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 538, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMITATION CONTROLLED SUBSTANCE", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of H.B. Nos. 187, HD 1; 579, HD 1; 353, HD 1; 1153, HD 1; and 538, HD 1, were made available to the members of the House at 2:00 o'clock p.m.

Representative Stanley, for the Committee on Judiciary, presented

a report (Stand. Com. Rep. No. 596) recommending that H.B. No. 917, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 917, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of H.B. No. 917, HD 1, were made available to the members of the House at 3:30 o'clock p.m.

Representative Tungpalan, for the majority of the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 597) recommending that H.B. No. 1531, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tungpalan moved that the report of the majority of the Committee be adopted and H.B. No. 1531, HD 1, pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Levin.

Representative Segawa then rose and stated:

"Mr. Speaker, I rise to speak in favor of this bill with very grave reservations.

First of all, Mr. Speaker, I would like to extend our appreciation to the Chairman of our Labor and Industrial Relations Committee for having the responsibility of having this bill, I believe which is probably one of the most controversial bills that we are faced with this year. The matter of workers' compensation has surfaced this year with a big blast because there is a 29 percent average increase for workers' compensation insurance. Mr. Speaker, my concern involves several areas.

First of all, the Committee report reads that: 'The Legislature finds that there exists an emergency situation in the State, as the economic well-being of the State is threatened by the escalation of workers' compensation premium rates, which in these difficult economic times threatens to force

a number of businesses into closing.'

Mr. Speaker, I agree that these are difficult economic times. I believe if I had my own business, I will have to probably raise the price of ice cream, hamburgers, and lunches, but, at the same time, to say that there exists an emergency situation might be a little far-fetched. However, because there are some concerns regarding the economic difficulty at this time, I believe the Committee has done what might be the most proper thing to do.

However, in reviewing this bill which calls for a moratorium, I am very concerned that we have put a moratorium on the price of insurance. Now, this is not because it is insurance, but it is because if we were to put a moratorium on the price of anything without any moratorium on related costs of goods and wages. . . and in this case, Mr. Speaker, there is no moratorium on the benefits and the medical payments which would be paid out to workers, and I do not mean to deny them their just payments. But it seems quite unfair that we would put a moratorium on the price of the premiums without a moratorium on benefits and medical payments.

Furthermore, this bill recommends that a rate filing be submitted next year for informational purposes only when a moratorium is in effect. I was told by the Chairman of this Committee that there would be a study made during this moratorium, and if so, I would agree that a moratorium may be justified. But, I am very concerned what will happen in 1985 if we do not do something about this matter, and because of the work of this Committee and the assurance that we will have a study, I will vote in favor of this bill.

Thank you, Mr. Speaker."

Representative Tungpalan then rose to speak in favor of the bill, stating:

"Mr. Speaker, the purpose of this bill is to provide for a temporary moratorium on increases in the workers' compensation insurance premium rates.

Mr. Speaker, the economic well-being of the State is threatened by the escalation of workers' compensation insurance rates which, in these difficult economic times, threatens to force a number of businesses into closing.

Over the past five years, premium rates have increased 87.3 percent. This past January, the insurance

commissioner approved an overall 29 percent rate escalation, and I believe there was a swing of 25 percent up and down which means that companies have the prerogative of levying 4 to 54 percent increases on workers' compensation premiums.

I have, as the chairperson of the House Committee on Employment Opportunities and Labor Relations, heard the National Federation of Independent Business, the Moving and Storage Association of Hawaii, the Hawaii Roofing Contractors Association, the Hawaii Building and Construction Trades Council, and numerous individuals testify as to the hardships imposed on employers by the escalating costs of insurance premiums. Furthermore, the insurance commissioner and the Director of Labor both support this moratorium bill.

These problems must be addressed. However, in our attempt to correct the apparent difficulties of the system which we now discuss, we must take care not to abrogate the intent of our workers' compensation law which is one of the finest in existence today, bar none. The Hawaii Supreme Court has recognized the humanitarian purpose of the workers' compensation law and we must not forget it in our efforts to cut costs.

Mr. Speaker, as you know, we share a great concern over the problems which face us today. Indeed, the House has considered numerous bills introduced during this session relating to workers' compensation. We must have the opportunity to give these proposals the consideration they deserve.

Mr. Speaker, the temporary moratorium provided for by House Bill 1531, House draft 1, is a measure which provides appropriate relief to those who are hard-pressed by the current difficulties in the workers' compensation system. The bill will provide us the time and the opportunity to properly consider long term solutions to our problems. I urge all members of this House to support this measure tonight.

Thank you."

Representative Anderson then rose to speak against the bill, stating:

"Mr. Speaker, this bill I don't believe is going to help anyone. I don't think it is right to try to help the business community by hurting another business.

In the Committee hearing, it was brought out that if we have this moratorium until January of 1985, there is a good possibility that by that time, the insurance companies, come January, will have a higher increase that is going to hit the business community all at once.

I know that there is a problem, but I don't see that this moratorium is the way to solve it. It has been brought out that if we were to at least sit down with both sides, I think we could come up with something that would be a lot more equitable than the way we are handling this today.

For that reason, Mr. Speaker, I am hoping that everybody will vote against this measure.

Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 1531, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION INSURANCE", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Tungpalan and Shito, for the Committees on Employment Opportunities and Labor Relations and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 598) recommending that H.B. No. 1528, as amended in HD 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Tungpalan, seconded by Representative Shito and carried, the joint report of the Committees was adopted and H.B. No. 1528, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION INSURANCE", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of H.B. Nos. 1531, HD 1, and 1528, HD 2, were made available to the members of the House at 5:00 o'clock p.m.

At this time, Representative Crozier, on behalf of the members of the House, extended birthday greetings to Representative Clayton Hee.

At 10:59 o'clock p.m., Representative Marumoto asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives
reconvened at 11:00 o'clock p.m.

ADJOURNMENT

At 11:02 o'clock p.m., on

motion by Representative Segawa,
seconded by Representative Marumoto
and carried, the House of Representatives
adjourned until 10:30 o'clock a.m.
tomorrow, Tuesday, March 15,
1983.

THIRTY-FOURTH DAY

Tuesday, March 15, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 10:40 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Reverend Philip Brink representing the Honolulu Job Resource Center, after which the Roll was called showing all members present with the exception of Representatives Graulty, Hagino, Kim and Wong, who were excused.

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

On motion by Representative Segawa, seconded by Representative Marumoto and carried, reading of the Journal was dispensed with and the Journal of the Thirty-First Day was approved.

SENATE COMMUNICATIONS

The following Senate communications (Sen. Com. Nos. 16 to 69) was read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 16) transmitting Senate Bill No. 6, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 17) transmitting Senate Bill No. 21, SD1 entitled: "A BILL FOR AN ACT RELATING TO FUND RAISING", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 18) transmitting Senate Bill No. 30, SD2 entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 19) transmitting Senate Bill No. 40 entitled: "A BILL

FOR AN ACT RELATING TO ACCOUNTANTS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 20) transmitting Senate Bill No. 79, SD1 entitled: "A BILL FOR AN ACT RELATING TO JURY DUTY", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 21) transmitting Senate Bill No. 117 entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 22) transmitting Senate Bill No. 133, SD1 entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION OF AQUATIC LIFE, WILDLIFE AND PLANTS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 23) transmitting Senate Bill No. 147 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 24) transmitting Senate Bill No. 149 entitled: "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE OF PUBLIC OFFICERS AND EMPLOYEES", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 25) transmitting Senate Bill No. 150, SD1 entitled: "A BILL FOR AN ACT RELATING TO DEFERRED COMPENSATION PLAN FOR PUBLIC EMPLOYEES", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 26) transmitting Senate Bill No. 178 entitled: "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY", which

passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 27) transmitting Senate Bill No. 180, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE PRACTICE OF NURSING", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 28) transmitting Senate Bill No. 181, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE NURSING HOME ADMINISTRATORS ACT", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 29) transmitting Senate Bill No. 182 entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF DISPENSING OPTICIANS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 30) transmitting Senate Bill No. 185, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF PHARMACY", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 31) transmitting Senate Bill No. 192, SD1 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 32) transmitting Senate Bill No. 203 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE FOR CHILDREN", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 33) transmitting Senate Bill No. 254, SD1 entitled: "A BILL FOR AN ACT RELATING TO STATE HOUSING PROJECTS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 34) transmitting

Senate Bill No. 255, SD1 entitled: "A BILL FOR AN ACT RELATING TO FIREARMS BROUGHT INTO THE STATE", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 35) transmitting Senate Bill No. 288, SD1 entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 36) transmitting Senate Bill No. 290, SD1 entitled: "A BILL FOR AN ACT RELATING TO SUITS BETWEEN SPOUSES", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 37) transmitting Senate Bill No. 292, SD1 entitled: "A BILL FOR AN ACT RELATING TO COMPARATIVE NEGLIGENCE", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 38) transmitting Senate Bill No. 366 entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION ON TRANSPORTATION", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 39) transmitting Senate Bill No. 448, SD1 entitled: "A BILL FOR AN ACT RELATING TO FIREARMS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 40) transmitting Senate Bill No. 480, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 41) transmitting Senate Bill No. 481, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 42) transmitting Senate Bill No. 492, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", which passed Third Reading in the Senate on March 14, 1983, was

placed on file.

A communication from the Senate (Sen. Com. No. 43) transmitting Senate Bill No. 498, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 44) transmitting Senate Bill No. 502, SD1 entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 45) transmitting Senate Bill No. 507, SD1 entitled: "A BILL FOR AN ACT RELATING TO WAGE AND HOUR LAW", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 46) transmitting Senate Bill No. 509 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 47) transmitting Senate Bill No. 511 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 48) transmitting Senate Bill No. 520 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 49) transmitting Senate Bill No. 525 entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 50) transmitting Senate Bill No. 556, SD1 entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION", which passed Third Reading in the Senate on March 14, 1983, was

placed on file.

A communication from the Senate (Sen. Com. No. 51) transmitting Senate Bill No. 618 entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS' TRUSTEES", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 52) transmitting Senate Bill No. 627, SD1 entitled: "A BILL FOR AN ACT RELATING TO ANNULMENT, DIVORCE, SEPARATION", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 53) transmitting Senate Bill No. 650, SD1 entitled: "A BILL FOR AN ACT RELATING TO POULTRY", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 54) transmitting Senate Bill No. 670, SD1 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 55) transmitting Senate Bill No. 722 entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 56) transmitting Senate Bill No. 723 entitled: "A BILL FOR AN ACT RELATING TO KAUAI COUNTY", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 57) transmitting Senate Bill No. 735, SD1 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 58) transmitting Senate Bill No. 791 entitled: "A BILL FOR AN ACT RELATING TO THE INSURANCE COMMISSIONER", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 59) transmitting Senate Bill No. 920, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 60) transmitting Senate Bill No. 971 entitled: "A BILL FOR AN ACT RELATING TO CONTRACTUAL EMPLOYEES", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 61) transmitting Senate Bill No. 1045 entitled: "A BILL FOR AN ACT RELATING TO FEDERALLY CONNECTED STUDENTS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 62) transmitting Senate Bill No. 1105 entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLES", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 63) transmitting Senate Bill No. 1152, SD1 entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE II, SECTION 7, OF THE HAWAII CONSTITUTION, TO DELETE THE REQUIREMENT OF RESIGNATION FROM PRESENT OFFICE TO BECOME A CANDIDATE FOR ANOTHER OFFICE", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 64) transmitting Senate Bill No. 1175, SD1 entitled: "A BILL FOR AN ACT RELATING TO COUNTIES", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 65) transmitting Senate Bill No. 1186, SD1 entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT JURISDICTION", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate

(Sen. Com. No. 66) transmitting Senate Bill No. 1259, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION PROFESSIONAL STUDENT EXCHANGE PROGRAM", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 67) transmitting Senate Bill No. 1261, SD1 entitled: "A BILL FOR AN ACT RELATING TO HAWAII HISTORY", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 68) transmitting Senate Bill No. 1292, SD2 entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PAYMENT OF SETTLEMENT OF THE HOLO HOLO CASES", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 69) transmitting Senate Bill No. 1294, SD1 entitled: "A BILL FOR AN ACT RELATING TO ALLOWANCES FOR LEGISLATORS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, S.B. Nos. 6, SD1; 21, SD1; 30, SD2; 40; 79, SD1; 117; 133, SD1; 147; 149; 150, SD1; 178; 180, SD1; 181, SD1; 182; 185, SD1; 192, SD1; 203; 254, SD1; 255, SD1; 288, SD1; 290, SD1; 292, SD1; 366; 448, SD1; 480, SD1; 481, SD1; 492, SD1; 498, SD1; 502, SD1; 507, SD1; 509; 511; 520; 525; 556, SD1; 618; 627, SD1; 650, SD1; 670, SD1; 722; 723; 735, SD1; 791; 920, SD1; 971; 1045; 1105; 1152, SD1; 1175, SD1; 1186, SD1; 1259, SD1; 1261, SD1; 1292, SD2; and 1294, SD1 passed First Reading by title and further action was deferred.

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

Representative Apo introduced fifth grade students from Waianae Elementary School who were accompanied by their teachers and chaperones Susan Chun, Linda Stout, Mary Heenan, Sally Amina, Rose Williams, Katherine Wiley, Helen Chee, Fred Chee, Carol Burke, Regina Bahn and Doreen Kelley.

Representative Hee introduced in Hawaiian, 5 students from Lanai who

were accompanied by their teacher,
Mr. Neil Tamashiro.

ORDER OF THE DAY

UNFINISHED BUSINESS

Stand. Com. Rep. No. 550 on
H.B. No. 1362, HD1:

By unanimous consent, action
was deferred one day.

Stand. Com. Rep. No. 386 on
H.B. No. 144, HD1:

By unanimous consent, action
was deferred one day.

Stand. Com. Rep. No. 577 on
H.B. No. 1237:

By unanimous consent, action
was deferred one day.

REPORTS OF STANDING COMMITTEES

Representative Ige, for the Committee
on Human Services, presented a
report (Stand. Com. Rep. No. 599)
recommending that H.C.R. No.
58 be referred to the Committee
on Finance.

On motion by Representative Ige,
seconded by Representative Leong
and carried, the report of the Com-
mittee was adopted and H.C.R.
No. 58 entitled: "HOUSE CONCURRENT
RESOLUTION REQUESTING THE
DEPARTMENT OF SOCIAL SERVICES
AND HOUSING TO AMEND ITS REGU-
LATIONS TO MAKE FOSTER CARE
CHILDREN FOR WHOM THE DEPART-
MENT IS NOT ALREADY FINANCIALLY
RESPONSIBLE ELIGIBLE TO RECEIVE
MEDICAID MONEYS", was referred
to the Committee on Finance.

Representative Ige, for the Committee
on Human Services, presented a
report (Stand. Com. Rep. No. 600)
recommending that H.R. No. 155
be referred to the Committee on
Finance.

On motion by Representative Ige,
seconded by Representative Leong
and carried, the report of the Com-
mittee was adopted and H.R. No.
155 entitled: "HOUSE RESOLUTION
REQUESTING THE DEPARTMENT
OF SOCIAL SERVICES AND HOUSING
TO AMEND ITS REGULATIONS TO
MAKE FOSTER CARE CHILDREN
FOR WHOM THE DEPARTMENT IS

NOT ALREADY FINANCIALLY RESPONSIBLE
ELIGIBLE TO RECEIVE MEDICAID
MONEYS", was referred to the Committee
on Finance.

Representative Ige, for the
Committee on Human Services,
presented a report (Stand. Com.
Rep. No. 601) recommending that
H.R. No. 209 be referred to the Committee
on Legislative Management.

On motion by Representative Ige,
seconded by Representative Leong
and carried, the report of the Committee
was adopted and H.R. No. 209 entitled:
"HOUSE RESOLUTION RELATING
TO THE DOMICILIARY CARE PROGRAM",
was referred to the Committee on
Legislative Management.

Representative Ige, for the Committee
on Human Services, presented a report
(Stand. Com. Rep. No. 602) recommending
that H.R. No. 137 be referred to
the Committee on Finance.

On motion by Representative Ige,
seconded by Representative Leong
and carried, the report of the Committee
was adopted and H.R. No. 137 entitled:
"HOUSE RESOLUTION REQUESTING
A MORATORIUM ON THE PAYMENT
RATES FOR NURSING CARE UNDER
MEDICAID TO BE EFFECTIVE JULY
1, 1983 AND THE CONDUCT OF ACTIONS
CONCERNING INSTITUTIONALIZATION",
was referred to the Committee on
Finance.

Representative Ige, for the Committee
on Human Services, presented a report
(Stand. Com. Rep. No. 603) recommending
that H.R. No. 135 be referred to
the Committee on Finance.

On motion by Representative Ige,
seconded by Representative Leong
and carried, the report of the Committee
was adopted and H.R. No. 135 entitled:
"HOUSE RESOLUTION REQUESTING
THE DEPARTMENT OF ACCOUNTING
AND GENERAL SERVICES TO PROCEED
EXPEDITIOUSLY WITH THE PLANNING,
DESIGN, LAND ACQUISITION, AND
CONSTRUCTION OF THE WAIPAHU
CIVIC CENTER ON THE SITE SELECTED
BY THE COMMUNITY", was referred
to the Committee on Finance.

Representative Ige, for the Committee
on Human Services, presented a report
(Stand. Com. Rep. No. 604) recommending
that H.R. No. 18 be referred to the
Committee on Finance.

On motion by Representative Ige,
seconded by Representative Leong
and carried, the report of the Committee
was adopted and H.R. No. 18 entitled:

"HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING, WITH THE ASSISTANCE OF OTHER APPROPRIATE AGENCIES, TO STUDY THE FEASIBILITY OF LIMITING FREEDOM OF CHOICE TO RECIPIENTS UNDER THE MEDICAID PROGRAM", was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 605) recommending that H.R. No. 17, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Leong and carried, the report of the Committee was adopted and H.R. No. 17, HD1 entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF ESTABLISHING A STATE PERMANENT, PART-TIME PHASED RETIREMENT PROGRAM FOR THE ELDERLY", was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 606) recommending that H.R. No. 19, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Ige, seconded by Representative Leong and carried, the report of the Committee was adopted and H.R. No. 19, HD1 entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF ALLOWING ELDERLY PERSONS WITH LOW INCOMES TO USE THEIR EQUITY IN THEIR HOMES TO OBTAIN HEALTH AND SOCIAL SERVICES, FINANCIAL PAYMENTS, OR BOTH, FROM THE STATE", was referred to the Committee on Finance.

At 10:52 o'clock a.m., at the request of Representative Albano, the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 10:55 o'clock a.m.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 607) recommending that H.R. No. 195, as amended in HD1, be referred to the Committee

on Finance.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.R. No. 195, HD1 entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE RIGHTS AND BENEFITS OF FULL-TIME ELECTED AND APPOINTED OFFICERS AND EMPLOYEES OF THE STATE AND COUNTY GOVERNMENTS", was referred to the Committee on Finance.

Representative Matsuura, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 608) recommending that H.R. No. 79 be referred to the Committee on Finance.

On motion by Representative Matsuura, seconded by Representative Souki and carried, the report of the Committee was adopted and H.R. No. 79 entitled: "HOUSE RESOLUTION REQUESTING A STUDY TO DETERMINE THE ADVISABILITY OF RESTRICTING NET FISHING IN KAILUA BAY, KONA, HAWAII", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the following resolution (H.R. No. 351) was adopted:

A resolution (H.R. No. 351) congratulating and commending Bob Meinhoff for perpetuating the Aloha spirit was jointly offered by Representatives Hayes, Albano, Apo, Baker, Blair, Lardizabal, Marumoto, Medeiros, Menor, Say, Stanley and Tom.

By unanimous consent, the following resolutions (H.R. Nos. 347 to 350 and 352) and concurrent resolutions (H.C.R. Nos. 139 to 142) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 347) requesting a study of workers' compensation was jointly offered by Representatives Tungpalan, Levin, Apo, Crozier, Grauly, Hagino, Hashimoto, Hayes, Hirono, Honda, Kim, Lardizabal, Leong, Matsuura, Menor, Morgado, Okamura, Shito, Taniguchi, Wong and Yoshimura.

A resolution (H.R. No. 348) requesting the Governor of the State of Hawaii to proclaim March, 1983 Hemophilia Month in Hawaii was offered by

Representative Baker.

A resolution (H.R. No. 349) requesting the House Committees on Energy, Ecology and Environmental Protection, and Water, Land Use, Development and Hawaiian Affairs to conduct a study of the feasibility of establishing a Geothermal Study Committee and creating a geothermal energy resource land district was jointly offered by Representatives Menor, Say, Okamura, Matsuura and Souki.

A resolution (H.R. No. 350) requesting financial institutions to obtain information on the heir or next of kin of their account holders was jointly offered by Representatives Hayes, Albano, Andrews, Baker, Crozier, Graulty, Hashimoto, Hee, Hirono, Honda, Ige, Ikeda, Kawakami, Kihano, Kiyabu-Saballa, Lardizabal, Leong, Levin, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Segawa, Souki, Stanley, Tam, Taniguchi, Tom, Tungpalan, Wong and Yoshimura.

A resolution (H.R. No. 352) requesting the Department of Education and the Hawaii State Teachers Association to conduct a study of alternatives to lowering class size and cost implications of lower class sizes in Hawaii's public schools was jointly offered by Representatives Hashimoto and Kiyabu.

A concurrent resolution (H.C.R. No. 139) requesting a study of workers' compensation was jointly offered by Representatives Tungpalan, Levin, Apo, Crozier, Graulty, Hagino, Hashimoto, Hayes, Hirono, Honda,

Kim, Kiyabu-Saballa, Lardizabal, Leong, Matsuura, Menor, Morgado, Okamura, Shito, Tam, Taniguchi, Wong and Yoshimura.

A concurrent resolution (H.C.R. No. 140) requesting the Governor of the State of Hawaii to proclaim March 1983 Hemophilia Month in Hawaii was offered by Representative Baker.

A concurrent resolution (H.C.R. No. 141) requesting the House Committees on Energy, Ecology and Environmental Protection, and Water, Land Use, Development and Hawaiian Affairs to conduct a study of the feasibility of establishing a Geothermal Study Committee and creating a geothermal energy resource land district was jointly offered by Representatives Menor, Say, Okamura, Matsuura and Souki.

A concurrent resolution (H.C.R. No. 142) requesting the Department of Education and the Hawaii State Teachers Association to conduct a study of alternatives to lowering class size and cost implications of lower class sizes in Hawaii's public schools was jointly offered by Representatives Hashimoto and Kiyabu.

ADJOURNMENT

At 10:54 o'clock a.m., on motion by Representative Segawa, seconded by Representative Marumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m., tomorrow, Wednesday, March 16, 1983.

THIRTY-FIFTH DAY

Wednesday, March 16, 1983

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Chaplain Albert C. Skinner of Schofield Barracks, after which the Roll was called showing all members present.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Fourth Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 70 to 90) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 70) transmitting Senate Bill No. 80, SD 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILES", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 71) transmitting Senate Bill No. 89, entitled: "A BILL FOR AN ACT RELATING TO THE STATE IMMIGRANT SERVICES CENTER", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 72) transmitting Senate Bill No. 179, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE BROKERS AND SOLICITORS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 73) transmitting Senate Bill No. 215, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE REGISTRATION OF AIRCRAFT", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 74) transmitting Senate Bill No. 222, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SALES AND TRANSFERS OF

REAL PROPERTY SITUATED IN FLOOD AREAS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 75) transmitting Senate Bill No. 242, entitled: "A BILL FOR AN ACT RELATING TO PILOTAGE", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 76) transmitting Senate Bill No. 247, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE AND COLLECTION SERVICING AGENTS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 77) transmitting Senate Bill No. 302, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 78) transmitting Senate Bill No. 305, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BICYCLES", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 79) transmitting Senate Bill No. 328, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 80) transmitting Senate Bill No. 343, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 81) transmitting Senate Bill No. 362, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT PROGRAM OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate

transmitting Senate Bill No. 389, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER RESTRAINT", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 83) transmitting Senate Bill No. 519, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 84) transmitting Senate Bill No. 676, SD 1, entitled: "A BILL FOR AN ACT AMENDING SECTION 46-6, HAWAII REVISED STATUTES, RELATING TO PARKS AND PLAYGROUNDS FOR SUBDIVISIONS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 85) transmitting Senate Bill No. 804, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION OF INSTREAM USES OF WATER", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 86) transmitting Senate Bill No. 822, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEVELOPMENTAL DISABILITIES COUNCIL", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 87) transmitting Senate Bill No. 839, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 88) transmitting Senate Bill No. 891, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PAYMENT OF NEGOTIATED SETTLEMENT BETWEEN RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII AND HAWAIIAN DREDGING AND CONSTRUCTION COMPANY", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 89) transmitting

Senate Bill No. 941, entitled: "A BILL FOR AN ACT RELATING TO USE TAX OVERPAYMENTS BY GENERAL MOTORS DEALERSHIPS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

A communication from the Senate (Sen. Com. No. 90) transmitting Senate Bill No. 1187, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS", which passed Third Reading in the Senate on March 14, 1983, was placed on file.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, S.B. Nos. 80, SD 1; 89; 179, SD 1; 215, SD 2; 222, SD 1; 242; 247, SD 1; 302, SD 1; 305, SD 1; 328, SD 1; 343, SD 1; 362, SD 1; 389, SD 1; 519; 676, SD 1; 804; 822, SD 1; 839, SD 2; 891, SD 2; 941; and 1187 passed First Reading by title and further action was deferred.

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

Representative Takamine introduced the second group of students in the Legislative Experience Program from the Big Island, as follows: Teresa Garcia, Kelly Ignacio, Buddy Jah and John Kai from Honokaa; Gary Nako, Sam Acacio, Penny Luke and George Pascual from Kohala; Leatrice Higa, Gayle Machida and Monica Cardoza from Laupahoehoe; Carl Miura, Erleina Banquil, Roxanne Burton and Stephanie Wright from Pahoia; and Adrienne Mizoshiri, Neal Saplan, Kristine Ching, John Wolverton and Shan Nakamoto from Konawaena. They were accompanied by student coordinators, Luann Aki (Hilo High); Lorna Kinoshita and Whitney Jenkins (Waiakea High); Mrs. Netlie Yokoyama, faculty adviser (Waiakea High); and Wallace Aki, district adviser.

Representative Morgado introduced Rebecca Matsuura, a student from Highlands Elementary School. She was accompanied by her parents, Mr. and Mrs. Michael Matsuura; her brother, Travis; and her grandmother, Mrs. Gladys Hironaka.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following Senate Bills were disposed of as follows:

<u>S.B. Nos.</u>	<u>Referred to:</u>
6	Committee on Judiciary,

	then to the Committee on Finance		Protection and Commerce
21	Committee on Consumer Protection and Commerce, then to the Committee on Finance	290	Committee on Judiciary
30	Committee on Finance	292	Committee on Judiciary
41	Committee on Consumer Protection and Commerce	363	Jointly to the Committees on Public Employment and Government Operations and Ocean and Marine Resources
79	Committee on Judiciary, then to the Committee on Finance	366	Committee on Transportation, then to the Committee on Finance
117	Committee on Public Employment and Government Operations, then to the Committee on Finance	438	Committee on Consumer Protection and Commerce, then to the Committee on Finance
133	Jointly to the Committees on Energy, Ecology and Environmental Protection and Ocean and Marine Resources	448	Committee on Judiciary
134	Committee on Water, Land Use, Development and Hawaiian Affairs	480	Committee on Judiciary
139	Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance	481	Committee on Judiciary
147	Committee on Public Employment and Government Operations, then to the Committee on Finance	492	Committee on Judiciary, then to the Committee on Finance
149	Committee on Public Employment and Government Operations, then to the Committee on Finance	498	Committee on Judiciary
150	Committee on Public Employment and Government Operations, then to the Committee on Finance	502	Committee on Finance
178	Committee on Consumer Protection and Commerce	507	Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
180	Committee on Consumer Protection and Commerce	509	Committee on Public Employment and Government Operations
181	Committee on Consumer Protection and Commerce	511	Committee on Public Employment and Government Operations
182	Committee on Consumer Protection and Commerce	520	Committee on Housing, then to the Committee on Finance
185	Committee on Consumer Protection and Commerce	525	Jointly to the Committees on Transportation and Consumer Protection and Commerce
192	Committee on Consumer Protection and Commerce	556	Committee on Consumer Protection and Commerce, then to the Committee on Finance
203	Committee on Human Services, then to the Committee on Finance	618	Committee on Water, Land Use, Development and Hawaiian Affairs
254	Committee on Housing	627	Committee on Judiciary
255	Committee on Judiciary	650	Committee on Agriculture, then to the Committee on Finance
288	Committee on Consumer	670	Committee on Health, then to the Committee on Finance
		722	Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
		723	Committee on Transportation,

- then to the Committee on Finance
- 735 Committee on Consumer Protection and Commerce
- 791 Committee on Consumer Protection and Commerce
- 920 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 971 Jointly to the Committees on Housing and Public Employment and Government Operations, then to the Committee on Finance
- 1045 Committee on Education, then to the Committee on Finance
- 1105 Committee on Transportation
- 1152 Committee on Judiciary, then to the Committee on Finance
- 1175 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1186 Committee on Judiciary
- 1259 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1261 Jointly to the Committees on Higher Education and the Arts and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1292 Committee on Finance
- 1294 Committee on Finance
- 316 Committee on Judiciary
- 317 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Energy, Ecology and Environmental Protection, then to the Committee on Finance
- 318 Committee on Transportation, then to the Committee on Finance
- 319 Committee on Judiciary, then to the Committee on Legislative Management
- 320 Jointly to the Committees on Energy, Ecology and Environmental Protection and Tourism, then to the Committee on Finance
- 321 Committee on Health
- 322 Jointly to the Committees on Education and Corrections and Rehabilitation, then to the Committee on Finance
- 323 Jointly to the Committees on Education and Health, then to the Committee on Finance
- 324 Committee on Agriculture, then to the Committee on Finance
- 325 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 326 Committee on Higher Education and the Arts, then to the Committee on Finance
- 329 Committee on Judiciary
- 330 Committee on Judiciary, then to the Committee on Finance

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 311 and 312, 314 to 326, 329 to 337, 339, 341 to 350 and 352) and concurrent resolutions (H.C.R. Nos. 118 to 142) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
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| 311 | Committee on Health, then to the Committee on Finance | 331 | Committee on Education, then to the Committee on Finance |
| 312 | Committee on Higher Education and the Arts, then to the Committee on Finance | 332 | Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance |
| 314 | Committee on Judiciary, then to the Committee on Finance | 333 | Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance |
| 315 | Committee on Judiciary | 334 | Jointly to the Committees on Higher Education and the Arts and Education, then to the Committee on Finance |
| | | 335 | Committee on Education, then to the Committee on Finance |
| | | 336 | Jointly to the Committees on Higher Education and the Arts |

- and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 337 Committee on Education, then to the Committee on Finance
- 339 Committee on Education, then to the Committee on Finance
- 341 Committee on Education, then to the Committee on Finance
- 342 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 343 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 344 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 345 Committee on Transportation, then to the Committee on Finance
- 346 Committee on Education, then to the Committee on Finance
- 347 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 348 Committee on Health
- 349 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Energy, Ecology and Environmental Protection, then to the Committee on Legislative Management
- 350 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 352 Committee on Education, then to the Committee on Finance
- H.C.R. Nos.
- 118 Committee on Higher Education and the Arts, then to the Committee on Finance
- 119 Committee on Judiciary
- 120 Committee on Judiciary
- 121 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Energy, Ecology and Environmental Protection
- 122 Committee on Transportation, then to the Committee on Finance
- 123 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 124 Committee on Judiciary, then to the Committee on Finance
- 125 Committee on Higher Education and the Arts, then to the Committee on Finance
- 126 Committee on Judiciary
- 127 Committee on Education, then to the Committee on Finance
- 128 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 129 Committee on Water, Land Use, Development and Hawaiian Affairs, then to Committee on Finance
- 130 Committee on Education, then to the Committee on Finance
- 131 Jointly to the Committees on Higher Education and the Arts and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 132 Committee on Ocean and Marine Resources, then to the Committee on Finance
- 133 Committee on Education, then to the Committee on Finance
- 134 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 135 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 136 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 137 Committee on Transportation, then to the Committee on Finance
- 138 Committee on Agriculture, then to the Committee on Finance
- 139 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 140 Committee on Health
- 141 Jointly to the Committees on Water, Land Use, Development

and Hawaiian Affairs and Energy, Ecology and Environmental Protection, then to the Committee on Legislative Management

142 Committee on Education, then to the Committee on Finance

COMMITTEE REASSIGNMENT

H.C.R. No. 114 was re-referred to the Committee on Consumer Protection and Commerce, then to the Committee on Finance.

SUSPENSION OF RULES

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar.

UNFINISHED BUSINESS

Stand. Com. Rep. No. 550 on H.B. No. 1362, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, Stand. Com. Rep. No. 550 and H.B. No. 1362, HD 1, were recommitted to the Committee on Finance.

Stand. Com. Rep. No. 386 on H.B. No. 144, HD 1:

Representative Stanley moved that the report of the Committee be adopted and H.B. No. 144, HD 1, having been read throughout, pass Third Reading, seconded by Representative Tom.

Representative Menor then rose and stated:

"Mr. Speaker, I just want to, for the record of the House Journal, that my vote be recorded as being an affirmative vote with reservations, given the fact that I believe that this particular bill, House Bill 144, House draft 1, will be in conflict with Section 352 of the Hawaii Revised Statutes and the Child Protective Act that we have just passed, but I am positive that we can resolve this one just passed out of this particular body."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B.

No. 144, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RETENTION OF JURISDICTION", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 577 on H.B. No. 1237:

Representative Kiyabu requested that action be deferred to the end of the calendar and the Chair, noting that there were no objections, "so ordered."

Stand. Com. Rep. No. 589 on H.B. No. 387, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 387, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Kim then rose and requested that her remarks, in favor of the bill with reservations, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Kim's remarks are as follows:

"Mr. Speaker, I rise to speak in support of House Bill No. 387, House Draft 2, with reservations.

Mr. Speaker, the courts have labored under a voluminous workload, a condition which, if left unaddressed, could threaten the quality of justice served in our State. The Judiciary budget which we have before us provides funds and positions to meet this workload, and I am in full support of this bill in that regard.

However, there are appropriations contained in this budget which disturb me, items which I cannot support funding during this time of extreme fiscal austerity. First, this budget includes \$20,000 in planning funds for fiscal year 1983-1984 for the construction of a training facility for the Office of the Sheriff. I've questioned Judiciary officials but have yet to receive a satisfactory explanation of why this facility is needed. For what purpose do State sheriffs need a specialized training facility, a project which the previous Legislature last year sunk \$200,000 into and which we are about to sink \$20,000 more? Are we intending to turn the sheriffs into another arm of law enforcement?

Second, this budget also provides about \$9,000 a year in fees for the use of the Armed Services YMCA exercise facilities, again for the benefit of the State sheriffs. This item has already been held up by the media for public scrutiny, and I believe for good reason. This session, we have agonized over making severe budget cuts in vital State programs, cuts which have enormous consequences for the poor and physically dependent people of the State, cuts which have even threatened the closing of our schools. In the midst of our deliberations on these critical concerns, we have somehow allowed a budget item for exercise facilities to slip through. Are we saying to the people of Hawaii that these exercise facilities have equal priority with the problems of our schools or with the desperate social service needs of our State? I realize that this requested appropriation is not terribly large. However, given the painful sacrifices that so many of our people have been asked to make, how can we in good conscience justify the use of precious public resources for this kind of purpose? How can we offer public support for items like this which surely do not meet a rigorous standard of need, a standard that we have not feared to apply to education and human services?

Mr. Speaker, I will vote for passage of this budget because I believe that, overall, our judicial system does require the funding support contained in this bill. However, Mr. Speaker, I feel I must alert the members of this House to those items which, as a dispassionate and balanced review will attest, clearly do not deserve the public's money. In the interest of our responsibilities as stewards of the public's trust, I urge my colleagues to give more critical and intensive scrutiny to the fiscal matters before us and to question those measures that merit, in fact, invite questioning.

Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 387, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Rohlfling voting no.

The Chair directed the Clerk to note that H.B. Nos. 144 and 387

had passed Third Reading at 11:55 o'clock p.m.

Stand. Com. Rep. No. 590 on H.B. No. 702, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 702, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Wong then rose and requested that her remarks, in favor of the bill with reservations, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Wong's remarks are as follows:

"Mr. Speaker, I rise to speak in favor of House Bill 702, House Draft 2, relating to the Office of Hawaiian Affairs, with reservations.

I would like to address the two major policy issues I believe are at the heart of the appropriation question in this bill: Lump sum versus program appropriations, and the question of matching requirements between general fund appropriations and trust fund receipts for operating costs.

Lump sum funding for the Office of Hawaiian Affairs began with the 1980 legislative session. And OHA is the only State institution established through enabling legislation, that we do not fund by program areas. This poses a number of problems: In the current atmosphere of program funding, I believe lump sum appropriation is more vulnerable--as we have seen happen with the OHA budget this year-- simply because it is outside of the mainstream. In addition, it has proven to be nearly impossible to keep the concept of lump sum funding 'clean.'

On the one hand, we say we will give OHA a certain amount of money to be used as they see fit. On the other hand, when we look at OHA's budget request for the coming biennium, we consider such facts as vacant positions; we subtract one-time appropriations; stipulate service levels and demand a one for one match, which must come from the trust fund monies. This is not my definition of lump sum. This is a hybridization that combines the worst of lump sum and program funding--and only serves to confuse.

We have often heard debate on this floor about the importance of continuity

and parity in our legislative actions. I am advocating the same for the Office of Hawaiian Affairs.

I believe the only equitable way to deal with appropriations to OHA is through program funding, as we do with all other areas. Under the current system, we express unhappiness with OHA's plans and accomplishments, but give no direction. This is avoidance of our responsibilities. As legislators, we are setting policy with every dollar we appropriate. To do so on a lump sum basis, is not in the best interests of any of our constituents, whether recipients of OHA services or not.

The beneficiaries of the Office of Hawaiian Affairs are citizens of the State of Hawaii, and as such have access to all the programs and services the State offers. If we want to diffuse the competition and avoid duplications in these varied programs, it is important that we do our best to insure an equitable deliverance of these services to all, including Hawaiians and native Hawaiians.

It is, therefore, our urgent responsibility to address our present and past problems in dealing with the Office of Hawaiian Affairs, and clarify the roles of these two bodies."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 702, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 702 had passed Third Reading at 11:56 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the following resolutions (H.R. Nos. 356 and 357) were adopted:

A resolution (H.R. No. 356) congratulating the McKinley High School Concert Band on its goodwill tour to the People's Republic of China and Japan was jointly offered by Representatives Hashimoto, Kiyabu, Hirono, Stanley, Hagino, Blair and Dang.

A resolution (H.R. No. 357) congratulating Bobby Au, University High School coach, on being named Coach of

the Year was jointly offered by Representatives Kim, Graulky, Albano, Anderson, Andrews, Apo, Baker, Blair, Bunda, Chun, Crozier, Dang, Hagino, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Jones, Kawakami, Kihano, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Say, Segawa, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Tom, Tungpalan, Wong, Yoshimura and Peters.

By unanimous consent, the following resolutions (H.R. Nos. 353 to 355 and 358 to 361) and concurrent resolutions (H.C.R. Nos. 143 to 146) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 353) requesting a review of laws governing agricultural leases made to individual farmer-tenants by private landowners was jointly offered by Representatives Levin, Baker, Bunda, Chun, Hashimoto, Isbell, Lardizabal, Nakata, Say, Takamine, Tam, Taniguchi, Wong and Yoshimura.

A resolution (H.R. No. 354) requesting the exemption of guide dogs from the animal quarantine rules was offered by Representative Takamine.

A resolution (H.R. No. 355) urging the State Health Planning and Development Agency to adopt a stringent new policy for reviewing and approving certificates of need for additional acute care beds was offered by Representative Baker.

A resolution (H.R. No. 358) requesting a feasibility study on the establishment of a State agricultural loan program for large agricultural industries was jointly offered by Representatives Takamine, Albano, Anderson, Andrews, Apo, Bunda, Chun, Crozier, Dang, Hashimoto, Hayes, Hee, Isbell, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Rohlfling, Say, Shito, Souki, Stanley, Tam, Taniguchi, Wong and Yoshimura.

A resolution (H.R. No. 359) requesting a study on the feasibility of establishing a special program to protect the beef cattle industry in Hawaii was jointly offered by Representatives Takamine, Albano, Anderson, Andrews, Apo, Baker, Bunda, Chun, Crozier, Dang, Hayes, Hee, Jones, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Leong, Matsuura, Medeiros, Menor, Morgado, Nakata, Okamura, Rohlfling, Say, Shito, Souki, Stanley, Tam, Taniguchi, Wong and Yoshimura.

A resolution (H.R. No. 360) requesting a study on the feasibility of a public employees' leave without pay program to provide funds for the prevention of child abuse and neglect was jointly offered by Representatives Ige and Leong.

A resolution (H.R. No. 361) requesting the House Committee on Health to conduct a study of a community-based mental health system was offered by Representative Baker.

A concurrent resolution (H.C.R. No. 143) requesting the exemption of guide dogs from the animal quarantine rules was offered by Representative Takamine.

A concurrent resolution (H.C.R. No. 144) urging the State Health Planning and Development Agency to adopt a stringent new policy for reviewing and approving certificates of need for additional acute care beds was offered by Representative Baker.

A concurrent resolution (H.C.R. No. 145) requesting a study on the feasibility of establishing a special program to protect the beef cattle industry in Hawaii was jointly offered by Representatives Takamine, Albano, Anderson, Andrews, Baker, Bunda, Chun, Crozier, Dang, Hayes, Hee, Jones, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Matsuura, Medeiros, Morgado, Nakasato, Nakata, Okamura, Rohlfing, Say, Shito, Souki, Stanley, Tam, Wong and Yoshimura.

A concurrent resolution (H.C.R. No. 146) requesting a feasibility study on the establishment of a State agricultural loan program for large agricultural industries was jointly offered by Representatives Takamine, Albano, Anderson, Andrews, Apo, Baker, Bunda, Chun, Crozier, Dang, Hashimoto, Hayes, Hee, Isbell, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Rohlfing, Say, Shito, Souki, Stanley, Tam, Taniguchi, Wong and Yoshimura.

THIRD READING

The following bills, which were on the calendar for Third Reading, were read throughout, and the following actions taken:

H.B. No. 1, HD 1:

Representative Kiyabu moved that H.B. No. 1, HD 1, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Kiyabu then rose to speak in favor of House Bill No. 1, House Draft 1, stating:

"Mr. Speaker, this measure represents many hours of deliberation by your Committee on Finance and reflects numerous difficult and often unpleasant decisions in the allocation of scarce resources. As you well know, the Finance Committee was faced with the dilemma of balancing competing demands for funding against an uncertain revenue picture. In trying to maintain a posture of fiscal prudence while continuing an adequate level of government services to the people of this State, your Committee adopted a conservative approach in appropriating State funds for the 1983 to 1985 biennium. As indicated in the Committee Report on the budget, current levels of government services were generally maintained and very few new programs were authorized. The decision to maintain rather than drastically reduce current service levels was based on the belief that such drastic reductions will not be necessary over the biennium.

However, please let me remind all of you that, in the event optimism is unfounded and revenues do not improve, this bill contains a provision which authorizes the Governor to make additional budget reductions as directed by the Legislature. The specifics of these reductions are still being finalized but will be inserted in the final form of this bill before it emerges from Conference Committee.

In summary, then, this budget attempts to retain essential government services at their current levels despite falling revenues. It also provides a mechanism for further budget adjustments if a shortfall in revenue collections is experienced. It is my firm belief that this is both a realistic and prudent means of addressing the very difficult choices that needed to be made in finalizing the document now before you, and I urge all members to vote 'aye'.

At this time, I would like to also thank the members of my Committee and the staff who worked very hard on this budget and that this is only half of the battle.

Thank you."

Representative Hashimoto then rose

to speak in favor of the bill, stating:

"Mr. Speaker, the House Finance Committee has worked long and hard in preparing a responsible budget, a budget that reflects a thoughtful, concerned, and positive approach in addressing the needs of our State. Chairman Kiyabu and the members of the Finance Committee, I feel, did an outstanding job in spite of the uncertain financial situation and have found ways to maximize our limited resources. I'd like to take this opportunity also to thank all the members of the House Education Committee for their diligent and creative work and for being receptive and open to new ideas. And I would also like to thank my staff who is sitting up in the gallery for all of their hard work.

At this time, I would like to highlight a portion of House Bill 1, House Draft 1, which is indicative of the kind of thoughtful, concerned and positive approach that the House has taken.

First of all, let me begin by quoting you, Mr. Speaker, during the opening session of the 1983 session. You noted and I quote: 'The encouragement of long-term business investment in our State requires our commitment to the development of our greatest resource. Even in this cost-conscious time, money spent on human capital is the single most important investment we can make. All the programs and proposed economic alternatives are worthless if tomorrow's citizen is not prepared to handle the often disruptive economic changes which are occurring at an ever-increasing rate. Therefore, we must invest now in our human resources. From comprehensive computer training in our public schools to training and re-training our current workforce and those who are unemployed, our preparation for tomorrow begins today.'

Your Committee has taken the challenge offered by you, Mr. Speaker, to ensure that 'our preparation for tomorrow begins today,' and we looked to your further concern that there be 'comprehensive computer training in our public schools.' Your Committee began with a study of the 'Goals and Objectives of the Hawaii State Board of Education or the Eighties' and found that the Board is, indeed, committed to ensuring that the school curriculum adapts to the changing society, and that the Board is committed to computers

in education.

Given the Board of Education's goals and objectives, your Committee then reviewed the Department of Education's plan for Computers in Education, but found that the plan did not contain the level of detail, the level of analyses, and the detailed implementation guidelines which would be sufficient to foster confidence in the plan, and thereby, resulted in funding by the Legislature. However, your Committee was also so deeply concerned that those individuals currently leaving our public schools have at least some knowledge of the computer and its capabilities, that it has taken action and funded the Exploratory Computer Awareness Interim Program (ECAIP).

The intent of ECAIP is to initiate an introductory computer literacy course for all seniors, in all high schools in the State, beginning in the fall of 1983. ECAIP assumes that it is desirable to start offering hands-on computer education to all graduating seniors because they are closer to entering either the workworld or taking on higher education; both of these areas having computers already strongly integrated into their systems. It further assumes that, while ECAIP is in progress, the Department of Education will be provided the additional time to address the concerns expressed by the Legislature regarding the inadequacies of the current plan for Computers in Education. Finally, the Exploratory Computer Awareness Interim Program assumes that it is, as its name implies, interim in nature and will be terminated when the Department's master plan for Computers in Education is capable of instilling sufficient confidence within the Legislature to justify an appropriation for the program.

Given that our educational system should be both the mirror which reflects our present society and the molding force behind our future societies, your Committee is deeply disturbed to find such inadequacies in the Department's plan for Computers in Education. However, we believe that the actions taken in funding the interim measure, ECAIP, will allow the Department sufficient time to correct the inadequacies, while ensuring that those students who are currently enrolled in our public schools are not denied, at the very least, an introduction to this 'basic skill' of modern life.

Therefore, Mr. Speaker, I would urge my fellow colleagues to give our children, the children of Hawaii, the opportunity to grow, to experience,

and to provide them with the tools by which to continue to make Hawaii a very special place.

I urge all my fellow members to vote 'aye' on House Bill 1, House Draft 1.

Thank you, Mr. Speaker."

Representative Menor then rose and stated:

"Mr. Speaker, I would like to very briefly rise to speak in favor of House Bill 1, over the expression of some reservations about a very small portion of the budget that causes me some concern.

I would like to reecho Representative Hashimoto's statement that the budget is a very extremely well fashioned one, in light of tight economic times, and the Finance Committee is to be applauded for that, which means that what I am about to say, in terms of my reservations about this bill, is even more difficult in light of my perception about the overall budget.

The part of the budget that causes me some concern is the section that deals with the expenditure of medicaid funds for abortion. I am concerned about that because of my personal belief and I would just like to say that, perhaps if not this year but in many years to come, that perhaps many of those in this body would perhaps share some of my concerns on humanitarian grounds about abortion, to perhaps try to think about what would be the most consistent position to take on this issue, in light of the personal beliefs because I feel that if we, as legislators, or at least a few of us with old personal beliefs, that at the point of conception, there is a living being in there and that, in fact, snuffing that life out would be wrong. And I think that to take the position that it really is only a matter of personal choice that we leave it up to individuals to decide whether a particular living life in there should be snuffed out or not is an abdication of humanitarian responsibility.

It is based on that concern, and my concern about, in the future, not being wishy-washy on this particular issue, I vote with reservations on this particular bill.

Thank you very much, Mr. Speaker."

Representative Jones then rose to

speak in favor of the bill, with reservations, stating:

"I also, like Mr. Menor, appreciate the work and many hours that you, my colleagues, have put into this budget, and the staff as well, and the dedication of many of the chairmen has been a real example to me as a freshman. Therefore, I will support this budget with the exact same, deep reservation of Representative Menor.

This morning, in the process of looking over the medicaid budget for 1983-84 and having seen where some of the \$24 million in cuts have taken place, I am shocked at that while we are cutting back vital dental and vision services for the poor elderly, and cutting back severely State Hospital funding, I find we have an annual average increase of 32 percent in the State funding of abortion for 1983 to 1985, over 1982-83, going from \$1.1 million in 1982-83 to \$1.5 million in 1983-84 and \$1.7 million in 1984-85, and this causes me great alarm, Mr. Speaker.

Several years ago, when this issue came before the public, we always heard a lot of rhetoric and I have to admit that I tended to go along with the crowd. However, after I began to investigate for myself the real facts behind the rhetoric, I came to the conclusion that this public policy is not in the public's best interest.

There is the argument that medicaid eligible women who live in a state where they cannot get funding for abortions might try to do these abortions themselves or to go to an unlicensed practitioner. That hard reality is, Mr. Speaker, that a study was done by the Center for Disease Control via a hospital surveillance project in thirteen states and the District of Columbia, where no abortions are tax supported, over a period of eight months, to see if abortion related medical complications increased. The study concluded, 'No increase was noted supporting the inference that medicaid eligible women were not choosing self-induced or non-physician induced abortions to any large extent.'

One more example of the rhetoric is that lack of abortion funding for poor women would mean a greater burden on the state budget in the long run. This statement is completely contradicted by the fact that, according to the Department of Social Services and Housing, the overwhelming majority of welfare recipients in our State are on the welfare rolls for less than two years. Therefore, any children they

have are not going to be on the welfare rolls for a lifetime, but rather, a very short time and alive.

There is also a great rhetoric given that taking away welfare abortion money will increase child abuse. An on-going study at USC produced scientific results that show directly the opposite. Ninety-one percent of abused children had parents who had planned for them. In fact, a number of doctors in our own State think that because of the cheapening of human life by this public policy, child abuse has increased. Child abuse in Hawaii has nearly tripled since 1970 when abortion became legal.

One more very important point to ponder is evidence that infers the serious decline in the growth of our Hawaiian and part-Hawaiian population in our State could be partially attributed to the funding of abortion by taxpayers' dollars.

Mr. Speaker, as you know, the issue that I am addressing this morning is not the choice of the women, but it is the State policy of using taxpayers' dollars to fund abortion. The U.S. Supreme Court ruling of *Harris vs. McCrey*, June 30, 1980, clearly states that states can deny funding of abortion. Thirty-six other states in our union have agreed to change this public policy and no longer fund abortions. Hundreds of thousands of our citizens in this State did not want to see their tax dollars used for what they believe is a violation of their conscience and the taking of human life.

Therefore, Mr. Speaker, in closing, I want to strongly encourage my colleagues that as we look forward to the 1984 time together, that we seriously reconsider re-directing our medicaid funds toward the preservation of life, especially those who are our frail, elderly, handicapped and our abused.

Thank you very much, Mr. Speaker."

Representative Anderson then rose to speak in favor of the bill, stating:

"Mr. Speaker, I believe that if we didn't have certain provisions in our laws, our cost could be much higher. With all the research that I have done, I have to agree with the chairman one hundred percent. And for that reason, without a long, lengthy speech, I would like to

have his words inserted in the Journal as my own, please."

Representative Hirono then rose and stated:

"Mr. Speaker, I rise to speak in favor of House Bill 1, House Draft 1, in particular with regard to the funding of abortion.

I realize that many of my colleagues here have grave concerns about this funding. However, a woman's right to make reproductive decisions is a fundamental right rooted in the constitutional right to privacy. If we denied funding of abortion, we would be saying that only a certain economic class of women -- those who can afford to pay -- will be able to exercise this fundamental right. By denying funding, we are going backwards in our goal to protect the fundamental rights of all our citizens. This extends to providing the means to exercise that right. We do this in other instances. For example, we fund the Legal Aid and the Public Defenders Office so that people who otherwise would not be able to afford to, will have access to and representation in our judicial system.

I would like to reiterate that what we are talking about here is a fundamental right. We are not talking about any so-called 'right' to drive a Cadillac or anything of that sort because there is no such right. We are talking about a woman's fundamental right to make reproductive decisions.

I urge all my colleagues to vote 'yes' on this bill."

Representative Rohlfing then rose and stated:

"Mr. Speaker, very briefly and in general and not with respect to any specific items in the budget, I would like to note that I am speaking in favor of the budget, and like probably every person in this room, we very much have some reservations or area that we are concerned about in this budget as it presently exists. The legislative process being what it is, this budget has to pass and go over and be considered by the other body and go through the process of the Conference Committee and come back. So, there still is time for input by members of this body and from the community at large. Accordingly, it is time to move ahead with the budget.

This is a time of adjustment, not only for us as a State but, I think, every state and the county governments

throughout the country to what is to be done with many of the problems that we have assumed in the past would be taken care of either in the old days, by private industries or private institutions and later, in many cases, by the Federal government. I think the process is sometimes . . . well, what is happening is to put more responsibility on the members of this body and the one across the hall than has existed in the past. And it makes it doubly difficult to deal with these decisions because the priorities are more and more being established here, back home in the state, and as a member of the Republican party, I believe that that is something that is desirable, and that we have to make those decisions here at home and it would probably be better made here with respect to our problems than made in Washington.

So, with the difficulties of dealing with these subjects, I particularly wish to commend the Chairman of the Finance Committee, Vice Chairman, and the members of the Committee, including our membership from the Minority group, for the hard work that they have put in in working on this budget and bringing it to this point so that we can go on and take more input and try to refine this into a workable document for the benefit of the citizens of our State.

Again, thank you, Mr. Speaker, and I hope we will have a strong vote for this budget.

Thank you."

Representative Segawa then rose and requested that the comments of Representatives Menor and Jones be inserted into the Journal as his own, and the Chair, noting that there were no objections, "so ordered." (By reference only)

Representative Andrews then rose to speak in favor of the bill, with reservations, stating:

"Mr. Speaker, like the previous speakers, I, too, have reservations regarding the amounts placed in the DSSH budget for abortions. It is not a subject I would like to discuss or debate about as I know many of you don't either, so I won't belabor the point. But in light of the many cuts we have given to other social agencies and the needs of these people, I really feel that this money could have been spent better in other areas.

Thank you, Mr. Speaker."

Representative Lardizabal then rose and requested that the words of Representatives Jones and Menor be inserted into the Journal as his own, and the Chair, noting that there were no objections, "so ordered." (By reference only)

Representative Stanley then requested that the remarks of Representative Hirono be inserted into the Journal as her own, and the Chair, noting that there were no objections, "so ordered." (By reference only)

Representative Honda then rose and requested that his remarks, in favor of House Bill No. 1, House Draft 1, be inserted into the Journal, and the Chair, noting that there were no objections, "so ordered."

Representative Honda's remarks are as follows:

"Mr. Speaker, I rise to speak in favor of House Bill No. 1, House Draft 1.

Mr. Speaker, my comments focus on the appropriation for the Halawa Medium Security Facility. We all know that the prison population has increased so dramatically in our corrections system that it has literally doubled over the past four years -- Oahu Community Correctional Center, which was designed in 1975 to house 276 inmates, now holds approximately 1000 male offenders. We know about contingency efforts to temporarily stretch OCCC's capacity to the present 642 bed level -- by renovating the old cell block and administration buildings which were planned to be demolished. All female inmates were moved to the grounds of the Youth Facility to make room for male inmates. OCCC is the only large prison in the State. All other correctional facilities have capacities of less than 100, but whatever the size of the facility, the crowding crisis is the same throughout the State.

Mr. Speaker, we must realize, by now, that piecemeal adding on is not, and cannot be the answer. This rising population within our prison walls cannot be met by half-measures such as those attempted to date.

The simple truth of our prison population dilemma is that we send more people to prison each year than we let out -- 160 additional offenders a year is the alarming rate of growth. The current statewide population has passed 1300, while the total statewide capacity of the corrections system today is only

874. Based upon the present trend of incarceration, the total prison population in the State is projected to exceed 1800 by 1986.

We can see on the basis of numbers alone, that we are in a crisis situation and that we need to move if we want the critically important Medium Security Facility in place and operating by 1986.

Alternatives have been explored in search of less expensive answers, but no alternative is immediate enough and secure enough to provide adequate space and to operate economically. The alternatives considered included:

1. Re-opening of the old Olinda Honor Camp.
2. Converting an inactive Nike missile site.
3. Construction of pre-fabricated type buildings.
4. Converting inactive Navy ships.

A Medium Security Facility requires tough internal and external security standards to confine violent offenders, and sufficient program areas for long term commitments. Mr. Speaker, the proposed Medium Security Facility project is not just a response to crisis. It is extremely well designed to securely house long term and violent prisoners. It is this type of facility that we need most of all in our array of correctional institutions because most of our felons in prison fall in the category of violent offenders.

There is no question that the proposed Medium Security Facility carries a big price tag. Its design affords excellent security safeguards and operating economies that mean savings in the long run. Natural ventilation of the residential modules, instead of air conditioning, will accrue substantial benefits over the next ten, twenty and fifty years of operation.

A justification for support of this project, which is of particular significance to us in the Legislature, is that it is our responsibility to see that the facilities to which we commit men and women offenders, whether for a year or for the rest of their lives, are adequate. We need to know that these facilities are secure enough to ensure protection of society from those confined within. We are required by State and federal statutes to insure that they are safe

and healthful facilities for all inmates and staff. We are also obligated to see that the offenders are assisted in their re-direction so they will come out of prison no worse than when they entered and, hopefully, much more law abiding and responsible.

I wish to remind this legislative body of our common responsibility and to stress the seriousness of the overcrowded conditions. Yes, we need to review the entire criminal justice structure to see just where, at what points, offenders can be diverted into more effective alternative programs than incarceration. All this will take time: Considering alternatives, amending laws and developing new programs. It is right now that we need to take positive action to relieve the population pressures in prison.

Mr. Speaker, there are many worthy CIP projects that need consideration with today's severely limited resources, however, in good conscience, I have to say that the Medium Security Facility construction project is the most critical. I wish to commend the members of the Committees on Corrections and Rehabilitation and Finance for keeping in mind the responsibility and obligation of government, in an attempt to relieve the explosive situation behind the prison walls and to insure our citizens a safe Hawaii."

Representative Chun then rose and requested that the remarks of Representative Hirono be inserted into the Journal as her own, and the Chair, noting that there were no objections, "so ordered." (By reference only)

Representative Crozier then rose and requested that his vote be recorded "with reservations" and that the remarks of Representatives Menor and Jones be inserted into the Journal as his own, and the Chair, noting that there were no objections, "so ordered."

Representative Marumoto then rose and requested that her remarks, in favor of House Bill No. 1, House Draft 1, with reservations, be inserted into the Journal, and the Chair, noting that there were no objections, "so ordered."

Representative Marumoto's remarks are as follows:

"Mr. Speaker, I rise to speak in favor of the budget, with reservations. I would like to confine my remarks to two areas addressed by the budget before us.

I am pleased that money has been appropriated for computer education and I commend the Chairman of the Education Committee for her hard work and foresight in this area. I am concerned, however, that while we are giving our high school seniors the necessary cursory exposure to computers to meet their immediate needs, we must also provide training to our teachers. Teacher training is essential, or all our good intentions and good dollars will be for naught. Teacher training in computer education needs to go beyond the mere operational level. There must be comprehensive training. If we are committed to establishing a quality computer education program in our schools then we must back this commitment by appropriating teacher training money to the College of Education who has been involved with computer education curriculum development or to other appropriate programs to guarantee quality preservice and inservice teacher training in computers. We must keep after the Department of Education to see that they indeed come up with a comprehensive plan for computer education and the so essential accompanying teacher training.

The second area of the budget that I would like to speak to is the money being expended to provide for State funded abortion. I strongly support this appropriation. Although citizens may be philosophically opposed to any number of areas which are supported by State funds, we, as responsible legislators, need to design a budget which will be in the best interest of society as a whole. Furthermore, it is unjust for a small group of individuals to impose their beliefs on the rest of society. All women should have the basic right of reproductive choice. We cannot sacrifice such a basic right to monetary considerations."

The motion was put by the Chair and carried, and H.B. No. 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 1 had passed Third Reading at 12:17 o'clock p.m.

At 12:19 o'clock p.m., the House of Representatives stood in recess until 5:00 o'clock p.m. this evening.

EVENING SESSION

The House of Representatives reconvened at 5:15 o'clock p.m.

THIRD READING

The following bills, which were on the calendar for Third Reading, were read throughout and the following actions taken:

H.B. No. 187, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 187, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY", passed Third Reading by a vote of 51 ayes.

H.B. No. 579, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 579, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNAUTHORIZED USE OF LAW ENFORCEMENT SYMBOLS", passed Third Reading by a vote of 51 ayes.

H.B. No. 353, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 353, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DANGEROUS INSTRUMENTS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 187, 579 and 353 had passed Third Reading at 5:16 o'clock p.m.

H.B. No. 1153, HD 1:

On motion by Representative Stanley, seconded by Representative Baker and carried, H.B. No. 1153, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Third Reading by a vote of 51 ayes.

H.B. No. 538, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 538, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMITATION CONTROLLED SUBSTANCE", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1153 and 538 had passed Third Reading at 5:17 o'clock p.m.

H.B. No. 917, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 917, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS", was recommitted to the Committee on Judiciary "because a companion Senate Bill has come over."

H.B. No. 1531, HD 1:

Representative Tungpalan moved that H.B. No. 1531, HD 1, having been read throughout, pass Third Reading, seconded by Representative Levin.

Representative Marumoto then rose to speak in favor of the bill, with reservations, stating:

"Mr. Speaker, I do have some grave reservations on this measure. I firmly believe that something must be done to harness the runaway costs of workers' compensation insurance. Unless the moratorium called for in this bill is accompanied by a comprehensive study of workers' compensation and all the factors affecting its cost, the results in 1985 will just be higher rates for insurance.

This study must include a thorough look at Hawaii's present workers' compensation law and especially the so-called presumptive clause. As you know, I have introduced legislation on this subject in this session as well as several times in the past. Presently, the employer must prove 'beyond reasonable doubt,' (the same proof that is required in criminal trials), that the claim should not be paid. Many experts on workers' compensation have repeatedly pointed out that this provision in the law, and the courts' liberal interpretation of it, is one of the principal reasons for the frequency of claims and the high cost of workers' compensation in Hawaii.

I do not wish to deny benefits to any employee with a legitimate claim, but I do want to make sure those benefits are adequate and made in a timely manner. If we do not take action now to correct

the problems presently existing within the system, these considerations may be in jeopardy.

Thank you."

Representative Albano then rose and requested that his remarks, in favor of the bill, with reservations, be inserted into the Journal, and the Chair, noting that there were no objections, "so ordered."

Representative Albano's remarks are as follows:

"Mr. Speaker, I rise to speak in favor of this bill, with reservations.

Mr. Speaker, in the course of a public hearing held on this bill and meeting we had with knowledgeable people on the subject matter, I learned and found out that several factors contributed and will continue to contribute to the increase of workers' compensation costs. To allow those factors or reasons to continue to exist and not dealing with them before we adopt this piece of legislation will not result in what we want to accomplish.

This bill is like a band-aid wrapped on a wounded finger without medicine and after removing the band-aid a few days later only to find out that the wound worsened and became harder to heal. It is in this light that I envision this bill, Mr. Speaker, that, come January 1st, 1985, the problem in workers' compensation will be more than compounded, and as a consequence, the small businesses will be hurt more. This, Mr. Speaker, more than anything else, concerns me for it is in my humble opinion that this bill will not invigorate small business establishments. This bill is like putting the cart before the horse.

Thank you, Mr. Speaker."

Representative Ikeda then rose to speak in favor of House Bill No. 1531, House Draft 1, with reservations, stating:

"Mr. Speaker, I certainly agree with the findings of this bill -- 'that there exists an emergency situation in the State; a situation that threatens our economic well-being. We are all well aware of the high cost of workers' compensation insurance and the impact that it has had and will continue to have on labor and business if something isn't done.

We acknowledge the fact that many businesses will close because they

are not able to absorb these added costs and still remain competitive. We are also aware of the impact that these costs have had on the consumers of this State when they have been passed on. Yet today, we are addressing this crisis situation by mandating a one year moratorium on workers' compensation premium rates. We appear to be dealing with a symptom rather than the cause of the problem and therein lie my reservations. However, Mr. Speaker, if the real purpose for this moratorium is to give us time to conduct an independent and fair study, and I stress fair, of the workers' compensation system in order to find specific problem areas which this body can address, we are already off to a good start.

But during the course of this session, we have had many hearings and discussions about the current situation and its causes. Why are costs higher in Hawaii? In general, benefit levels here are equal to or higher than benefits in other states. Our biggest problem seems to be in the area of permanent partial disability cases. While the number of cases in Hawaii represent about three percent of the total cases reported, the dollars spent in benefits equal over forty percent of losses incurred. This is because Hawaii has a combination of 'scheduled' benefits and 'whole man' benefits. As an alternative, we should look at other approaches which still satisfy the basic consonance of workers' compensation laws. Such an alternative could be the 'wage replacement' or 'wage loss' concept which retains the integrity of a true compensation system, but is more equitable in its distribution of benefits.

Several other key problem areas have also surfaced, among them, the fact that Hawaii has a very short waiting period, a presumption of compensability clause, and higher medical costs. Mr. Speaker, we must be sure that the scope of the proposed study is broad enough to encompass these problem areas and other alternative systems.

Otherwise, this study will be nothing more than a duplication of the study done in 1981 and nothing conclusive will come of it and we will have wasted a year, given rise to false hopes, and, more importantly, compounded the problems.

I will vote in favor of this bill, Mr. Speaker, only because I am

sure that it is not your intention to compound our problems or try to 'reinvent the wheel' by doing a similar study or identical study of one that has already been done. I believe that your intention is to really solve the problem and with that in mind, I will, although I have several reservations, vote in favor of the bill.

Thank you."

Representative Tungpalan then rose to speak in favor of House Bill No. 1531, House Draft 1, stating:

"Mr. Speaker, the moratorium established by this bill will give us just that -- the needed time and the chance to study workers' compensation insurance programs in a comprehensive and open manner. We will have the necessary time to examine the experience of other jurisdictions in addressing workers' compensation laws. We will also have the time to review the insurance premium rate-making process and the system for processing workers' compensation claims. We will be able to objectively study the treatment of investment income in the operations of the rate-making process for workers' compensation programs.

Mr. Speaker, I want to make it very clear that we are not singling out the insurance companies as the scapegoat. I believe that any provider of required insurance coverage should be guaranteed a fair and reasonable return on the business operations they manage, including the ability to generate surpluses earmarked for reserve or a rainy day.

However, the workers' compensation system is a multi-faceted one which does not lend itself easily to simplistic solutions. It involves many groups with diverse and often conflicting interests and will require, in the final solution, that the goodwill, cooperation and concession of all of these groups is necessary if we are to obtain the best workers' compensation system for the State of Hawaii to the benefit of the workers therein.

As such, I urge all the members of this body to give favorable consideration to this bill.

Thank you."

Representative Anderson then rose to speak in favor of the bill, with reservations, stating:

"Mr. Speaker, I think I stated the other night my reservations but, Mr.

Speaker, when you have 93 bills in the hopper pertaining to one subject matter, I think that it is the concern of all, especially when you know that it is not the business community nor the insurance companies that have asked for liberalization of our workmen's compensation laws.

It has taken us many, many years to get where we are right now, and for that reason alone, I think that the insurance resolution that we have here to do a study would have to be an open-end study to take care of every possible way that we can cut back on the high cost of workmen's compensation, not to make it a very close study where it is not going to mean too much for any of us. I am glad that we have this resolution. We haven't had it in front of us to look at, and the way it is written right now, I think that both houses are going to have to get together and make some adjustments to it. But, at least, it gives us something to look at. But when we have bill after bill, year after year, causing the rates to escalate and then turn around and blame one segment of business, I believe that this is wrong.

I am going to vote for this bill. I hope and pray that we do something with this resolution because I believe that the Chairman really, in her heart, wants to do something that is going to make it a very good study and one that we can be proud of. With that, Mr. Speaker, I will vote for it and I hope that we will do a good job.

Thank you."

Representative Segawa then rose and stated:

"Mr. Speaker, it has been reported in our daily that I own an insurance company. I do not. I would like to ask for a ruling on conflict."

The Chair ruled, "no conflict."

The motion was put by the Chair and carried, and H.B. No. 1531, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION INSURANCE", having been read throughout, passed Third Reading by a vote of 43 ayes to 8 noes, with Representatives Andrews, Bunda, Jones, Kawakami, Kiyabu, Kiyabu-Saballa, Morgado and Rohlfling voting no.

The Chair directed the Clerk to note that H.B. No. 1531 had passed Third Reading at 5:28 o'clock p.m.

H.B. No. 1528, HD 2:

On motion by Representative Tungpalan, seconded by Representative Shito and carried, H.B. No. 1528, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION INSURANCE", passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Anderson, Andrews, Ikeda, Kawakami and Segawa voting no.

The Chair directed the Clerk to note that H.B. No. 1528 had passed Third Reading at 5:29 o'clock p.m.

At 5:29 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 5:30 o'clock p.m.

COMMITTEE REFERRALS

The following Senate Bills were disposed of as follows:

<u>S.B. Nos.</u>	<u>Referred to:</u>
80	Committee on Judiciary, then to the Committee on Finance
89	Committee on Public Employment and Government Operations, then to the Committee on Finance
179	Committee on Consumer Protection and Commerce
215	Committee on Transportation, then to the Committee on Finance
222	Committee on Consumer Protection and Commerce, then to the Committee on Finance
242	Committee on Consumer Protection and Commerce
302	Committee on Human Services, then to the Committee on Finance
305	Committee on Transportation
328	Jointly to the Committees on Judiciary and Consumer Protection and Commerce
343	Committee on Public Employment and Government Operations

362 Jointly to the Committees
on Water, Land Use, Development
and Hawaiian Affairs and Judiciary,
then to the Committee on Finance

389 Jointly to the Committees
on Transportation and Judiciary

519 Committee on Public
Employment and Government
Operations, then to the Committee
on Finance

676 Committee on Water,
Land Use, Development and
Hawaiian Affairs, then to the
Committee on Finance

804 Committee on Water,
Land Use, Development and
Hawaiian Affairs

839 Committee on Public
Employment and Government
Operations, then to the Committee
on Finance

891 Jointly to the Committees
on Judiciary and Higher Education,
then to the Committee on Finance

941 Committee on Finance

1187 Committee on Judiciary

DEFERRED MATTER FROM
EARLIER ON THE CALENDAR

Stand. Com. Rep. No. 577 on H.B.
No. 1237:

On motion by Representative Kiyabu,
seconded by Representative Kawakami
and carried, the report of the Committee
was adopted and H.B. No. 1237, entitled:
"A BILL FOR AN ACT RELATING TO
BICYCLE LICENSES", having been
read throughout, passed Third Reading
by a vote of 51 ayes.

The Chair directed the Clerk to
note that H.B. No. 1237 had passed
Third Reading at 5:31 o'clock p.m.

At this time, Representative Chun,
on behalf of the members of the House,
extended birthday greetings to
Representative Kihano.

ADJOURNMENT

At 5:35 o'clock p.m., on motion
by Representative Segawa, seconded
by Representative Marumoto and carried,
the House of Representatives adjourned
until 11:30 o'clock a.m. tomorrow,
Thursday, March 17, 1983.