

TWENTY-NINTH DAY

Tuesday, March 6, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:30 o'clock a.m., with the Vice Speaker presiding.

The Divine Blessing was invoked by the Reverend Carol Song, Pastor of the Waialua United Church of Christ, after which the Roll was called showing all members present with the exception of Representatives Hagino, Hashimoto, Kiyabu, Morgado and Peters, who were 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.

By unanimous consent, reading of the Journal of the Twenty-Eighth Day was deferred.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 10) transmitting Senate Bill No. 1553-84, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 5, 1984, was read by the Clerk and was placed on file.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, S.B. No. 1553-84, SD 1, 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 Mr. Roy Damron from Kona, Hawaii.

Representative Isbell then introduced a group of 41 eighth graders from Kona -- 16 students from Hookena School and 25 students from Kealakehe School. They were accompanied by their coordinator, Miss Sue Akau; and teacher-chaperones, Mr. James Tashima, Mrs. Patricia O'Neil

and Mr. Will Murakami.

Representative Ikeda introduced a group of 42 fourth, fifth and sixth grade students from Koko Head Elementary School. They were accompanied by their teachers, Mrs. Stella Tanaka and Mrs. Irene Chang.

Representative Hayes introduced Miss Lee from Hilo "who is interested in the Sea Grant Program."

Representative Taniguchi introduced a group of foreign students in the Hawaii English Language Program. They were accompanied by their leader, Sandy Hardina.

ORDER OF THE DAY

COMMITTEE REASSIGNMENT

H.B. No. 2072-84 was re-referred jointly to the Committees on Energy, Ecology and Environmental Protection and Agriculture.

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. 185) congratulating Honolulu Advertiser editorial cartoonist Dick Adair for his most recent award was jointly offered by Representatives Chun, Anderson, Andrews, Apo, Baker, Blair, Bunda, Crozier, Dang, Grauly, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Jones, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Segawa, Tam, Taniguchi, Wong and Yoshimura and was read by the Clerk.

On motion by Representative Chun, seconded by Representative Dang and carried, H.R. No. 185 was adopted.

Representative Chun then introduced Mr. Dick Adair and Mrs. Adair to the members of the House and audience.

A red carnation lei was presented to Mr. Adair by Representative

Stanley and Representative Dang presented Mrs. Adair with a pink carnation lei. Representative Chun presented the honoree with a certified copy of the resolution.

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 to the honoree."

Upon reconvening at 11:52 o'clock a.m., the Chair directed the Clerk to note the presence of Representatives Hagino, Hashimoto, Kiyabu and Morgado.

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

H.B. No. 2160-84 on Third Reading;

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 2160-84, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Peters being excused.

The Chair directed the Clerk to note that H.B. No. 2160-84 had passed Third Reading at 11:53 o'clock a.m.

H.B. No. 2108-84, HD 1, on Third Reading:

On motion by Representative Say, seconded by Representative Matsuura and carried, H.B. No. 2108-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING REGULATIONS", having been read throughout, passed Third Reading by a vote of 43 ayes to 7 noes, with Representatives Anderson, Ikeda, Isbell, Jones, Marumoto, Medeiros and Rohlfing voting no, and Representative Peters being excused.

The Chair directed the Clerk to note that H.B. No. 2108-84 had passed Third Reading at 11:54 o'clock a.m.

STANDING COMMITTEE REPORTS

Representative Matsuura, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 265-84) recommending that H.R. No. 108 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. 108, entitled: "HOUSE RESOLUTION REQUESTING MEETINGS TO DETERMINE THE ADVISABILITY OF RESTRICTING NET FISHING IN A PORTION OF THE HARBOR AND NEARSHORE WATERS OF KAWAIHAE, HAWAII", was referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 266-84) recommending that H.R. No. 31, as amended in HD 1, be adopted.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.R. No. 31, HD 1, entitled: "HOUSE RESOLUTION REQUESTING STATEWIDE FARM ORGANIZATIONS TO PROVIDE ADVICE AND ASSISTANCE TO EXISTING AND NEW COOPERATIVES AND COMMODITY ASSOCIATIONS", was adopted.

Representatives Takamine and Nakasato, for the Committees on Agriculture and Tourism, presented a joint report (Stand. Com. Rep. No. 267-84) recommending that H.R. No. 97 be adopted.

On motion by Representative Takamine, seconded by Representative Nakasato and carried, the joint report of the Committees was adopted and H.R. No. 97, entitled: "HOUSE RESOLUTION REQUESTING CONGRESS TO ENACT APPROPRIATE LEGISLATION TO REQUIRE THE UNITED STATES DEPARTMENT OF AGRICULTURE TO CONTINUE THE FEDERAL-STATE COOPERATIVE AGREEMENT ON INTERLINE AGRICULTURAL INSPECTIONS", was adopted.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 268-84) recommending that H.B. No. 1816-84 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. 1816-84, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Okamura and Stanley, for the Committees on Energy, Ecology and Environmental Protection and Judiciary, presented a joint report (Stand. Com. Rep. No. 269-84) recommending that H.B. No. 2075-84, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B. No. 2075-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT", 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. 270-84) recommending that H.B. No. 2139-84, as amended in HD1, 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. 2139-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOORING OF COMMERCIAL CATAMARANS", 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. 271-84) recommending that H.B. No. 1637-84, 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. 1637-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Hashimoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 272-84) recommending that H.B. No.

1697-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hee and carried, the report of the Committee was adopted and H.B. No. 1697-84, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION", passed Second Reading and was 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. 273-84) recommending that H.B. No. 1735-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 1735-84, entitled: "A BILL FOR AN ACT TO THE STATE DEPARTMENT OF DEFENSE", 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. 1816-84; 2075-84, HD 1; 2139-84, HD 1; 1637-84, HD 1; 1697-84; and 1735-84 were made available to the members of the House at 11:30 o'clock a.m.

Representative Hirono, for the majority of the Committee on Housing, presented a report (Stand. Com. Rep. No. 274-84) recommending that H.B. No. 2246-84, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 274-84 on H.B. No. 2246-84, HD 2, was deferred until Thursday, March 9, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2246-84, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 275-84) recommending that H.B. No. 1758-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

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

the Committee was adopted and H.B. No. 1758-84, entitled: "A BILL FOR AN ACT RELATING TO THE STATE CLEARINGHOUSE", passed Second Reading and was 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. 276-84) recommending that H.B. No. 1681-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Leong, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 1681-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS", 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. 277-84) recommending that H.B. No. 2568-84 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. 2568-84, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION", passed Second Reading and was 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. 278-84) recommending that H.R. No. 4 be adopted.

On motion by Representative Crozier, seconded by Representative Say and carried, the joint report of the Committees was adopted and H.R. No. 4, entitled: "HOUSE RESOLUTION CONCERNING COMMERCIAL FISHING ACTIVITIES IN HAWAII", was adopted.

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 279-84) recommending that H.R. No. 65 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.R. No. 65, entitled: "HOUSE RESOLUTION REQUESTING A COMPREHENSIVE EVALUATION OF THE HAWAII VISITORS BUREAU", was referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 280-84) recommending that H.B. No. 1716-84, 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. 1716-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRACTICE OF LAW", 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. 1758-84, HD 1; 1681-84, HD 1; 2568-84; and 1716-84 were made available to the members of the House at 11:30 o'clock a.m.

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 281-84) recommending that H.R. No. 66, as amended in HD 1, 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.R. No. 66, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A STATE TOURISM CONFERENCE TO DEVELOP A UNIFIED POLICY DIRECTION FOR THE VISITOR INDUSTRY", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 183 and 184) and concurrent resolutions (H.C.R. Nos. 73 and 74) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 183) opposing the proposed designation of the Humpback Whale National Marine Sanctuary was jointly offered by Representatives Isbell, Albano, Anderson, Bunda, Crozier, Hagino,

Hashimoto, Hee, Ikeda, Kawakami, Kihano, Kiyabu-Saballa, Lardizabal, Leong, Matsuura, Medeiros, Menor, Nakasato, Nakata, Okamura, Segawa, Shito, Souki, Stanley, Taniguchi and Wong.

A resolution (H.R. No. 184) opposing the establishment of a National Marine Sanctuary for Humpback Whales in the Hawaiian waters was jointly offered by Representatives Souki, Honda, Andrews, Hee, Matsuura, Kawakami, Ikeda, Baker, Graulty, Hashimoto, Ige, Isbell, Lardizabal, Shito, Tam, Tom and Yoshimura.

A concurrent resolution (H.C.R. No. 73) opposing the proposed designation of the Humpback Whale National Marine Sanctuary was jointly offered by Representatives Isbell, Albano, Anderson, Bunda, Crozier, Hagino, Hashimoto, Hee, Ikeda, Kawakami, Kihano, Kiyabu-Saballa, Lardizabal, Leong, Medeiros, Menor, Nakasato, Okamura, Segawa, Shito, Souki, Stanley and Taniguchi.

A concurrent resolution (H.C.R. No. 74) opposing the establishment of a National Marine Sanctuary for Humpback Whales in Hawaiian waters was jointly offered by Representatives Souki, Honda, Andrews, Hee, Matsuura, Kawakami, Ikeda, Baker, Hashimoto, Ige, Isbell, Lardizabal, Shito, Tam, Tom and Yoshimura.

THIRD READING

H.B. No. 1878-84

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1878-84, entitled: "A BILL FOR AN ACT RELATING TO LAND SALES", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Peters being excused.

The Chair directed the Clerk to note that H.B. No. 1878-84 had passed Third Reading at 12:01 o'clock p.m.

At this time, Representative Stanley, on behalf of the members of the House, extended birthday greetings to Representative Wong.

Representative Wong then rose and extended birthday greetings to Representative Hagino.

ADJOURNMENT

At 12:05 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 7, 1984.

THIRTIETH DAY

Wednesday, March 7, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:36 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Chaplain Bobby G. Midgette, after which the Roll was called showing all members present with the exception of Representatives Wong and Yoshimura, who were excused.

By unanimous consent, reading of the Journal was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 11 to 12) were read by the Clerk and disposed of as follows:

A communication from the Senate (Sen. Com. No. 11) transmitting Senate Bill No. 1532-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY", which passed Third Reading in the Senate on March 6, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 12) transmitting Senate Bill No. 2087-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO INTEREST", which passed Third Reading in the Senate on March 6, 1984, was placed on file.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, S.B. Nos. 1532-84, SD1 and 2087-84, 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 Takamine introduced the 11 members of the Kohala Cowboys, the Big Island Interstate basketball champions; 5 statistician/managers; and 9 cheerleaders, who were accompanied by Flo Smith, Vice Principal; Clifford Aiona, Assistant Coach; Evelyn Giel, Cheerleader Advisor and Eddie Roxburgh, chaperone.

Representative Hashimoto intro-

duced 2 friends from Denver: Louie and Nancy Ross.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills were referred as follows:

<u>S.B. Nos.</u>	<u>Referred to:</u>
1553-84	Committee on Consumer Protection and Commerce
1578-84	Committee on Finance
1579-84	Committee on Finance
1580-84	Committee on Finance
1581-84	Committee on Finance

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 174 to 184) and concurrent resolutions (H.C.R. Nos. 72 to 74) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
174	Jointly to the Committees on Corrections and Rehabilitation; and Higher Education and the Arts, then to the Committee on Finance
175	Committee on Corrections and Rehabilitations, then to the Committee on Finance
176	Committee on Housing, then to the Committee on Finance
177	Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
178	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Consumer Protection and Commerce, then to the Committee on Finance
179	Jointly to the Committees on Transportation and Education, then to the Committee on Finance
180	Committee on Judiciary, then to the Committee on Finance
181	Jointly to the Committees on Higher Education and the Arts; and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance

- 182 Committee on Health, then
to the Committee on Finance
- 183 Committee on Ocean and
Marine Resources
- 184 Committee on Ocean and
Marine Resources

H.C.R. Nos.

- 72 Committee on Housing, then
to the Committee on Finance
- 73 Committee on Ocean and
Marine Resources
- 74 Committee on Ocean and
Marine Resources

STANDING COMMITTEE REPORTS

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 282-84) recommending that H.R. No. 67, as amended in HD1, 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.R. No. 67, HD1 entitled: "HOUSE RESOLUTION REQUESTING A FEASIBILITY STUDY FOR THE ESTABLISHMENT OF A CONVENTION CENTER", was referred to the Committee on Finance.

Representative Honda, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 283-84) recommending that H.R. No. 106 be referred to the Committee on Finance.

On motion by Representative Honda, seconded by Representative Hirono and carried, the report of the Committee was adopted and H.R. No. 106 entitled: "HOUSE RESOLUTION REFERRING TO THE DESIGNATION OF A 'HAWAII CORRECTIONAL OFFICERS WEEK'", was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 284-84) recommending that H.B. No. 1785-84, 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. 1785-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO DISPENSING OPTICIANS", 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. 285-84) recommending that H.B. No. 1784-84, 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. 1784-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE REPAIR INDUSTRY", 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. 286-84) recommending that H.B. No. 1848-84, 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. 1848-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO SEPARATE PROPERTY", passed Second Reading and was placed on the calendar for Third Reading.

Representative Matsuura and Andrews, for the Committees on Ocean and Marine Resources and State General Planning, presented a report (Stand. Com. Rep. No. 287-84) recommending that H.B. No. 1757-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Matsuura, seconded by Representative Andrews and carried, the report of the Committee was adopted and H.B. No. 1757-84 entitled: "A BILL FOR AN ACT RELATING TO MARINE AFFAIRS", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Say and Andrews, for the majority of the Committees on Water, Land Use, Development and Hawaiian Affairs and State General Planning, presented a joint report (Stand. Com. Rep. No. 288-84) recommending that H.B. No. 2258-84, as amended in HD1, pass Second

Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu-Saballa, seconded by Representative Andrews and carried, the joint report of the majority of the Committees was adopted and H.B. No. 2258-84, HD1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Say, Andrews, and Takamine, for the Committees on Water, Land Use, Development and Hawaiian Affairs; and State General Planning; and Agriculture, presented a joint report (Stand. Com. Rep. No. 289-84) recommending that H.B. No. 2540-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Say, seconded by Representative Takamine and carried, the joint report of the Committees was adopted and H.B. No. 2540-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", 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. 1785-84, HD1; 1784-84, HD1; 1848-84, HD1; 2258-84, HD1 and 2540-84, 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. 290-84) recommending that H.B. No. 1636-84, HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 290-84 on H.B. No. 1636-84, HD2, was deferred until Thursday, March 8, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1636-84, HD2, were made available to the members of the House at 11:30 o'clock a.m.

At 11:45 o'clock a.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 12:08 o'clock p.m.

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 291-84) recommending that H.R. No.

69 be adopted.

On motion by Representative Nakasato, seconded by Representative Lardizabal and carried, the report of the Committee was adopted and H.R. NO. 69 entitled: "HOUSE RESOLUTION REQUESTING THE EXPEDITING OF CUSTOMS AND IMMIGRATION PROCESSING FOR FOREIGN VISITORS TO HAWAII", was adopted.

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 292-84) recommending that H.C.R. No. 17 be adopted.

On motion by Representative Nakasato, seconded by Representative Lardizabal and carried, the report of the Committee was adopted and H.C.R. No. 17 entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXPEDITING OF CUSTOMS AND IMMIGRATION PROCESSING FOR FOREIGN VISITORS TO HAWAII", was adopted.

Representatives Andrews and Takamine, for the Committees on State General Planning; and Agriculture, presented a joint report (Stand. Com. Rep. No. 293-84) recommending that H.C.R. No. 19, as amended in HD1, be adopted.

Representative Andrews moved that the report of the Committees be adopted and H.C.R. No. 19, HD1 be adopted, seconded by Representative Takamine.

Representative Rohlfing rose and stated:

"Speaker, we have a fairly long agenda this morning, and the functional plans are coming in sequence as they came last year, and I guess the year before that. And to make a long story short, and I hope that my colleague from Maui feels the same way, as he has indicated to me previously.

"I would like at this point to refer the members of this body to pages 426, 427 and 428 of the House Journal for 1983, the twenty-third of March, Fortieth Day of Session, and at this point have inserted in the Journal or at least a reference to the remarks I made last year, which I would again like to reiterate for the record." (Twelfth Legislature, Regular Session of 1983, Fortieth Day)

Representative Andrews rose and stated:

"Mr. Speaker, to avoid the long drawn out discussions that we've always had on this matter, I would like to do the same and have the remarks that were referred to me in last year's Journal inserted in this year's Journal and I will forego . . . this year I did write something down, and I will forego that." (Twelfth Legislature, Regular Session of 1983, Fortieth Day)

Representative Anderson rose and stated:

"I want the same thing, Mr. Speaker." (Twelfth Legislature, Regular Session of 1983, Fortieth Day)

The motion was put by the Chair and carried, the report of the Committee was adopted and H.C.R. No. 19, HD1 entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE STATE AGRICULTURE PLAN", was adopted with Representatives Anderson, Marumoto and Rohlfling registering no votes.

Representatives Andrews and Hee, presented a joint report (Stand. Com. Rep. No. 294-84) recommending that H.C.R. No. 20, as amended in HD1, be adopted.

On motion by Representative Andrews, seconded by Representative Hee and carried, H.C.R. No. 20, HD1 entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE STATE EDUCATION PLAN", was adopted with Representatives Anderson, Marumoto and Rohlfling registering no votes.

Representatives Andrews and Baker, for the Committees on State General Planning and Health, presented a joint report (Stand. Com. Rep. 295-84) recommending that H.C.R. No. 21, as amended in HD1, be adopted.

On motion by Representative Andrews, seconded by Representative Baker and carried, the joint report of the Committees was adopted and H.C.R. No. 21, HD1 entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE STATE HEALTH PLAN", was adopted with Representatives Anderson, Marumoto and Rohlfling registering no votes.

Representatives Andrews and Say, for the Committees on State General Planning; and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 296-84) recommending that

H.C.R. No. 22, as amended in HD1, be adopted.

On motion by Representative Andrews, seconded by Representative Say and carried, the joint report of the Committees was adopted and H.C.R. No. 22, HD1 entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE STATE WATER RESOURCES DEVELOPMENT PLAN", was adopted with Representatives Anderson, Ikeda, Marumoto and Rohlfling registering no votes.

Representatives Andrews and Say, for the Committees on State General Planning; and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 297-84) recommending that H.C.R. No. 23, as amended in HD1, be adopted.

On motion by Representative Andrews, seconded by Representative Say and carried, the joint report of the Committees was adopted and H.C.R. No. 23, HD1 entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE STATE RECREATION PLAN", was adopted with Representatives Anderson, Rohlfling and Marumoto registering no votes.

Representatives Andrews and Say, for the Committees on State General Planning; and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 298-84) recommending that H.C.R. No. 24, as amended in HD1, be adopted.

On motion by Representative Andrews, seconded by Representative Say and carried, the report of the Committee was adopted and H.C.R. No. 24, HD1 entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE STATE CONSERVATION LANDS PLAN" was adopted with Representatives Anderson, Ikeda, Marumoto and Rohlfling registering no votes.

Representatives Andrews and Say, for the Committees on State General Planning; and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 299-84) recommending that H.C.R. No. 25, as amended in HD1, be adopted.

On motion by Representative Andrews, seconded by Representative Say and carried, the joint report of the Committees was adopted and H.C.R. No. 25, HD1 entitled: "HOUSE CONCURRENT RESOLUTION

RELATING TO THE STATE HISTORIC PRESERVATION PLAN", was adopted with Representatives Anderson, Marumoto and Rohlfling registering no votes.

Representatives Andrews and Nakasato, for the majority of the Committees on State General Planning; and Tourism, presented a joint report (Stand. Com. Rep. No. 300-84) recommending that H.C.R. No. 26, as amended in HD1, be adopted.

On motion by Representative Andrews, seconded by Representative Nakasato and carried, the joint report of the majority of the Committees was adopted and H.C.R. No. 26, HD1 entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE STATE TOURISM PLAN", was adopted with Representatives Anderson, Ikeda, Marumoto and Rohlfling registering no votes.

Representatives Andrews and Okamura, for the Committees on State General Planning; and Energy, Ecology and Environmental Protection, presented a joint report (Stand. Com. Rep. No. 301-84) recommending that H.C.R. No. 27, as amended in HD1, be adopted.

On motion by Representative Andrews, seconded by Representative Okamura and carried, the joint report of the Committees was adopted and H.C.R. No. 27, HD1 entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE STATE ENERGY PLAN", was adopted with Representatives Anderson, Marumoto and Rohlfling registering no votes.

Representatives Andrews and Hirono, for the Committees on State General Planning; and Housing, presented a joint report (Stand. Com. Rep. No. 302-84) recommending that H.C.R. No. 28, as amended in HD1, be adopted.

On motion by Representative Andrews, seconded by Representative Hirono and carried, the joint report of the Committees was adopted and H.C.R. No. 28, HD1 entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE STATE HOUSING PLAN", was adopted with Representatives Anderson, Marumoto and Rohlfling registering no votes.

Representatives Andrews and Taniguchi, for the majority of the Committees on State General Planning; and Transportation, presented a joint report (Stand. Com. Rep. No. 303-84) recommending that H.C.R.

No. 29, as amended in HD1, be adopted.

On motion by Representative Andrews, seconded by Representative Taniguchi and carried, the joint report of the majority of the Committees was adopted and H.C.R. No. 29, HD1 entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE STATE TRANSPORTATION PLAN", was adopted with Representatives Anderson, Marumoto and Rohlfling registering no votes.

Representatives Andrews and Hagino, for the Committees on State General Planning; and Higher Education and the Arts; presented a joint report (Stand. Com. Rep. No. 304-84) recommending that H.C.R. No. 30, as amended in HD1, be adopted.

On motion by Representative Andrews, seconded by Representative Hagino and carried, the joint report of the Committees was adopted and H.C.R. No. 30, HD1 entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE STATE HIGHER EDUCATION PLAN", was adopted with Representatives Anderson, Marumoto and Rohlfling registering no votes.

Representative Shito, for the majority of the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 305-84) recommending that H.B. No. 2201-84, 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. 2201-84, 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. 306-84) recommending that H.B. No. 1925-84, 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. 1925-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITIES", 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. 307-84) recommending that H.B. No. 2386-84 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. 2386-84 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. 308-84) recommending that H.B. No. 2020-84 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. 2020-84 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. 309-84) recommending that H.B. No. 2396-84 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. 2396-84 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. 310-84) recommending that H.B. No. 1880-84, 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. 1880-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURE",

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. 2201-84, 1925-84, HD1 and 1880-84, 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. 191) congratulating the American Cancer Society, Hawaii Pacific Division, in conjunction with April 1984, Cancer Control Month was jointly offered by Representatives Baker, Anderson, Andrews, Apo, Blair, Chun, Graulty, Hagino, Hirono, Honda, Ige, Ikeda, Jones, Kihano, Kim, Kiyabu, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Rohlfing, Segawa, Shito, Souki, Stanley, Tam, Taniguchi, Tom, Tungpalan and Yoshimura, was read by the Clerk.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, H.B. No. 191 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 186 to 190 and 192) and concurrent resolutions (H.C.R. Nos. 75 to 81) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 186) requesting an analysis of the determination of the full avoided cost value of renewable energy sold to a utility was jointly offered by Representatives Okamura, Kiyabu-Saballa, Crozier, Hashimoto, Nakata and Hagino.

A resolution (H.R. No. 187) requesting Hawaii's utility companies to take greater efforts to encourage the development of alternate energy sources was jointly offered by Representatives Okamura, Kiyabu-Saballa, Crozier, Hashimoto, Nakata, Hagino and Kawakami.

A resolution (H.R. No. 188) requesting a memoranda of agreement on State functions relating to pesticide useage and water quality control was jointly offered by Representatives Okamura, Kiyabu-Saballa, Crozier, Hagino, Kim, Isbell and Hashimoto.

A resolution (H.R. No. 189) declaring an intention to increase State support and encouragement for the development and application of non-

chemical means of pest management was jointly offered by Representatives Okamura, Kiyabu-Saballa, Crozier, Hagino, Kim, Isbell, Hashimoto and Nakata.

A resolution (H.R. No. 190) requesting the Hawaii Supreme Court and the Hawaii Bar Association to establish a recovery fund for claims made against attorneys was jointly offered by Representatives Blair, Chun, Gaulty, Hirono, Levin, Menor, Rohlfing, Taniguchi and Tom.

A resolution (H.R. No. 192) requesting a review and evaluation of land reform legislation and related matters was jointly offered by Representatives Hirono and Tam.

A concurrent resolution (H.C.R. No. 75) requesting the designation of an official state fish was jointly offered by Representatives Apo and Matsuura.

A concurrent resolution (H.C.R. No. 76) declaring an intention to increase State support and encouragement for the development and application of nonchemical means of pest management was jointly offered by Representatives Okamura, Kiyabu-Saballa, Crozier, Hagino, Kim, Isbell, Hashimoto and Nakata.

A concurrent resolution (H.C.R. No. 77) requesting a memoranda of agreement on State functions relating to pesticide usage and water quality control was jointly offered by Representatives Okamura, Kiyabu-Saballa, Crozier, Hagino, Kim, Isbell, Hashimoto and Kawakami.

A concurrent resolution (H.C.R. No. 78) requesting a study of establishing a State Environmental Protection Agency, Department, or comparable body to coordinate and address matters of environmental quality was jointly offered by Representatives Okamura, Kiyabu-Saballa, Crozier, Hagino, Kim, Isbell, Nakata and Kawakami.

A concurrent resolution (H.C.R. No. 79) requesting an analysis of the determination of the full avoided cost value of renewable energy sold to a utility was jointly offered by Representatives Okamura, Kiyabu-Saballa, Hagino, Kim, Isbell, Crozier, Hashimoto and Nakata.

A concurrent resolution (H.C.R. No. 80) requesting Hawaii's utility companies to take greater efforts to encourage the development of alternate energy sources was jointly

offered by Representatives Okamura, Kiyabu-Saballa, Crozier, Hashimoto, Nakata, Hagino and Kawakami.

A concurrent resolution (H.C.R. No. 81) requesting the Hawaii Supreme Court and the Hawaii Bar Association to establish a recovery fund for claims made against attorneys was jointly offered by Representatives Blair, Chun, Gaulty, Hirono, Levin, Menor, Rohlfing, Taniguchi and Tom.

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. 1753-84, HD1:

Representative Matsuura moved that H.B. No. 1753-84, HD1, pass Third Reading, seconded by Representative Souki.

Representative Rohlfing rose and asked:

"I am wondering if the Chairman would yield to a question?"

Representative Matsuura then rose and answered "yes" and Representative Rohlfing continued:

"As I read the Committee Report on this measure, it refers to the expansion of the jurisdiction of the Pacific Tuna Development Foundation, and I am wondering just where in this bill there is a reference to expanding the power of this particular body other than the change of name. Would you enlighten me on it?"

Representative Matsuura replied:

"The Pacific Tuna Development Foundation name has been changed to Pacific Fisheries Development Foundation. This is one change that has been made in the organization.

The other change has been that the Marine Affairs Coordinator, now that title has been changed to Marine

Affairs Advisor. So these are the name changes that have been made to accomplish that change, this bill has been introduced.

"So as far as the expansion of the Tuna Development Foundation, in terms of their program, the only change that I can see is that it'll deal with all the fisheries instead of just the tuna. It's a housekeeping measure."

"Representative Rohlring asked:

"So in other words, the change of name from tuna to fisheries, in effect expands the jurisdiction of the Foundation. Is that the intent?"

Representative Matsuura replied:

"That is correct."

The motion to pass H.B. No. 1753-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE MEMBERSHIP OF THE HAWAII FISHERIES COORDINATING COUNCIL", passed Third Reading by a vote of 49 ayes, with Representatives Wong and Yoshimura being excused.

The Chair directed the Clerk to note that H.B. No. 1753-84 had passed Third Reading at 12:22 o'clock p.m.

H.B. No. 2107-84, HD1:

On motion by Representative Say, seconded by Representative Matsuura and carried, H.B. No. 2107-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT PROGRAM OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES", passed Third Reading by a vote of 42 ayes, with Representatives Anderson, Graulty, Hee, Jones, Nakata, Marumoto and Rohlring voting no and Representatives Wong and Yoshimura being excused.

The Chair directed the Clerk to note that H.B. No. 2107-84 had passed Third Reading at 12:33 o'clock p.m.

H.B. No. 2114-84, HD1:

Representative Tungpalan moved that H.B. No. 2114-84, HD1 pass Third Reading, seconded by Representative Shito.

Representative Marumoto rose and stated:

"Mr. Speaker, I rise to speak in

favor of this bill with reservations. I am in support of H.B. No. 2114-84, HD1, which will help to eliminate fraud in the workers' compensation system. This bill provides for penalties to anyone who attempts to obtain or avoid compensation by false representation. Furthermore, it directs the Department of Labor and Industries to terminate all fraudulently obtained benefits and to seek restitution.

"By passing this measure, the Legislature will clearly demonstrate to the courts, its intent regarding fraudulent claims. However, we should be aware that the court's liberal interpretation of the 'presumption clause' may water down the effects of this legislation.

"This bill only deals with a small portion of the problem in the workers' compensation system. Until the entire workers' compensation law is revamped, the problems in the workers' compensation system will continue to be a monkey, not only on our backs, but on the backs of Hawaii's business people."

Representative Tungpalan rose and stated:

"I only wish to say that a journey of a thousand miles begins with a first step."

The motion to pass H.B. No. 2114-84, HD1 entitled: "A BILL FOR AN ACT TO AMEND SECTION 386-98, HAWAII REVISED STATUTES, RELATING TO WORKERS' COMPENSATION LAW", was put by the Chair and carried by a vote of 49 ayes, with Representatives Wong and Yoshimura being excused.

H.B. No. 1747-84, HD1:

On motion by Representative Tungpalan, seconded by Representative Menor and carried, H.B. No. 1747-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY", passed Third Reading by a vote of 49 ayes, with Representatives Wong and Yoshimura being excused.

The Chair directed the Clerk to note that H.B. Nos. 2114-84 and 1747-84 had passed Third Reading at 12:24 o'clock p.m.

H.B. No. 1817-84, HD1:

On motion by Representative Shito, seconded by Representative Kim and

carried, H.B. No. 1817-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO ACUPUNCTURE", passed Third Reading by a vote of 49 ayes, with Representatives Wong and Yoshimura being excused.

H.B. No. 1764-84, HD1:

By unanimous consent, action was deferred one day.

H.B. No. 1779-84, HD1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1779-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE", passed Third Reading by a vote of 49 ayes, with Representatives Wong and Yoshimura being excused.

The Chair directed the Clerk to note that H.B. Nos. 1817-84 and 1779-84 had passed Third Reading at 12:25 o'clock p.m.

H.B. No. 2029-84, HD1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 2029-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS", passed Third Reading by a vote of 49 ayes, with Representatives Wong and Yoshimura being excused.

H.B. No. 2026-84, HD1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 2026-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY", passed Third Reading by a vote of 49 ayes, with Representatives Wong and Yoshimura being excused.

The Chair directed the Clerk to note that H.B. Nos. 2029-84 and 2026-84 had passed Third Reading at 12:26 o'clock p.m.

H.B. No. 1702-84, HD1:

On motion by Representative Takamine, seconded by Representative Nakata and carried, H.B. No. 1702-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF DEALERS IN FARM PRODUCE", passed Third Reading by a vote of 49 ayes, with Representatives

Wong and Yoshimura being excused.

H.B. No. 1816-84:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1816-84 entitled: "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS", passed Third Reading by a vote of 49 ayes, with Representatives Wong and Yoshimura being excused.

The Chair directed the Clerk to note that H.B. Nos. 1702-84 and 1816-84 had passed Third Reading at 12:27 o'clock p.m.

H.B. No. 1697-84

On motion by Representative Apo, seconded by Representative Menor and carried, H.B. No. 1697-84 entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION", passed Third Reading by a vote of 49 ayes, with Representatives Wong and Yoshimura being excused.

H.B. No. 1735-84:

On motion by Representative Albano, seconded by Representative Graulty and carried, H.B. No. 1735-84 entitled: "A BILL FOR AN ACT RELATING TO THE STATE DEPARTMENT OF DEFENSE", passed Third Reading by a vote of 49 ayes, with Representatives Wong and Yoshimura being excused.

H.B. No. 2568-84:

On motion by Representative Say, seconded by Representative Matsuura and carried, H.B. No. 2568-84 entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION", passed Third Reading by a vote of 49 ayes, with Representatives Wong and Yoshimura being excused.

The Chair directed the Clerk to note that H.B. Nos. 1697-84, 1735-84 and 2568-84 had passed Third Reading at 12:28 o'clock p.m.

ADJOURNMENT

At 12:30 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 8, 1984.

THIRTY-FIRST DAY

Thursday, March 8, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Robert Nagamine, Pastor of the First Baptist Church of Waimanalo, after which the Roll was called showing all members present with the exception of Representatives Hashimoto, Hee, Kawakami, Kiyabu, Morgado and Tam, 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 of the Journal of the Thirtieth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 4H and 4I) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 4H) transmitting a communication recommending the immediate passage of House Bill 212-83, appropriating funds to implement the negotiated 1983-85 collective bargaining agreements with bargaining units 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 13; and the arbitrated collective bargaining agreement with bargaining unit 11, in accordance with Section 9, Article VII of the Constitution of the State of Hawaii, was placed on file.

A message from the Governor (Gov. Msg. No. 4I) transmitting a communication recommending the immediate passage of House Bill 223-83, appropriating funds for salary adjustments for personnel excluded from bargaining units 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 13, and members of the excluded managerial compensation plan, in accordance with Section 9, Article VII of the Constitution of the State of Hawaii, was placed on file.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 13 and 14) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 13) transmitting Senate Bill No. 1572-84, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS", which passed Third Reading in the Senate on March 7, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 14) transmitting Senate Bill No. 2049-84, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY RESPONSIBILITY ACT", which passed Third Reading in the Senate on March 7, 1984, was placed on file.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, S.B. Nos. 1572-84 and 2049-84 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 Nakata introduced 50 senior citizens from the Hauula Nutrition Site for Senior Citizens, saying, "It is always a great occasion when senior citizens can visit us. The strength and character that they represent instructs us." They were accompanied by their Director, Mrs. Melva Frazier.

Representative Hagino introduced 75 second graders from Kuhio School. They were accompanied by their teacher, Mrs. Cora Say, wife of Representative Say.

Representative Bunda introduced 40 students in the Modern History of Hawaii class from Leilehua High School. They were accompanied by their chaperones, Liz Peralto and Mrs. Marcelo.

ORDER OF THE DAY

COMMITTEE REASSIGNMENT

H.B. No. 2077-84 was re-referred to the Committee on Judiciary

At this time, the Chair directed the

Clerk to note the presence of Representatives Hashimoto, Hee, Kawakami, Kiyabu, Morgado and Tam.

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

H.B. No. 1764-84, HD 1, on Third Reading:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1764-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT (MODIFIED)", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 1764-84 had passed Third Reading at 11:41 o'clock a.m.

Stand. Com. Rep. No. 274-84 on H.B. No. 2246-84, HD 2, on Third Reading:

Representative Hirono moved that the report of the majority of the Committee be adopted and H.B. No. 2246-84, HD 2, having been read throughout, pass Third Reading, seconded by Representative Tam.

Representative Andrews then rose to speak against H.B. No. 2246-84, HD 2, stating:

"Mr. Speaker, I oppose H.B. No. 2246-84, HD 2, for three basic reasons. This bill will allow the rich to get richer and the poor to get poorer and it places another burden in the way of private landowners to provide affordable housing.

It sets an arbitrary multiplier in the determination of lease increases.

It is probably unconstitutional in that it takes an interest in land without just compensation.

Mr. Speaker, I'll explain these points in reverse order I gave them.

First, I believe the bill is unconstitutional in that it no longer

allows the landowner to use the 'fair market value' of his property in the determination of lease rent payable upon renegotiation. The bill takes away a right of the landowner without compensation. Certainly this is not fair and I doubt if it is constitutional.

Second, Mr. Speaker, the 5.5 percent multiplier mandated by this bill is arbitrary and is in no way related to the fair return on real property. The committee report states that 5.5 percent is used because that reflects the rate earned by a passbook savings account. Now, Mr. Speaker, I think we all know that if we have more than a few dollars, we can go down to any savings institution in town and earn more than 5.5 percent. If one were to equate the lessor's interest in terms of dollars, I am sure you would find that he could go down to any savings institution and invest that amount at money market rates.

Thirdly, Mr. Speaker, this bill is another blow to affordable housing in Hawaii.

We seem to think that by limiting the rate of lease rent increases, we have saved some money. We have done nothing of the sort. All we did was transfer that monetary interest in the property from the lessor to the lessee. And I assure you, Mr. Speaker, that when the present holder of that lease transfers it to the next person -- often a new home buyer of modest means -- he will not forget this gain. He will respectfully transfer it by raising the price, thus increasing the cost of housing.

Also, Mr. Speaker, if this legislation continues to remove the incentive to leasehold property, the result will be less offerings in the market place. Simple economics tell us that -- the less the supply, the higher the price.

We also seem to feel this bill is needed to encourage landowners to sell their property in fee. Buying a home in fee is a lot more expensive than buying a leasehold property. We are limiting the options of home buyers, and the less options means higher prices in the market place.

In conclusion, Mr. Speaker, if this legislative body has any interest in promoting affordable housing in this State, it will stay out of the affairs of private landowners. It is our meddling in these affairs that brings about the higher cost in housing.

Thank you, Mr. Speaker."

Representative Tom then rose and stated:

"Mr. Speaker, I rise to speak in favor of H.B. No. 2246-84, HD 2, relating to the residential lease rent renegotiation. To best illustrate my position, I offer the following examples:

Let's take your four average income-earning family -- Mr. and Mrs. Frustration, Mr. and Mrs. Elderly, Mr. and Mrs. Concerned, and Mr. and Mrs. Homeless. All four married couples are lessees of real property residing in the Aina Koa subdivision. Prior to January 1, 1982, each were paying an annual lease rent of \$350. Now, as a result of the lease rent renegotiation under their leases, commencing January 1, 1983, couple one would have to pay an annual lease rent of \$5,127; couple two, commencing January 1, 1982, would have to pay an annual lease rent of \$4,497; couple three, as of September 1, 1982, would have to pay an annual lease rent of \$5,157; and couple four, commencing July 1, 1982, would have to pay an annual lease rent of \$5,209, which amount far exceeds the initial annual lease rent of \$350.

That is the very reason, Mr. Speaker, why H.B. No. 2246-84, HD 2, is before this honorable body -- to take care of the inequity, the uncertainty, contained in our present residential lease rent formula. In other words, our use of the owner's basis as a measurement to determine residential lease rent is inequitable, unfair, unreasonable and unpredictable because, frankly, no one really knows or can interpret what owner's basis really means.

Now, under this bill, by providing an increase of 5.5 percent would give stability, equity and an opportunity for our lessees to continue to live on their property without fear of losing everything and being homeless, and will provide a reasonable rate for their lessors. To further illustrate the inequity of owner's basis in an open competitive market with a new lease in a new subdivision, annual lease rents are starting at between \$550 to \$1,200, but in a non-competitive market where lease rents are up for renegotiation -- in old subdivisions -- annual lease rents average up to \$6,000 annually. Do you suppose that a home buyer, a prospective home buyer, looking for a home would want to buy a home with

an annual lease rent of \$6,000?

In conclusion, Mr. Speaker, this bill will not only provide certainty and stability to Hawaii's lessee -- this bill would have a long lasting effect on our children and future generations in the State of Hawaii.

Finally, Mr. Speaker, I want to commend Chairman Hirono of Housing because this is indeed a landmark legislative piece.

Thank you very much, Mr. Speaker."

Representative Hirono then rose and stated:

"Mr. Speaker, first of all, if I may make comments on some previous statements that were made. There was a comment made that this bill will allow the rich to get richer and the poor to get poorer. We have lessees, thousands of lessees, in Aiea, Kailua, Ewa Beach, Hawaii Kai, Kaawa, Waipahu, Pearl City, and these are hardly areas that I would consider bastion of the economic elite.

Another comment was made that this bill is unconstitutional because it is a taking without just compensation. This bill has nothing to do with the Fifth Amendment taking. A Fifth Amendment taking that requires just compensation requires the governmental entity to condemn the property, using its powers of eminent domain. There is absolutely no provision in this bill relating to the exercise of the powers of eminent domain. I fail to see how this bill is unconstitutional on the basis of a constitutional provision which does not even apply to this bill.

Mr. Speaker, this bill represents our continuing commitment to the thousands of leaseholders in this State who have looked to the Legislature for support in their efforts to be treated fairly by their lessors.

In 1975, the Legislature enacted a bill which was intended to set some limitations on the lease rent increases imposed upon lessees at renegotiation. There were no leases or very few leases coming up for renegotiation in 1975. However, the Legislature had the courage and the foresight to pass the bill in anticipation of the negotiations to occur five and six years down the road.

Mr. Speaker, it is now 1984. These renegotiations have occurred and are occurring. The fact of the

matter is the law which was intended to protect lessees from sudden and tremendous lease rent increases, often at a time of life when the lessees can least afford these types of tremendous increases, has not done that. Lessees have been asked to accept lease rent increases, all calculated using the current formula in the statutes, hundreds of times more than what could be deemed reasonable. For example, a lessee paying \$200 a year in lease rent at the time of renegotiation may have to cough up \$300, \$400 and \$500 a month just to continue occupying the land. These kinds of increases strike hardest at those lessees who are retired or near retirement age.

Mr. Speaker and members of the House, I don't think this is what the Legislature intended nor expected would happen when it passed the lease rent renegotiation law in 1975.

House Bill No. 2246-84, HD 2, is an effort to redress the imbalance currently in the law. When we had the public hearing on this bill, Mr. Speaker, no one, not even the lessors who testified against this bill, said the current law was fair and should be retained. The debate now centers on what is an appropriate re-formulation of the current law.

The bill before you is an attempt at that re-formulation. The current law utilizes a factor called 'owner's basis' which necessitates the involvement of appraisers, and often, lawyers, and ultimately, the Hawaii Housing Authority, as arbitrator. The use of owner's basis results in undervaluation of the lessee's interest in the leasehold and over-valuation of the lessor's interest. The determination of owner's basis relies on continually changing factors in the marketplace, thus introducing a large measure of uncertainty, and I might add, tremendous anxiety in the renegotiation process. Owner's basis is a moving target which results in tremendous lease rent increases as you have heard, contrary to the original legislative intent to keep these increases at reasonable levels.

The formula contained in this bill, in contrast to what the lessees and lessors now have to go through, pegs the increased lease rent to the amount of the lease rent at the time of renegotiation, multiplied by a set percentage. This formula is a mathematical calculation which I believe yields a fair result.

Investments by lessors in resi-

dential leases should be adjusted for inflation and the like. But recapture of appreciation, or the realization of profit, on the underlying asset -- in this case the land -- should occur upon sale of the asset and not through tremendous lease rent increases.

The formula contained in this bill may very well need to be revised, based on new and additional information to guide us. Additional concerns will be raised and further and full discussion will take place in the conference committee, should this measure pass both the House and Senate. Mr. Speaker, in all these deliberations, we have been and will be guided by our desire to obtain a fair result.

I urge my colleagues to vote in favor of H.B. No. 2246-84, HD 2.

Thank you."

Representative Marumoto then rose to speak in favor of the bill, stating:

"Mr. Speaker, we very much need a method to keep lease rents from escalating wildly. Representative Tom's examples were excellent. It is for my area in Aina Koa that we are having tremendous escalation of lease rents.

I do disagree, however, with the method of calculating the rental increase, and the cards and letters from back home in my neighborhood are asking for an increase to be based on the consumer price index.

The Chairman of the Housing Committee has said she is open to other formula, and I ask the conferees to remain open-minded and please consider this very important piece of legislation. It means everything to people in my area.

Thank you very much."

Representative Ikeda then rose to speak in favor of the bill, stating:

"Mr. Speaker, I rise to speak in favor of this bill. In doing so, I would like to commend the Chairman on Housing for her hard work on this and I would like to have her remarks incorporated in the Journal as my own.

Mr. Speaker, despite the many arguments that you heard against this bill, there are a number of illustrations that one can give -- horror stories that are not made up but are

actual cases, and I would like to just note one.

There is the case where rent was renegotiated in April of 1983 in an average tract, average house; existing rent at that time was \$125 a year. The renegotiated rent was raised to \$4,226 per year for the first ten years; \$7,396 for the next ten years; and \$12,973 for the final six years of the lease. The average for those 26 years, Mr. Speaker, comes out to \$7,457 a year, or almost \$21 a day. The total paid in lease rent for 26 years, assuming the person would stay there at those rates, would be \$193,878. And, this does not include the lease rent that was paid in the 25 years previous to the negotiation.

Mr. Speaker, the problem is that when the homeowner reaches the point where he has to renegotiate, he really doesn't have any choice. The only other alternative he has is to bail out and abandon the property and give it back to the owner, and not very many people can afford to do that. In many instances, when renegotiation comes up, the person is also retired and on a fixed income. He cannot afford these exorbitant rates; he does not have the flexibility to move to a newer tract where lease rent prices may be lower.

We have heard from many experts during the testimony, among them Mr. Halendahl who is a well-known economist who has shown that renegotiated lease rents determined on the 4 percent of owner's basis will, when generally applied, generate measurable hardship on the vast majority of owners. And we are not talking about rich people, Mr. Speaker. I will give you an example. A family with an income range of \$25,000 to \$30,000 a year, living on a 10,000 square foot lot, paying a lease rent of \$8,000 per year, would be paying roughly 29 percent of their income just for the privilege of living on that land. If you get down to a family with an income of \$14,000 to \$19,000 a year on that same lot, at that same price, they would be paying roughly 49 percent of their income for the privilege of living on that property. If you talk about people who are retired, the present formula becomes confiscatory for the majority of the retirees. Using that same example -- \$25,000 to \$30,000 average income in 1980, and assuming that retirement benefits are 40 percent of that salary, the lease rent of \$8,000 per year is roughly 73 percent or equivalent of 73 percent of that income for a 10,000 square foot

lot. And for those with less, they fall into the \$19,000 to \$25,000 family income bracket. That same amount is equivalent of 91 percent of their income.

With these kinds of situations coming up, Mr. Speaker, I don't see how this Legislature cannot do anything about it and ignore the fact that we are in a crisis situation. I think these changes are very necessary and will become even more important in the future, and we must find ways to reach an equitable solution for the homeowners who live on leaseholds in this State.

And for these reasons, Mr. Speaker, I urge everyone to vote in favor of this bill.

Thank you."

Representative Tungpalan then rose and stated:

"Mr. Speaker, I rise to speak against this bill. . . with a great deal of sympathy that I do so too because I recognize the problems with those who have leasehold property. Unfortunately, the problem with this bill is that the persons who are asked to give the most are the Hawaiian children who need the money to allow them to continue their education at the Kamehameha Schools.

Presently, the moneys from the Bishop Estate lease rents go to offset the high cost of education at that fine institution. The Board of Estate Trustees have not only limited the education to the 3,000 Hawaiians who currently matriculate there -- they have also extended the program to Waianae, to Kekaha, to the Big Island, to Maui, through their extension programs and their key projects.

It is unfortunate that I feel, in some way, that this taking from them has to be for a really good cause and this is the problem that I have been grappling with. How do we arrive at a fair lease rent? How do we arrive at a fair cost for the land? What I don't want to see is anybody making off, you know, anybody ripping off the children who go to. . . I have never become more emotional about this subject than I do about this because those children need. . . need the help and if we continue to make it difficult for them to receive the need and the help, all of those kids up there will find it almost impossible. Right now, many of them cannot afford to pay their tuition even

though the Bishop Estate offsets the tuition by 85 percent. The parents are asked to pay only 15 percent, and yet, many of them cannot even meet that need.

I have grappled with this because I sympathize. . . I have relatives who live on lease property in Hawaii Kai. I have constituents who live on lease property in Pearl City, and it seems so unfair that, unfortunately, there is so little land that we have, and yet, in the wisdom of the Princess, she felt that land should be kept in trust so that the children can be taken care of -- not only this year, not only for this generation or next generation, or our grandchildren, or our great grandchildren, but for the entire Hawaiian population that would come. We have taken so much from the Hawaiians. We have taken and continue to take and no one seems to realize what they are doing to these children or to the vast majority of the Hawaiians that will be born later on.

I am sorry, Mr. Speaker, I have never felt so emotional about an issue as I do about this. I am truly sorry but I cannot keep it within me any longer.

Thank you."

Representative Anderson then rose to speak in favor of the bill, stating:

"I feel, Mr. Speaker, as a beneficiary myself as a Hawaiian and living on Bishop Estate land; that is, what we want to do with this particular issue is bring out one of the estates. There are also 800 in my district -- 800 beneficiaries living on that land -- and if we continue to allow the Estate to raise the prices to the extent that those that are living on there cannot afford to pay their rent, they will have to get off, and that is a shame. It is a shame because some years ago, the Estates came in and worked on legislation within this building and asked if there was a system that we could work through where they would not have to pay the IRS the moneys that were earned on sell -- selling their land. They would be more than willing and they helped to go ahead and draft the bills that would be able to make them sell the land and they would not have to pay a high rate of interest. When they did that, Mr. Speaker, a lot of people started to move on the land and a lot of people were willing to buy and now, all of a sudden, about 15 years later, we find that they now do not want to sell.

Consequently, people that are coming up for renegotiation are getting tossed off. Not just anybody, as some of the people think here, but many beneficiaries, and it is a sad case because it is not just beneficiaries that we are looking at. It's people that have lived here most of their lives. I personally have lived in the Enchanted Lakes area for 24 years of my 26 years of married life, and I would like to leave something to my moopuna. My grandson is 6 and if I can't afford to buy it because they don't want to sell, I, at least, want to go ahead and lease that land at a rate that I can afford and something I can leave my grandson that I know that he will be able to afford, and for that reason, Mr. Speaker, they can turn around and take their portfolio, if they were to sell it, and more than double it. And if they are going to put it in lease, they have never paid any money for development. They had people developing raw land. After we purchased it, I paid for all of the developments that the developer put in. I paid for the roads, the house, the whole bit, and I paid for the lease rent, and I paid for the rest of it. Any money that the Estates get, it is all clear money -- their money. And I do not deny them anything as long as it is a fair rate and it is fair to the people that's living on the land.

I wish that all of my colleagues will vote in favor of this. I think that the Committee Chairman has done one hell of a job, and I thank you very much. I hope you will all vote in favor of this bill."

Representative Isbell then rose to speak in favor of the bill, stating:

"If you would, Mr. Speaker, I would like to refer to the area which I represent and which Representative Levin also represents -- the Kona districts. I think we have been talking, perhaps about one Estate, but I think the people here and in the State need to know that almost 80 percent of all of Kona is owned by landlords and it is not just one. We have the Greenwalls, the McCandless, the Bishop Estate, the Dillinghams -- you name it and we have it, plus other smaller landlords.

The name of the game is leasehold. I think it is very important to also notice that the whole island of Maui will fit into the Kona district. If that one thought could be translated here, if your whole district, your whole

island, were made up of pre-dominantly leasehold, your whole life would be to try and help improve that situation.

The Keauhou area is a very elite group and it is being developed for residential lots by landlords. I can tell you that it is not for the low income housing. It is going to be for only those who can pay a whole lot of money. In some areas, we have new leases coming on line that you pay \$35,000 for the privilege of negotiating a lease. That has nothing to do with the land or the value of it -- just the privilege of negotiating a lease.

The lease prices have nothing to do with the ability to pay but are directly related to the fair market value. Many Hawaiian people have been unable to continue living on the land so we have a great paradox here. While we are trying to help some, we are taking away from their own families and relatives and friends of the Hawaiian ancestry.

I can also relate to you that until we start grappling with this problem, our area, probably more than any others, is more impacted because of the fact that the majority of the land are owned by a large landowner and I might also add that the State of Hawaii is the fourth largest landowner in that area, too. If you really look at the moneys that are collected by any of the large landowners, you will find that they do not necessarily go back into the land but become part of that Estate.

I would also like to mention that when we are discussing the children of Hawaiian ancestry, only those who can pass the test can attend the school. We have literally thousands who do not qualify in that area and largely it is because of the lack of preparation, perhaps in their homes, in the schools, or the inability to cope with taking a test. It has nothing to do with their intelligence.

I have to say that this bill, if it does not pass, will be signaling to the large landowners that indeed the rich will get richer and the poor will get poorer. And I thank you very much for letting me speak.

Thank you."

Representative Nakata then rose to speak in favor of the bill, stating:

"Mr. Speaker, although I do not see it as a panacea, it will not solve

the problem. As Representative Isbell says, the problem is leasehold. The concerns that I have had have been mainly agricultural leaseholds -- Waiahole, Waikane, Heeia-kea, the Luluku banana growers. The problem is leasehold.

This may give a toe hold, maybe it will give people courage. The lease is a negotiated document. When one person negotiates one on one with one of the large landowners, there is no power. Solution to this lies in people getting together to negotiate. This bill will encourage that process; therefore, I will be voting for it.

Thank you."

Representative Crozier then rose and stated:

"Mr. Speaker, I am a lessee and I am also a lessor. As a disciple of Lyndon Johnson and his Great Society which included much social legislation, I feel even he would be shocked at the extent of this government intrusion on contracts in our area. For that, I am against the bill.

Thank you."

Representative Hee then rose and stated:

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

Prior to 1848, Mr. Speaker, everybody owned the land which we now occupy. And come at 1884, seventy-two landowners, including the State, the federal and the county governments, control over 90 percent of all lands in Hawaii. It is high time for the large landowners to look elsewhere, other ways to subsist. And in the case of the Bishop Estate, as was clearly pointed out in the House Agriculture Committee, though their land holdings are 50 percent in agriculture leases, their income generated amounts to less than 10 percent. They own every piece of the rock in shopping centers, except one, on this island. It is high time, and they have recognized it, and through discussions, their income generation, their majority income generation, is not from the leases but it is through investments, and that is the direction the large landowners are taking from the small landowner perspective -- those with less than a thousand acres. It gives the people the opportunity to reoccupy the lands which their ancestors once held.

For those reasons, I speak in favor

of the bill."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted, and H.B. No. 2246-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASES ON REAL PROPERTY", having been read throughout, passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Andrews, Crozier, Morgado, Tungpalan and Yoshimura voting no.

The Chair directed the Clerk to note that H.B. No. 2246-84 had passed Third Reading at 12:17 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Baker, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 311-84) recommending that H.B. No. 1664-84, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Chun, seconded by Representative Baker and carried, the report of the majority of the Committee was adopted and H.B. No. 1664-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PLANNING", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Baker and Stanley, for the Committees on Health and Judiciary, presented a joint report (Stand. Com. Rep. No. 312-84) recommending that H.B. No. 1932-84, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Chun, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B. No. 1932-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Baker and Stanley, for the Committees on Health and Judiciary, presented a joint report (Stand. Com. Rep. No. 313-84) recommending that H.B. No. 1743-84, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Chun,

seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B. No. 1743-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VITAL STATISTICS", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Baker and Stanley, for the Committees on Health and Judiciary, presented a joint report (Stand. Com. Rep. No. 314-84) recommending that H.B. No. 1742-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Chun, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B. No. 1742-84, entitled: "A BILL FOR AN ACT RELATING TO THE DETERMINATION OF DEATH", 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. 1664-84, HD 1; 1932-84, HD 1; 1743-84, HD 1; and 1742-84 were made available to the members of the House at 11:30 o'clock a.m.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 315-84) recommending that H.R. No. 26, as amended in HD 1, be referred to the Committee on Transportation.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.R. No. 26, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A REVIEW OF THE STATUS AND PROGRESS OF STUDIES ON AGRICULTURAL TRANSPORTATION SYSTEMS AND THE ESTABLISHMENT OF STATEWIDE AGRICULTURAL STORAGE AND DISTRIBUTION CONSOLIDATION FACILITIES", was referred to the Committee on Transportation.

INTRODUCTION OF RESOLUTIONS

A resolution (H.R. No. 200) honoring the memory of Wayne Kaumualii Westlake and extending condolences and deepest sympathy to his family was jointly offered by Representatives Levin, Isbell, Albano, Apo, Bunda, Chun, Crozier, Gaulty, Hagino, Hashimoto, Hayes, Hirono, Honda, Kawakami, Kihano, Kiyabu, Kiyabu-Saballa, Leong, Matsuura, Menor, Nakata, Okamura, Segawa, Souki, Stanley, Tam, Taniguchi and

Tungpalan and was read by the Clerk.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, H.R. No. 200 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 193 to 199 and 201) and concurrent resolutionS (H.C.R. NoS. 82 and 83) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 193) supporting public fishing in all marine waters surrounding the proposed OTEC power plant to be located off Kahe Point on Oahu was jointly offered by Representatives Kiyabu-Saballa, Crozier, Apo, Okamura, Say, Albano, Anderson, Chun, Hagino, Hayes, Hee, Hirono, Ige, Isbell, Jones, Kihano, Kim, Lardizabal, Leong, Levin, Marumoto, Medeiros, Menor, Nakasato, Shito, Souki, Stanley, Taniguchi and Yoshimura.

A resolution (H.R. No. 194) requesting a reevaluation of Department of Education's re-districting plan and feasibility study on the establishment of a new elementary school in the Waianae School complex was offered by Representative Apo.

A resolution (H.R. No. 195) requesting a study of the impact of staggered work hours for State employees was jointly offered by Representatives Yoshimura and Taniguchi.

A resolution (H.R. No. 196) requesting a study of the consequences and feasibility of issuing to drivers under 18 years of age in the State a probationary driver's license was jointly offered by Representatives Nakasato, Kiyabu-Saballa, Okamura and Stanley.

A resolution (H.R. No. 197) requesting proclamation of the week beginning May 27, 1984, as Tourism Week in Hawaii was jointly offered by Representatives Nakasato, Lardizabal, Albano, Andrews, Baker, Chun, Dang, Graulty, Hayes, Hee, Honda, Isbell, Jones, Kiyabu-Saballa, Medeiros, Morgado, Nakata, Okamura, Segawa, Shito, Souki, Stanley, Takamine, Wong and Yoshimura.

A resolution (H.R. No. 198) concerning the creation of a Hilo flower complex was jointly offered by

Representatives Nakasato, Lardizabal, Levin, Matsuura and Segawa.

A resolution (H.R. No. 199) requesting the Legislative Reference Bureau to submit recommendations on the appropriate legislative action to grant voting rights of the Samoan U.S. nationals was jointly offered by Representatives Jones, Anderson, Andrews, Crozier, Dang, Hayes, Isbell, Kihano, Kim, Leong, Medeiros, Menor, Nakata, Okamura, Rohlfing, Stanley and Tungpalan.

A resolution (H.R. No. 201) supporting U.S. Senator Matsunaga's Bill S.2116 which provides redress and reparations for Americans and resident aliens of Japanese ancestry and Alaskan Aleuts who were subjected to forced evacuation and incarcerated in detention camps during World War II was jointly offered by Representatives Tam, Hagino, Marumoto, Anderson, Apo, Blair, Bunda, Hashimoto, Hee, Kiyabu, Lardizabal, Leong, Nakasato, Nakata, Souki, Stanley, Takamine and Taniguchi.

A concurrent resolution (H.C.R. No. 82) requesting a reevaluation of Department of Education's re-districting plan and feasibility study on the establishment of a new elementary school in the Waianae School complex was offered by Representative Apo.

A concurrent resolution (H.C.R. No. 83) supporting U.S. Senator Matsunaga's Bill S.2116 which provides redress and reparations for Americans and resident aliens of Japanese ancestry and Alaskan Aleuts who were subjected to forced evacuation and incarcerated in detention camps during World War II was jointly offered by Representatives Tam, Hagino, Marumoto, Anderson, Apo, Blair, Bunda, Hashimoto, Hee, Kiyabu, Lardizabal, Nakasato, Nakata, Souki, Stanley, Takamine and Taniguchi.

At 12:20 o'clock p.m., Representative Levin asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:30 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. 2075-84, HD 1:

On motion by Representative Okamura, seconded by Representative Stanley and carried, H.B. No. 2075-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 2075-84 had passed Third Reading at 12:30 o'clock p.m.

H.B. No. 2139-84, HD 1:

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, H.B. No. 2139-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOORING OF COMMERCIAL CATAMARANS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1637-84, HD 1:

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, H.B. No. 1637-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2139-84 and 1637-84 had passed Third Reading at 12:31 o'clock p.m.

H.B. No. 1758-84, HD 1:

On motion by Representative Albano, seconded by Representative Yoshimura and carried, H.B. No. 1758-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE CLEARINGHOUSE", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 1758-84 had passed Third Reading at 12:32 o'clock p.m.

H.B. No. 1681-84, HD 1:

On motion by Representative Leong, seconded by Representative Yoshimura and carried, H.B. No. 1681-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1716-84, HD 1:

On motion by Representative Medeiros, seconded by Representative Tom and carried, H.B. No. 1716-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1681-84 and 1716-84 had passed Third Reading at 12:33 o'clock p.m.

H.B. No. 1757-84:

On motion by Representative Matsuura, seconded by Representative Andrews and carried, H.B. No. 1757-84, entitled: "A BILL FOR AN ACT RELATING TO MARINE AFFAIRS", passed Third Reading by a vote of 51 ayes.

H.B. No. 2386-84:

On motion by Representative Hirono, seconded by Representative Shito and carried, H.B. No. 2386-84, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1757-84 and 2386-84 had passed Third Reading at 12:34 o'clock p.m.

H.B. No. 2020-84:

On motion by Representative Shito, seconded by Representative Hirono and carried, H.B. No. 2020-84, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed Third Reading by a vote of 51 ayes.

H.B. No. 2396-84:

On motion by Representative Shito, seconded by Representative Hirono and carried, H.B. No. 2396-84, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2020-84 and 2396-84 had passed Third Reading at 12:35 o'clock p.m.

At 12:36 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:37 o'clock p.m.

ADJOURNMENT

At 12:39 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, Friday, March 9, 1984.

THIRTY-SECOND DAY

Friday, March 9, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:37 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Reverend Phillip d'Auby representing Star of the Sea Church, after which the Roll was called showing all members present with the exception of Representatives Crozier and Tom, who were excused.

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

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

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 15) transmitting Senate Concurrent Resolution No. 4 concurring with the amendment of Executive Order No. 1446 covering the Waikiki War Memorial Park and Natatorium, which was adopted by the Senate on March 8, 1984, was read by the Clerk and was placed on file.

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

Representative Hagino introduced 60 fifth grade students from the Ala Wai Elementary School who were accompanied by their teachers, Ms. Betty Muraoka and Ms. Eunice Higashi.

Representative Leong introduced 55 senior citizens from the North Shore who were accompanied by Mr. Douglas Knight, Director of Area-wide Horizons; and Matilda Estrella, Recreation Director.

Representative Taniguchi introduced his aunt, Mrs. Violet Kunimitsu, who was among the North Shore senior citizens.

Representative Ikeda introduced 79 students from the Kansai Gai Hawaii College who were accom-

panied by their teachers: Ms. Deborah Forbis, Mr. Abe and Mr. Bob Smith.

ORDER OF THE DAY

COMMITTEE REASSIGNMENT

House Bill No. 2368-84 was re-referred to the 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 bills on Third Reading on the basis of a modified consent calendar.

UNFINISHED BUSINESS

Stand. Com. Rep. No. 290-84 on H.B. No. 1636-84, HD2:

By unanimous consent, action was deferred until the end of the calendar.

STANDING COMMITTEE REPORTS

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 316-84) recommending that H.B. No. 2035-84, as amended in HD1, 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. 2035-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Hashimoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 317-84) recommending that H.B. No. 1864-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hashimoto, seconded by Representative Hee and carried, the

report of the Committee was adopted and H.B. No. 1864-84 entitled: "A BILL FOR AN ACT RELATING TO SCHOOL DISTRICT ADVISORY COUNCILS", passed Second Reading and was placed on the calendar for Third Reading.

At 10:48 o'clock a.m., at the request of Representative Ikeda, the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 10:51 o'clock a.m.

Representatives Hashimoto and Stanley, for the majority of the Committees on Education and Judiciary, presented a joint report (Stand. Com. Rep. No. 318-84) recommending that H.B. No. 1370, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hashimoto, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B. No. 1370, HD1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO THE APPOINTMENT OF THE SUPERINTENDENT OF EDUCATION", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Tungpalan and Albano, for the majority of the Committees on Employment Opportunities and Labor Relations and Public Employment and Government Operations, presented a joint report (Stand. Com. Rep. No. 319-84) recommending that H.B. No. 2429-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Tungpalan, seconded by Representative Albano and carried, the joint report of the majority of the Committees was adopted and H.B. No. 2429-84, HD1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Tungpalan and Stanley, for the Committees on Employment Opportunities and Labor Relations and Judiciary, presented a joint report (Stand. Com. Rep. No. 320-84) recom-

mending that H.B. No. 1748-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Tungpalan, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B. No. 1748-84, HD1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES", 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. 321-84) recommending that H.B. No. 556 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 321-84 on H.B. No. 556 was deferred until later in the calendar.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 322-84) recommending that H.B. No. 1984-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Wong, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 1984-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL BANKING", 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. 323-84) recommending that H.B. No. 1821-84, 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. 1821-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTORS", 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. 2035-84, HD1; 1370, HD1; 2429-84, HD1; 1748-84, HD1;

1984-84, HD1 and 1821-84, HD1 were made available to the members of the House at 10:30 o'clock a.m.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 324-84) recommending that H.B. No. 2181-84 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. 2181-84 entitled: "A BILL FOR AN ACT RELATING TO LANDLORD AND TENANT", 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. 325-84) recommending that H.B. No. 2044-84, 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. 2044-84, 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. 326-84) recommending that H.B. No. 2281-84, 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. 2281-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", 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. 327-84) recommending that H.B. No. 2025-84, 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. 2025-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC", 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. 328-84) recommending that H.B. No. 1839-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 1839-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE", 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. 329-84) recommending that H.B. No. 2333-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 2333-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS UNDER THE FIREARMS LAW", 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. 330-84) recommending that H.B. No. 2000-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 2000-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", 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. 331-84) recommending that H.B.

No. 1981-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 1981-84, HD1 entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 9, OF THE HAWAII CONSTITUTION, TO PROVIDE FOR THE METHOD OF PAYMENT OF LEGISLATIVE SALARIES", 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. 2044-84, HD1; 2281-84, HD1; 2025-84, HD1; 1839-84, HD1; 2333-84, HD1; 2000-84, HD1 and 1981-84, HD1 were made available to the members of the House at 10:30 o'clock a.m.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 332-84) recommending that H.B. No. 1988-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 1988-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO PATERNITY ACTIONS", 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. 333-84) recommending that H.B. No. 2001-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 2001-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", 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. 334-84) recommending that H.B. No. 2003-84, as amended in HD1, pass Second Reading and be placed

on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 2003-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", 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. 335-84) recommending that H.B. No. 2010-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 2010-84 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. 336-84) recommending that H.B. No. 1220, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 1220, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE COSTS OF 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. 337-84) recommending that H.B. No. 2142-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 2142-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR", 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. 338-84) recommending that H.B. No. 2610-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 2610-84 entitled: "A BILL FOR AN ACT RELATING TO CONGRESSIONAL DISTRICTS", 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. 339-84) recommending that H.B. No. 2605-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 2605-84 entitled: "A BILL FOR AN ACT RELATING TO CONSTITUTIONAL AMENDMENTS", 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. 1988-84, HD1; 2001-84, HD1; 2003-84, HD1; 1220, HD1 and 2142-84, HD1 were made available to the members of the House at 10:30 o'clock a.m.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 340-84) recommending that H.B. No. 2604-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 2604-84 entitled: "A BILL FOR AN ACT RELATING TO ABSENTEE VOTING", 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. 341-84) recommending that H.B. No. 2603-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

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

Committee was adopted and H.B. No. 2603-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO VOTER FRAUD", 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. 342-84) recommending that H.B. No. 1892-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Stanley, seconded by Representative Shito and carried, the report of the Committee was adopted and H.B. No. 1892-84 entitled: "A BILL FOR AN ACT RELATING TO CRIMES AGAINST PUBLIC ADMINISTRATION", 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. 1892-84, HD1 were made available to the members of the House at 10:30 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the following resolution (H.R. No. 205) was adopted:

A resolution (H.R. No. 205) extending condolences to the family of the late Charles C. Yamamoto, fisherman and fishing advocate was jointly offered by Representatives Matsuura, Kawakami, Baker, Hashimoto, Hirono, Ikeda, Isbell, Kihano, Kiyabu-Saballa, Lardizabal, Medeiros, Menor, Nakasato, Nakata, Okamura, Shito, Takamine, Tam and Taniguchi.

The following resolutions (H.R. Nos. 202 to 204) was referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 201) supporting U.S. Senator Matsunaga's Bill S.2116 which provides redress and reparations for Americans and resident aliens of Japanese ancestry and Alaskan aleuts who were subjected to forced evacuation and incarcerated in detention camps during World War II was jointly offered by Representatives Tam, Hagino, Marumoto, Anderson, Apo, Blair, Bunda, Hashimoto, Hee, Kiyabu, Lardizabal, Leong, Nakasato, Nakata, Souki, Stanley, Takamine and Taniguchi.

A resolution (H.R. No. 202) requesting an investigation of disparate position classification of personnel assigned to crash fire rescue units throughout the State was jointly offered by Representatives Lardizabal, Anderson, Apo, Bunda, Chun, Dang, Ikeda, Isbell, Kawakami, Menor, Nakasato, Nakata, Segawa and Souki.

A resolution (H.R. No. 203) requesting an assessment of the feasibility of designating the waters offshore of the Leleiwi Beach Park at the Richardson Ocean Center, Hilo, Hawaii, as a marine life conservation district was jointly offered by Representatives Matsuura, Baker, Hashimoto, Hirono, Ikeda, Isbell, Kihano, Kiyabu-Saballa, Lardizabal, Medeiros, Menor, Nakasato, Nakata, Okamura, Shito, Takamine, Tam and Taniguchi.

A resolution (H.R. No. 204) requesting a study of the feasibility of utilizing dredged coral from the Barbers Point deep draft harbor project for the development of artificial reefs was jointly offered by Representatives Crozier, Apo and Kiyabu-Saballa.

At 10:58 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:34 o'clock a.m.

At this time, the Vice Speaker assumed the rostrum.

RECONSIDERATION OF ACTION TAKEN

Representative Hashimoto moved that the House reconsider its action taken on Stand. Com. Rep. No. 318-84 on H.B. No. 1370, HD1, seconded by Representative Stanley and carried.

Representative Hashimoto then rose and stated:

"This bill will be resubmitted for action at tonight's session."

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

The House of Representatives reconvened at 11:41 o'clock a.m.

ANNOUNCEMENTS

At this time, the Chair announced that the House would be "returning this evening at 8:00 o'clock p.m., and we will stand in recess until 8:00 o'clock p.m., this evening, and all Third Reading bills would be taken up at that time."

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

The House of Representatives reconvened at 11:41 o'clock a.m.

At 11:41 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

EVENING SESSION

The House of Representatives reconvened at 8:25 o'clock p.m. with the Speaker presiding.

The Chair directed the Clerk to note the presence of Representatives Crozier and Tom.

DEFERRED MATTERS FROM EARLIER ON THE CALENDAR

Stand. Com. Rep. No. 290-84 on H.B. No. 1636-84, HD2:

On motion by Representative Bunda, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 1636-84 entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HILO HOSPITAL, HILO, COUNTY OF HAWAII", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 1636-84 had passed Third Reading at 8:26 o'clock p.m.

Stand. Com. Rep. No. 321-84 on H.B. No. 556:

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 321-84) recommending that H.B. No. 556 pass Third Reading.

On motion by Representative

Bunda, 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 Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 556 had passed Third Reading at 8:27 o'clock p.m.

H.B. No. 1785-84, HD1:

On motion by Representative Kim, seconded by Representative Honda and carried, H.B. No. 1785-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO DISPENSING OPTICIANS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 1785-84 had passed Third Reading at 8:27 o'clock p.m.

H.B. No. 1784-84, HD1:

On motion by Representative Kim, seconded by Representative Honda and carried, H.B. No. 1784-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE REPAIR INDUSTRY", passed Third Reading by a vote of 51 ayes.

H.B. No. 1848-84, HD1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1848-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO SEPARATE PROPERTY", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1784-84 and 1848-84 had passed Third Reading at 8:28 o'clock p.m.

H.B. No. 2258-84, HD1:

Representative Kiyabu-Saballa moved that H.B. No. 2258-84, HD1 be recommitted to the Committee on Water, Land Use, Development and Hawaiian Affairs, seconded by Representative Say.

Representative Kiyabu-Saballa rose and stated:

"It is with deep feelings that I ask that this bill be recommitted.

"Although H.B. No. 2258-84, HD1 proposes to raise the amount of SMA valuation from \$65,000 to \$100,000, there has been much more discussion since the majority caucus this morning with respect to the serious questions that this bill has proposed.

"Mr. Speaker, in light of the concerns expressed and with respect to the environment and the people of Hawaii, and because these questions have elicited concerns not previously discussed in the public hearing, it is for these reasons I have asked to have this legislation recommitted, so that we, as legislators will be afforded the time needed to put forth the legislation which truly serves the people of this State.

"I feel it is honorable and most timely to do this at this time. I would like to thank Representative Calvin Say, and yourself, Mr. Speaker, and members of this body."

The motion to recommit H.B. No. 2258-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT", was put by the Chair and carried.

H.B. No. 2540-84, HD1:

On motion by Representative Say, seconded by Representative Andrews and carried, H.B. No. 2540-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", passed Third Reading by a vote of 51 ayes.

H.B. No. 2201-84, HD1:

On motion by Representative Kim, seconded by Representative Honda and carried, H.B. No. 2201-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES", passed Third Reading by a vote of 50 ayes, with Representative Baker voting no.

The Chair directed the Clerk to note that H.B. Nos. 2540-84 and 2201-84 had passed Third Reading at 8:30 o'clock p.m.

H.B. No. 1925-84, HD1:

On motion by Representative Kim, seconded by Representative Honda and carried, H.B. No. 1925-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITY", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 1925-84 had passed Third Reading at 8:31 o'clock p.m.

H.B. No. 1880-84, HD1:

On motion by Representative Kim, seconded by Representative Honda and carried, H.B. NO. 1880-84, HD 1 entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES", passed Third Reading by a vote of 51 ayes.

H.B. No. 1742-84:

On motion by Representative Baker, seconded by Representative Stanley and carried, H.B. No. 1742-84 entitled: "A BILL FOR AN ACT RELATING TO THE DETERMINATION OF DEATH", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1880-84 and 1742-84 had passed Third Reading at 8:32 o'clock p.m.

At 8:33 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 8:35 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 343-84) recommending that H.B. No. 1658-84, as amended in HD1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Baker, seconded by Representative Andrews and carried, the report of the Committee was adopted and H.B. No. 1658-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO HOSPITAL BILLS", 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. 344-84) recommending that H.B. No. 1737-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Baker, seconded by Representative Andrews and carried, the report of the Committee was adopted and H.B. No.

1737-84 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", 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. 345-84) recommending that H.B. No. 1744-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Baker, seconded by Representative Andrews and carried, the report of the Committee was adopted and H.B. No. 1744-84 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", 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. 346-84) recommending that H.B. No. 2561-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Baker, seconded by Representative Andrews and carried, the report of the Committee was adopted and H.B. No. 2561-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", 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. 1658-84, HD1 and 2561-84, HD1 were made available to the members of the House at 8:35 o'clock p.m.

Representatives Baker and Stanley, for the Committees on Health and Judiciary, presented a joint report (Stand. Com. Rep. No. 347-84) recommending that H.B. No. 1729-84, 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 Committees was adopted and H.B. No. 1729-84, HD1, entitled: "A BILL FOR AN ACT RELATING TO INVOLUNTARY CIVIL COMMITMENT UNDER MENTAL HEALTH LAW", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Baker and Stanley, for the Committees on Health and Judiciary, presented a joint report (Stand. Com. Rep. No. 348-84) recommending that H.B. No. 2233-84,

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 Committees was adopted and H.B. No. 2233-84 entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH", passed Second Reading and was 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. 349-84) recommending that H.B. No. 1781-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Baker, seconded by Representative Kim and carried, the joint report of the Committees was adopted and H.B. No. 1781-84, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE PRACTICE OF ACUPUNCTURE", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Okamura, 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. 350-84) recommending that H.B. No. 1711-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative Say and carried, the joint report of the Committee was adopted and H.B. No. 1711-84, HD1 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 Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 351-84) recommending that H.B. No. 1724-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Albano, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 1724-84 entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ACCOUNTING AND GEN-

ERAL SERVICES", 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. 352-84) recommending that H.B. No. 1871-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Bunda and carried, the report of the Committee was adopted and H.B. No. 1871-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE DISTRIBUTION OF STATE TAX FUNDS", 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. 353-84) recommending that H.B. No. 2438-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Bunda and carried, the report of the Committee was adopted and H.B. No. 2438-84, HD1 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. 1729-84, HD1; 1781-84, HD1; 1711-84, HD1; 1871-84, HD1 and 2438-84, HD1 were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 354-84) recommending that H.B. No. 1185-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 354-84 on H.B. No. 1185-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1185, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 355-84) recommending that H.B. No. 1739-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 355-84 on H.B. No. 1739-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1739-84, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 356-84) recommending that H.B. No. 1741-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 356-84 on H.B. No. 1741-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1741-84, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 357-84) recommending that H.B. No. 1751-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 357-84 on H.B. No. 1751-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1751-84, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 358-84) recommending that H.B. No. 1794-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 358-84 on H.B. No. 1794-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1794-84, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 359-84) recommending that H.B. No. 1796-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 359-84 on H.B. No. 1796-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1796-84, HD2, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 360-84) recommending that H.B. No. 1797-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 360-84 on H.B. No. 1797-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1797-84, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 361-84) recommending that H.B. No. 1798-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 361-84 on H.B. No. 1798-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1798-84, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 362-84) recommending that H.B. No. 1800-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 362-84 on H.B. No. 1800-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1800-84, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 363-84) recommending that H.B. No. 1950-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 363-84 on H.B. No. 1950-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1950-84, HD2, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 364-84) recommending that H.B. No. 162, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 364-84 on H.B. No. 162, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 162, HD2, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 365-84) recommending that H.B. No. 1746-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 365-84 on H.B. No. 1746-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1746-84, HD2, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 366-84) recommending that H.B. No. 1911-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 366-84 on H.B. No. 1911-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1911-84, HD2, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 367-84) recommending that H.B. No. 2192-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 367-84 on H.B. No. 2192-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2192-84, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 368-84) recommending that H.B. No. 2193-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 368-84 on H.B. No. 2193-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2193-84, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 369-84) recommending that H.B. No. 2195-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 369-84 on H.B. No. 2195-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2195-84, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 370-84) recommending that H.B. No. 1920-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 370-84 on H.B. No. 1920-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1920-84, HD2, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 371-84) recommending that H.B. No. 1754-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 371-84 on H.B. No. 1754-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1754-84, HD2, were made available to the members of the House at 8:35 o'clock p.m.

Representatives Hashimoto and Stanley, for the Committees on Education and Judiciary, presented a joint report (Stand. Com. Rep. No. 372-84) recommending that H.B. No. 2602-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and H.B. No. 2602-84, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION", 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. 2602-84, HD1 was made available to the members of the House at 8:35 o'clock p.m.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 373-84) recommending that H.B. No. 2252-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Andrews and carried, the report of the Committee was adopted and H.B. No. 2252-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY", 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. 374-84) recommending that H.B. No. 2240-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Andrews and carried, the report of the Committee was adopted and H.B. No. 2240-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES", 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. 375-84) recommending that H.B. No. 2239-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Andrews and carried, the report of the Committee was adopted and H.B. No. 2239-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Ige and Hashimoto, for the Committees on Human Services and Education, presented a joint report (Stand. Com. Rep. No. 376-84) recommending that H.B. No. 1802-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Ige, seconded by Representative Hee and carried, the joint report of the Committees was adopted and H.B. No. 1802-84, HD1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE", 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. 377-84) recommending that H.B. No. 2268-84, 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. 2268-84 entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURTS", 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. 378-84) recommending that H.B. No. 537, 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. 537, HD1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL

INSTITUTION RECORDS", 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. 379-84) recommending that H.B. No. 2402-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Bunda and carried, the report of the Committee was adopted and H.B. No. 2402-84 entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC", 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. 2252-84, HD1; 2240-84, HD1; 2239-84, HD1; 1802-84, HD1 and 537, HD1 were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 380-84) recommending that H.B. No. 847, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 380-84 on H.B. No. 847, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 847, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 381-84) recommending that H.B. No. 769, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 381-84 on H.B. No. 769, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 769, HD2, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No.

382-84) recommending that H.B. No. 582, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 382-84 on H.B. No. 582, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 582, HD2, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 383-84) recommending that H.B. No. 2110-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 383-84 on H.B. No. 2110-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2110-84, HD2, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 384-84) recommending that H.B. No. 2194-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 384-84 on H.B. No. 2194-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2194-84, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 385-84) recommending that H.B. No. 2203-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 385-84 on H.B. No. 2203-84, as amended in HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2203-84, HD2, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the

Committee on Finance, presented a report (Stand. Com. Rep. No. 386-84) recommending that H.B. No. 2406-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 386-84 on H.B. No. 2406-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2406-84, HD2, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 387-84) recommending that H.B. No. 2486-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 387-84 on H.B. No. 2486-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2486-84, HD2, were made available to the members of the House at 8:35 o'clock p.m.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 388-84) recommending that H.B. No. 1882-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kim, seconded by Representative Honda and carried, the report of the Committee was adopted and H.B. No. 1882-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO AGREEMENTS OF SALE", 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. 389-84) recommending that H.B. No. 2418-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kim, seconded by Representative Honda and carried, the report of the Committee was adopted and H.B. No. 2418-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTORS", 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. 1882-84, HD1 and 2418-84, HD1 were made available to the members of the House at 8:35 o'clock p.m.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 390-84) recommending that H.B. No. 2477-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kim, seconded by Representative Honda and carried, the report of the Committee was adopted and H.B. No. 2477-84 entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Hirono, Say and Andrews, for the Committees on Housing; and Water, Land Use, Development and Hawaiian Affairs; and State General Planning, presented a joint report (Stand. Com. Rep. No. 391-84) recommending that H.B. No. 2598-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Say and carried, the joint report of the Committees was adopted and H.B. No. 2598-84, HD1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", passed Second Reading and was placed on the calendar for Third Reading.

At 8:43 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 Representative reconvened at 9:17 o'clock p.m.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 392-84) recommending that H.B. No. 2416-84, 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. 2416-84, 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. 393-84) recommending that H.B. No. 2368-84, 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. 2368-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO PROOF OF VENUE", 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. 394-84) recommending that H.B. No. 628 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. 628 entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 15, OF THE HAWAII CONSTITUTION, TO CLARIFY THE FORTY-EIGHT HOUR REQUIREMENT FOR THE FINAL READING", 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. 395-84) recommending that H.B. No. 1845-84, 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. 1845-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO 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. 396-84) recommending that H.B. No. 2340-84, 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. 2340-84, HD1 entitled: "A BILL FOR

AN ACT RELATING TO REFUSAL TO PROVIDE IDENTIFICATION UNDER THE STATEWIDE TRAFFIC CODE", 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. 2598-84, HD1; 2416-84, HD1; 1845-84, HD1 and 2340-84, HD1 were made available to the members of the House at 8:45 o'clock p.m.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 397-84) recommending that H.B. No. 2332-84, 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. 2332-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE", 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. 398-84) recommending that H.B. No. 2163-84, 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. 2163-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE", 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. 399-84) recommending that H.B. No. 1999-84, 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. 1999-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", 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.

400-84) recommending that H.B. No. 1983-84, 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. 1983-84, as amended in HD1 entitled: "A BILL FOR AN ACT RELATING TO A DUTY TO ASSIST IN CERTAIN CIRCUMSTANCES", 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. 401-84) recommending that H.B. No. 1982-84, 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. 1982-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SALARIES", 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. 402-84) recommending that H.B. No. 1953-84 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. 1953-84 entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION", 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. 403-84) recommending that H.B. No. 1948-84 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. 1948-84 entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 10, OF THE HAWAII CONSTITUTION TO ALLOW FLEXIBILITY IN SCHEDULING THE MANDATORY RECESS", 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. 404-84) recommending that H.B. No. 2285-84, 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. 2285-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", 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. 2332-84, HD1; 2163-84, HD1, 1999-84, HD1; 1983-84, HD1; 1982-84, HD1; 1953-84, HD1 and 2285-84, HD1 were made available to the members of the House at 8:35 o'clock p.m.

Representatives Shito and Stanley, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 405-84) recommending that H.B. No. 2103-84, 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 Committees was adopted and H.B. No. 2103-84 entitled: "A BILL FOR AN ACT RELATING TO LICENSEES UNDER THE INTOXICATING LIQUOR LAW", 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. 406-84) recommending that H.B. No. 2224-84, 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. 2224-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE RATES", 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. 407-84) recommending that H.B. No. 654, 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. 654, HD1 entitled: "A BILL FOR AN ACT RELATING TO ACQUISITION OF VOTING STOCK BY FOREIGN INVESTORS", 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. 408-84) recommending that H.B. No. 2484-84, 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. 2484-84, HD1 entitled: "A BILL FOR AN ACT REGARDING CHAPTER 421C, HAWAII REVISED STATUTES", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Hashimoto and Stanley, for the majority of the Committees on Education and Judiciary, presented a joint report (Stand. Com. Rep. No. 409-84) recommending that H.B. No. 571, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hashimoto, seconded by Representative Stanley and carried, the joint report of the majority of the Committees was adopted and H.B. No. 571, HD1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION TO PROVIDE FOR AN APPOINTED BOARD OF EDUCATION", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Taniguchi and Hashimoto, for the Committees on Transportation and Education, presented a joint report (Stand. Com. Rep. No. 410-84) recommending that H.B. No. 2036-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Taniguchi, seconded by Representative Hashimoto and carried, the joint report of the Committees was adopted and H.B. No. 2036-84, HD1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL VEHICLES", 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. 411-84) recommending that H.B. No. 2308-84, 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. 2308-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES", 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. 2103-84, HD1; 2224-84, HD1; 654, HD1; 2484-84, HD1; 571, HD1 and 2036-84, HD1 and 2308-84, HD 1 were made available to the members of the House at 8:35 o'clock p.m.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 412-84) recommending that H.B. No. 2329-84, 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. 2329-84, HD1, entitled: "A BILL FOR AN ACT RELATING TO ALIMONY", 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. 413-84) recommending that H.B. No. 2077-84, 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. 2077-84, HD1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS", 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. 414-84) recommending that H.B. No. 2032-84, 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. 2032-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT", passed Second Reading and was placed on the calendar for Third Reading.

Representative Stanley, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 415-84) recommending that H.B. No. 1989-84 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. 1989-84 entitled: "A BILL FOR AN ACT RELATING TO PATERNITY", 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. 416-84) recommending that H.B. No. 1980-84, 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. 1980-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC EAVESDROPPING", 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. 417-84) recommending that H.B. No. 1947-84, 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. 1947-84 entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 12, OF THE

HAWAII CONSTITUTION, TO ALLOW GREATER FLEXIBILITY IN SCHEDULING THE DEADLINE FOR INTRODUCING BILLS", 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. 418-84) recommending that H.B. No. 1629-84, 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. 1629-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY 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. 419-84) recommending that H.B. No. 633, 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. 633, HD1 entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO CHANGE THE JURISDICTIONAL AMOUNT REQUIRED FOR JURY TRIALS", 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. 2329-84, HD1; 2077-84, HD1; 2032-84, HD1; 1980-84, HD1; 1629-84, HD1 and 633, HD1 were made available to the members of the House at 8:35 o'clock p.m.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 420-84) recommending that H.B. No. 2179-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 420-84 on H.B. No. 2179-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2179-84, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 421-84) recommending that H.B. No. 2016-84, 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. 2016-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO PATIENTS' COMPENSATION", 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. 422-84) recommending that H.B. No. 2196-84, 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. 2196-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS", 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. 423-84) recommending that H.B. No. 1895-84, HD1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 423-84 on H.B. No. 1895-84 was deferred one legislative day.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 424-84) recommending that H.B. No. 2526-84, 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. 2526-84 entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR", 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.

425-84) recommending that H.B. No. 2407-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 425-84 on H.B. No. 2407-84-84 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2407-84, HD1, were made available to the members of the House at 8:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 426-84) recommending that H.B. No. 2254-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 426-84 on H.B. No. 2254-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2254-84, HD2, were made available to the members of the House at 8:35 o'clock p.m.

Representatives Hirono, Say and Andrews, for the Committees on Housing; Water, Land Use, Development and Hawaiian Affairs; and State General Planning, presented a joint report (Stand. Com. Rep. No. 427-84) recommending that H.B. No. 2597-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Say and carried, the joint report of the Committees was adopted and H.B. No. 2597-84 entitled: "A BILL FOR AN ACT RELATING TO HOUSING", 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. 2016-84, HD1 and 2196-84, HD1 were made available to the members of the House at 8:35 o'clock p.m.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 428-84) recommending that H.B. No. 2116-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Taniguchi, seconded by Repre-

sentative Hayes and carried, the report of the Committee was adopted and H.B. No. 2116-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE DRIVER IMPROVEMENT PROGRAM", 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. 429-84) recommending that H.B. No. 2078-84, as amended in HD1, 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. 2078-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION ON TRANSPORTATION", 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. 430-84) recommending that H.B. No. 2275-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Taniguchi, seconded by Representative Shito and carried, the joint report of the Committees was adopted and H.B. No. 2275-84, HD1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY", 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. 431-84) recommending that H.B. No. 2249-84, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Taniguchi, seconded by Representative Shito and carried, the joint report of the Committees was adopted and H.B. No. 2249-84 entitled: "A BILL FOR AN ACT RELATING TO PILOTAGE", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Taniguchi and Stanley, for the Committees on Transportation and Judiciary, presented a

joint report (Stand. Com. Rep. No. 432-84) recommending that H.B. No. 2337-84, as amended in HD1, 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. 2337-84, HD1, entitled: "A BILL FOR AN ACT RELATING TO TAIL LIGHTS ON VEHICLES", 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. 433-84) recommending that H.B. No. 2451-84, 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. 2451-84, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE", 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. 2116-84, HD1; 2078-84, HD1; 2275-84, HD1; 2337-84, HD1 and 2451-84, HD1 were made available to the members of the House at 8:35 o'clock p.m.

At 9:30 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 10:41 o'clock p.m.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 434-84) recommending that H.B. No. 78, 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. 78, HD1 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE THEFT", 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. 435-84) recommending that H.B. No.

2527-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Bunda and carried, the report of the Committee was adopted and H.B. No. 2527-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO DEPOSITS OF PUBLIC FUNDS", 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. 482-84) recommending that H.B. No. 1873-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Bunda and carried, the report of the majority of the Committee was adopted and H.B. No. 1873-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND EXPENDITURE CEILING", 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. 483-84) recommending that H.B. No. 1870-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Bunda and carried, the report of the Committee was adopted and H.B. No. 1870-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO INCOME 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. 484-84) recommending that H.B. No. 2529-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Bunda and carried, the report of the Committee was adopted and H.B. No. 2529-84, HD1 entitled: "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE", 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. 78, HD1; 2527-84, HD1; 1873-84, HD1; 1870-84, HD1 and 2529-84, HD1 were made available to the members of the House at 10:41 o'clock p.m.

ANNOUNCEMENTS

At this time, the Chair made the following announcement:

"We have another supplemental calendar, number 3, that is being printed. All bills on that supplemental calendar are awaiting the 48-hour notice."

Representative Andrews rose and congratulated the Maui High School basketball team for winning the semi-finals over Kalaheo High School.

Representative Marumoto rose and stated:

"Mr. Speaker, on a point of information: It is my understanding that we will be provided copies of the bills that are awaiting the 48-hour notice and a complete listing of those bills by title and number."

The Chair replied:

"Yes, you will be."

Representative Marumoto continued:

"Thank you. It is very important that we do study these bills before they are voted upon on Monday morning."

At 10:45 o'clock p.m., the Chair declared the House in recess for the purpose of receiving bills awaiting the 48-hour notice.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 436-84) recommending that H.B. No. 1718-84, as amended in HD1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 436-84 on H.B. No. 1718-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1718-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 437-84) recommending that H.B. No.

1879-84, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 437-84 on H.B. No. 1879-84, HD1, was deferred until Monday, March 12, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 1879-84, HD1 were made available to the members of the House not later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 438-84) recommending that H.B. No. 2327-84, as amended in HD2, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 438-84 on H.B. No. 2327-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2327-84, HD2 were made available to the members of the House not later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 439-84) recommending that H.B. No. 2184-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 439-84 on H.B. No. 2184-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2184-84, HD2 were made available to the members of the House not later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 440-84) recommending that H.B. No. 2169-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 440-84 on H.B. No. 2169-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2169-84, HD2 were made available to the members of the House not later than 12:00 o'clock midnight.

Representative Kiyabu, for the

Committee on Finance, presented a report (Stand. Com. Rep. No. 441-84) recommending that H.B. No. 1811-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 441-84 on H.B. No. 1811-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1811-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 442-84) recommending that H.B. No. 1765-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 442-84 on H.B. No. 1765-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1765-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 443-84) recommending that H.B. No. 1749-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 443-84 on H.B. No. 1749-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1749-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 444-84) recommending that H.B. No. 1549, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 444-84 on H.B. No. 1549, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1549, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 445-84) recommending that H.B. No. 1940-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 445-84 on H.B. No. 1940-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1940-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 446-84) recommending that H.B. No. 1820-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 446-84 on H.B. No. 1820-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1820-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 447-84) recommending that H.B. No. 1905-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 447-84 on H.B. No. 1905-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1905-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 448-84) recommending that H.B. No. 1828-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 448-84 on H.B. No. 1828-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1828-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 449-84) recommending that H.B. No. 2161-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 449-84 on H.B. No. 2161-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2161-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 450-84) recommending that H.B. No. 2151-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 450-84 on H.B. No. 2151-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2151-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 451-84) recommending that H.B. No. 2113-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 451-84 on H.B. No. 2113-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2113-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 452-84) recommending that H.B. No. 1431, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 452-84 on H.B. No. 1431, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1431, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 453-84) recommending that H.B. No. 2305-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 453-84 on H.B. No. 2305-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2305-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 454-84) recommending that H.B. No. 2320-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 454-84 on H.B. No. 2320-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2320-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 455-84) recommending that H.B. No. 2409-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 455-84 on H.B. No. 2409-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2409-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 456-84) recommending that H.B. No. 2294-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 456-84 on H.B. No. 2294-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2294-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 457-84) recommending that H.B. No. 1773-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 457-84 on H.B. No. 1773-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1773-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 458-84) recommending that H.B. No. 1912-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 458-84 on H.B. No. 1912-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1912-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 459-84) recommending that H.B. No. 1956-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 458-84 on H.B. No. 1956-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1956-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 460-84) recommending that H.B. No. 2564-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 460-84 on H.B. No. 2564-84 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2564-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 461-84) recommending that H.B. No. 2523-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 461-84 on H.B. No. 2523-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2523-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 462-84) recommending that H.B. No. 2007-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 462-84 on H.B. No. 2007-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2007-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 463-84) recommending that H.B. No. 2082-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 463-84 on H.B. No. 2082-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2082-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 464-84) recommending that H.B. No. 2261-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 464-84 on H.B. No. 2261-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2261-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 465-84) recommending that H.B. No. 2054-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 465-84 on H.B. No. 2054-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2054-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 466-84) recommending that H.B. No. 2559-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 466-84 on H.B. No. 2559-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2559-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 467-84) recommending that H.B. No. 1634-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 467-84 on H.B. No. 1634-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1634-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 468-84) recommending that H.B. No. 1933-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 468-84 on H.B. No. 1933-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1933-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 469-84) recommending that H.B. No. 2528-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 469-84 on H.B. No. 2528-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2528-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 470-84) recommending that H.B. No. 2307-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 470-84 on H.B. No. 2307-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2307-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 471-84) recommending that H.B. No. 1941-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 471-84 on H.B. No. 1941-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1941-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 472-84) recommending that H.B. No. 2187-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 472-84 on H.B. No. 2187-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2187-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 473-84) recommending that H.B. No. 2198-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 473-84 on H.B. No. 2198-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2198-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 474-84) recommending that H.B. No. 2463-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 474-84 on H.B. No. 2463-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2463-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 475-84) recommending that H.B. No. 2512-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 475-84 on H.B. No. 2512-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2512-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 476-84) recommending that H.B. No. 1157, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 476-84 on H.B. No. 1157, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1157, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 477-84) recommending that H.B. No. 2257-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 477-84 on H.B. No. 2257-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2257-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 478-84) recommending that H.B. No. 2248-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 478-84 on H.B. No. 2248-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2248-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 479-84) recommending that H.B. No. 2230-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 479-84 on H.B. No. 2230-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2230-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 480-84) recommending that H.B. No. 2255-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 480-84 on H.B. No. 2255-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2255-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 481-84) recommending that H.B. No. 2219-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 481-84 on H.B. No. 2219-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2219-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 485-84) recommending that H.B. No. 2497-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 485-84 on H.B. No. 2497-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2497-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 486-84) recommending that H.B. No. 2612-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 486-84 on H.B. No. 2612-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2612-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 487-84) recommending that H.B. No. 1319, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 487-84 on H.B. No. 1319-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1319, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 488-84) recommending that H.B. No. 2143-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 488-84 on H.B. No. 2143-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2143-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 489-84) recommending that H.B. No. 2144-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 489-84, HD2 on H.B. No. 2144-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2144-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 490-84) recommending that H.B. No. 2002-84, as amended HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 490-84 on H.B. No. 2002-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2002-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 491-84) recommending that H.B. No. 2028-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 491-84 on H.B. No. 2028-84, HD1, was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2028-84, HD1 were made available to the members of the House

no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 492-84) recommending that H.B. No. 2102-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 492-84 on H.B. No. 2102-84, HD2, was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2102-84, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 493-84) recommending that H.B. No. 1745-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 493-84 on H.B. No. 1745-84, HD1, was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1745-84, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 494-84) recommending that H.B. No. 183, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 494-84 on H.B. No. 183, HD2, was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 183, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 498) recommending that H.B. No. 851 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 498 on H.B. No. 851 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 499-84) recommending that H.B. No. 2229-84, HD1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 499-84 on H.B. No. 2229-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 500-84) recommending that H.B. No. 1904-84, HD1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 500-84 on H.B. No. 1904-84, HD1 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 501-84) recommending that H.B. No. 1949-84, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 501-84 on H.B. No. 1949-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 502-84) recommending that H.B. No. 1946-84 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 502-84 on H.B. No. 1946-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 503-84) recommending that H.B. No. 2006-84 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 503-84 on H.B. No. 2006-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 504-84) recommending that H.B. No. 2182-84 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 504-84 on H.B. No. 2182-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 505-84) recommending that H.B. No. 2256-84, HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 505-84 on H.B. No. 2256-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article

III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2256-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 506-84) recommending that H.B. No. 1728-84 pass Third Reading.

By unanimous consent, action of Stand. Com. Rep. No. 506-84 on H.B. No. 1728-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 507-84) recommending that H.B. No. 1789-84, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 507-84 on H.B. No. 1789-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 508-84) recommending that H.B. No. 1856-84, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 508-84 on H.B. No. 1856-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1856-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 509-84) recommending that H.B. No. 1906-84, HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 509-84 on H.B. No. 1906-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1906-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 510-84) recommending that H.B. No. 2021-84, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 510-84 on

H.B. No. 2021-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 511-84) recommending that H.B. No. 2039-84, HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 511-84 on H.B. No. 2039-84, HD1 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2039-84, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 512-84) recommending that H.B. No. 1466 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 512-84 on H.B. No. 1466 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 513-84) recommending that H.B. No. 359 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 513-84 on H.B. No. 359 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 514-84) recommending that H.B. No. 1213 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 514-84 on H.B. No. 1213 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 515-84) recommending that H.B. No. 1727-84, HD1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 515-84 on H.B. No. 1727-84, HD1 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 516-84) recommending that H.B. No. 1738-84, HD1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 516-84 on H.B. No. 1738-84, HD1 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 517-84) on H.B. No. 1759-84 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 517-84 on H.B. No. 1759-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 518-84) recommending that H.B. No. 1750-84 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 518-84 on H.B. No. 1750-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 519-84) recommending that H.B. No. 1801-84 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 519-84 on H.B. No. 1801-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 520-84) recommending that H.B. No. 1875-84 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 520-84 on H.B. No. 1875-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 521-84) recommending that H.B. No. 1760-84 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 521-84 on H.B. No. 1760-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 522-84) recommending that H.B. No. 2170-84 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 522-84 on H.B. NO. 2170-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 523-84) recommending that H.B. No. 2168-84, HD1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 523-84 on H.B. No. 2168-84, HD1 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 524-84) recommending that H.B. No. 2383-84 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 524-84 on H.B. No. 2383-84 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 525-84) recommending that H.B. No. 1362-84, HD1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 525-84 on H.B. No. 1362-84, HD1 was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 526-84) recommending that H.B. No. 1550, HD2 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 526-84 on H.B. No. 1550, HD2 was deferred one day.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com.

Rep. No. 527-84) recommending that H.B. No. 1913-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 527-84 on H.B. No. 1913-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1913-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 528-84) recommending that H.B. No. 1921-84, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 528-84 on H.B. No. 1921-84, HD2 was deferred until Monday, March 12, 1984, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1921-84, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 10:30 o'clock a.m., Monday, March 12, 1984.

THIRTY-THIRD DAY

Monday, March 12, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 10:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Robert Kessler of the Kailua United Methodist Church, after which the Roll was called showing all members present with the exception of Representatives Ikeda, Isbell, Kihano, Nakasato and Okamura, who were excused.

By unanimous consent, reading of the Journal of the Thirty-Second Day was deferred.

At this time, Representative Crozier introduced to the members of the House and audience 48 second grade students from Ewa Elementary School. They were accompanied by their teachers, Mrs. Tanaka and Mrs. Taniguchi.

At this time, the Chair directed the Clerk to note the presence of Representative Kihano.

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. 423-84 on H.B. No. 1895-84, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, the report of the Committee was adopted, and H.B. No. 1895-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISPENSING OF DRUGS", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 354-84 on H.B. No. 1185, HD 1:

On motion by Representative

Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1185, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A PUBLIC GUARDIANSHIP AGENCY", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 355-84 on H.B. No. 1739-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1739-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE COMPREHENSIVE EMERGENCY MEDICAL SERVICES SYSTEM", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 356-84 on H.B. No. 1741-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1741-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS-IN-AID", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. Nos. 1895-84, 1185, 1739-84 and 1741-84 had passed Third Reading at 10:45 o'clock a.m.

Stand. Com. Rep. No. 357-84 on H.B. No. 1751-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1751-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SHARING OCCUPATIONAL AND CAREER INFORMATION", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 358-84 on

H.B. No. 1794-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1794-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR SUPPORT ENFORCEMENT SERVICES", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 359-84 on H.B. No. 1796-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1796-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY", having been read throughout, passed Third Reading by a vote of 46 ayes to 1 no, with Representative Tungpalan voting no, and Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 360-84 on H.B. No. 1797-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1797-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS", having been read throughout, passed Third Reading by a vote of 46 ayes to 1 no, with Representative Tungpalan voting no, and Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. Nos. 1751-84, 1794-84, 1796-84 and 1797-84 had passed Third Reading at 10:46 o'clock a.m.

Stand. Com. Rep. No. 361-84 on H.B. No. 1798-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1798-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR SUPPORT ENFORCEMENT SERVICES", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura

being excused.

Stand. Com. Rep. No. 362-84 on H.B. No. 1800-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1800-84, 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 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. Nos. 1798-84 and 1800-84 had passed Third Reading at 10:47 o'clock a.m.

Stand. Com. Rep. No. 363-84 on H.B. No. 1950-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1950-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. No. 1950-84 had passed Third Reading at 10:48 o'clock a.m.

Stand. Com. Rep. No. 364-84 on H.B. No. 162, HD 2:

By unanimous consent, action was deferred to the end of the calendar.

Stand. Com. Rep. No. 365-84 on H.B. No. 1746-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1746-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 366-84 on

H.B. No. 1911-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1911-84, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INMATE COMMUNITY SERVICE PROGRAM", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 367-84 on H.B. No. 2192-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2192-84, 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 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. Nos. 1746-84, 1911-84 and 2192-84 had passed Third Reading at 10:49 o'clock a.m.

Stand. Com. Rep. No. 368-84 on H.B. No. 2193-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2193-84, 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 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 369-84 on H.B. No. 2195-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2195-84, 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 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 370-84 on H.B. No. 1920-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1920-84, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE-WIDE REPAIR AND MAINTENANCE OF SCHOOLS", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 371-84 on H.B. No. 1754-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1754-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. Nos. 2193-84, 2195-84, 1920-84 and 1754-84 had passed Third Reading at 10:50 o'clock a.m.

Stand. Com. Rep. No. 380-84 on H.B. No. 847, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 847, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER EDUCATION", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 381-84 on H.B. No. 769, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 769, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE LIQUOR TAX LAW", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 382-84 on H.B. No. 582, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 582, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. Nos. 847, 769 and 582 had passed Third Reading at 10:51 o'clock a.m.

Stand. Com. Rep. No. 383-84 on H.B. No. 2110-84, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 2110-84, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Hee then rose to speak against the bill, stating:

"Mr. Speaker and members of this honorable body, House Bill 2110-84, House Draft 2, proposes to extend the time period of Section 201-3 from June 9, 1983 to June 30, 1984, to time immemorial.

Mr. Speaker and members of this body, I would like to point out several things. First of all, we have not allowed the film industry to run the course intended under Section 201-3 and that is, to run through June 30, 1984.

Mr. Speaker, as I have stated in the past, I do not believe that the State government should act as a 'clearinghouse' for private industry or other industries or entrepreneurs who choose to operate in Hawaii. The filmmaking industry, Mr. Speaker, has claimed that public interest is number one in their business but, in fact, through discussions with the Department of Land and Natural Resources, Mr. Speaker and members of this honorable body, they have informed me that during their filmmaking activities, they have closed off beaches to the public; they have closed off the parks; they have impeded public interest and access for their own profit-making activities.

Mr. Speaker and members of this body, I point out the recent violation

of the filmmakers with respect to Makaha Beach when plastic rain was dumped on the beach and which service the Pokai Bay and Waianae. To this date, there has been no action taken by the Department of Land and Natural Resources with respect to citing these violations.

Mr. Speaker and members of this body, this bill should not pass this House and, in fact, we should, as members of the Legislature, create legislation which addresses the violations.

Mr. Speaker and members of this House, I ask a fundamental question: If, in fact, the need by these filmmakers is to establish a clearinghouse if it is critical to their industry, why then don't they do it themselves? Why should government take the role for private profiteers? And if we choose to take that role, then why should we not open the gateway to all private industries and entrepreneurs? Why should we not expand government to become so bureaucratic and so heavy that, in fact, there will not be a clearinghouse for any industry?

Mr. Speaker and members of this House, I request your support in voting against House Bill 2110-84, House Draft 2.

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. 2110-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FILM-MAKING", having been read throughout, passed Third Reading by a vote of 45 ayes to 2 noes, with Representatives Hee and Nakata voting no, and Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. No. 2110-84 had passed Third Reading at 10:55 o'clock a.m.

Stand. Com. Rep. No. 384-84 on H.B. No. 2194-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2194-84, 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 47 ayes, with

Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 385-84 on H.B. No. 2203-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2203-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 386-84 on H.B. No. 2406-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2406-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JOB-SHARING PROJECT IN THE DEPARTMENT OF EDUCATION", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 387-84 on H.B. No. 2486-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2486-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF VEHICLES", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. Nos. 2194-84, 2203-84, 2406-84 and 2486-84 had passed Third Reading at 10:56 o'clock a.m.

Stand. Com. Rep. No. 420-84 on H.B. No. 2179-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 2179-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FENCES", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura

being excused.

Stand. Com. Rep. No. 425-84 on H.B. No. 2407-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2407-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JOB-SHARING PILOT PROJECT IN THE PUBLIC LIBRARY SYSTEM", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. Nos. 2179-84 and 2407-84 had passed Third Reading at 10:57 o'clock a.m.

Stand. Com. Rep. No. 426-84 on H.B. No. 2254-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2254-84, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A REVIEW OF HAWAII'S NO-FAULT INSURANCE LAWS", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 436-84 on H.B. No. 1718-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1718-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. Nos. 2254-84 and 1718-84 had passed Third Reading at 10:58 o'clock a.m.

Stand. Com. Rep. No. 437-84 on H.B. No. 1879-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B.

No. 1879-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 438-84 on H.B. No. 2327-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2327-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 439-84 on H.B. No. 2184-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2184-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. Nos. 1879-84, 2327-84 and 2184-84 had passed Third Reading at 10:59 o'clock a.m.

Stand. Com. Rep. No. 440-84 on H.B. No. 2169-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2169-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 441-84 on H.B. No. 1811-84, HD 1:

On motion by Representative

Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1811-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE WAIVER OF NONRESIDENT TUITION DIFFERENTIAL AS IT APPLIES TO PACIFIC ISLAND AND FOREIGN STUDENTS AT THE UNIVERSITY OF HAWAII", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 442-84 on H.B. No. 1765-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1765-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. Nos. 2169-84, 1811-84 and 1765-84 had passed Third Reading at 11:00 o'clock a.m.

Stand. Com. Rep. No. 443-84 on H.B. No. 1749-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1749-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MANDATORY RETIREMENT", having been read throughout, passed Third Reading by a vote of 45 ayes to 2 noes, with Representatives Kiyabu-Saballa and Menor voting no, and Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 444-84 on H.B. No. 1549, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1549, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPORTS", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 445-84 on H.B. No. 1940-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1940-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. Nos. 1749-84, 1549 and 1940-84 had passed Third Reading at 11:01 o'clock a.m.

Stand. Com. Rep. No. 446-84 on H.B. No. 1820-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1820-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL HOUSING ACCOUNTS", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 447-84 on H.B. No. 1905-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1905-84, HD 1, 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 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

Stand. Com. Rep. No. 448-84 on H.B. No. 1828-84, HD 1:

On motion by Representative Crozier, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1828-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to

note that H.B. Nos. 1820-84, 1905-84 and 1828-84 had passed Third Reading at 11:02 o'clock a.m.

Stand. Com. Rep. No. 449-84 on H.B. No. 2161-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2161-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AMENDMENTS TO THE BICYCLE LAWS", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. No. 2161-84 had passed Third Reading at 11:03 o'clock a.m.

At 11:04 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

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

Stand. Com. Rep. No. 450-84 on H.B. No. 2151-84, HD 2:

Representative Kiyabu moved that the report of the majority of the Committee be adopted and H.B. No. 2151-84, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Nakata then rose and stated:

"Mr. Speaker, with some reluctance, I rise to speak against House Bill 2151-84, House Draft 2.

The Administration bill that was presented to us had major problems. I think what the Transportation Committee and what Finance have done remove many of those objections; in particular, there will be a study done of the highway fund which is in very bad shape. This transfer of the 4 percent excise tax from the sale of liquid fuel is just a one-time thing. However, I feel that I must voice my objections to the diversion of this \$16- or \$17-million for another year from the general fund to the highway fund. In particular, in testimony from the Tax Foundation of Hawaii, it was pointed out that the general fund

revenues in the last ten years have increased by something on the order of 270 percent while the highway fund revenues have increased by only 130 percent. In other words, general fund taxes have increased twice as fast as highway fund taxes and fees. To now ask that the highway fund be subsidized by the general fund, I don't think is right. I think the highway users' fees and taxes need to be raised to handle the highway fund.

Along the same line the Tax Foundation reported that both funds increased their spending by about 200 percent. Again, the point being the general fund for the programs funded by the general fund paying for highways.

To say that the excise tax diversion is a continuation of the user fee concept, I believe is not quite correct. By the same kind of concept, should the Department of Agriculture be funded by the taxes raised on the sale of food? Should the Department of Health be funded by the sale of drugs and medicines and physicians' fees? Shouldn't the University of Hawaii be able to retain all of the money raised through the tuition increases?

Again, the condition of the general fund. In 1981, when this diversion was first instituted, the general fund was in good shape. There was a healthy surplus; in fact, there was a problem of spending the moneys that were in that surplus. And, part of the reason for this diversion was to be able to use the surplus.

The condition in 1984 is quite different. The general fund is in trouble; the highway fund is in worse trouble and so, now, we are going to take \$17-million from the general fund and place it in the highway fund. This is really a taking of funds from the other programs of the State. I don't think there is any way of denying that, particularly in light of the Administration's spending restrictions over the last couple of years -- \$80-million or so in 1982-83; something on the order of \$40-million in 1983-84; and again, the Administration is speaking of restrictions of the order of \$40-million for the 1984-85 fiscal year.

To place that kind of priority on highways over the Department of Education, Department of Health, and other important programs of the State, I do not think is right and I would ask that the members of this

House look at increases in the user fees.

Thank you."

Representative Hayes then rose and stated:

"Mr. Speaker, I wanted to speak in favor of the bill. The concept of having the highway user pay for repairs and expansions to the highway system is one that's long been accepted. I feel that the transfer of the fuel tax to the Highway Department simply carries out this traditional system.

Thank you."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 2151-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE HIGHWAY FUND", having been read throughout, passed Third Reading by a vote of 44 ayes to 4 noes, with Representatives Baker, Hashimoto, Hee and Nakata voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 451 on H.B. No. 2113-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2113-84, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANNING, ORGANIZING, AND CONVENING 'FUTURE HAWAII', A CONFERENCE ON ECONOMIC DEVELOPMENT IN HAWAII", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2151-84 and 2113-84 had passed Third Reading at 11:17 o'clock a.m.

Stand. Com. Rep. No. 452-84 on H.B. No. 1431, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1431, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAX INCREMENT FINANCING", having been read throughout, passed Third Reading by a vote of 46 ayes to 2

noes, with Representatives Baker and Nakata voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 1431 had passed Third Reading at 11:18 o'clock a.m.

Stand. Com. Rep. No. 453-84 on H.B. No. 2305-84, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 2305-84, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Tom then rose and stated:

"Mr. Speaker, I want to speak very strongly in support of House Bill 2305-84, House Draft 2.

This bill provides interpreter services for hearing-impaired persons who are parties to witnesses before or participants in any meeting involving State or county agencies.

Now, as a blind legislator, it is my privilege to serve as a member of this honorable body with so many dedicated persons who have learned to care for and become very close with and many of you that I had an opportunity and the privilege to talk with, we discussed, we communicate on matters, we review bills and resolutions that I have brailled for me, and I basically have that opportunity as a blind person to participate in the political system. You know, many of our hearing-impaired and deaf people do not and the reason they cannot is because many of them do not have the communication language.

You know, when we think of it, this session, today, just being here today, just listening and getting all of the words that people are saying and participating and profiting from all of this discussion, many of us just take for granted because it is so part of life. For many hearing-impaired people, that is not part of life. You know, as I was brailing last night the 220 plus bills under discussion today, I kept going because I kept thinking about many of these hearing-impaired persons who do not have that opportunity and, therefore, Mr. Speaker, I strongly feel that this bill serves as a positive mandate that says, 'hey, we recognize all people as equal, including the deaf and hearing-impaired.'

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. 2305-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SERVICES FOR THE HEARING-IMPAIRED", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 454-84 on H.B. No. 2320-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2320-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CRIME COMMISSION", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2305-84 and 2320-84 had passed Third Reading at 11:21 o'clock a.m.

At 11:22 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 2:18 o'clock p.m.

Stand. Com. Rep. No. 455-84 on H.B. No. 2409-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2409-84, HD 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR THE POHAI NANI GOOD SAMARITAN KAUAHALE HEALTH CARE FACILITY FOR THE ELDERLY", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 456-84 on H.B. No. 2294-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2294-84, HD 2, entitled: "A

BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 457-84 on H.B. No. 1773-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1773-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE FEES", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2409-84, 2294-84 and 1773-84 had passed Third Reading at 2:19 o'clock p.m.

Stand. Com. Rep. No. 458-84 on H.B. No. 1912-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1912-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CLUBS", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 1912-84 had passed Third Reading at 2:20 o'clock p.m.

Stand. Com. Rep. No. 459-84 on H.B. No. 1956-84, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 1956-84, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Marumoto then rose and stated:

"Mr. Speaker, I rise to speak in favor of this bill; however, one small reservation. There are several employees who are public employees who are in the system now who will be affected by this bill. I would like to see the effective date of this bill

changed to July 1, 1989 so none of them would be affected.

Thank you very much."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1956-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES HEALTH FUND", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 460-84 on H.B. No. 2564-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2564-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 461-84 on H.B. No. 2523-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2523-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SAFE DRINKING WATER", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1956-84, 2564-84 and 2523-84 had passed Third Reading at 2:21 o'clock p.m.

Stand. Com. Rep. No. 462-84 on H.B. No. 2007-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2007-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 463-84 on

H.B. No. 2082-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2082-84, HD 2, 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 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 464-84 on H.B. No. 2261-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2261-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2007-84, 2082-84 and 2261-84 had passed Third Reading at 2:22 o'clock p.m.

Stand. Com. Rep. No. 465-84 on H.B. No. 2054-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2054-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PAWNBROKERS", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 466-84 on H.B. No. 2559-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2559-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL ASSISTANCE", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 467-84 on H.B. No. 1634-84, HD 2:

On motion by Representative Morgado, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1634-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2054-84, 2559-84 and 1634-84 had passed Third Reading at 2:23 o'clock p.m.

Stand. Com. Rep. No. 468-84 on H.B. No. 1933-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1933-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 469-84 on H.B. No. 2528-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2528-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1933-84 and 2528-84 had passed Third Reading at 2:24 o'clock p.m.

At 2:25 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 2:30 o'clock p.m.

Stand. Com. Rep. No. 470-84 on H.B. No. 2307-84, HD 2:

By unanimous consent, action was deferred to the end of the calendar.

Stand. Com. Rep. No. 471-84 on H.B. No. 1941-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1941-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 472-84 on H.B. No. 2187-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2187-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1941-84 and 2187-84 had passed Third Reading at 2:30 o'clock p.m.

Stand. Com. Rep. No. 473-84 on H.B. No. 2198-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2198-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 474-84 on H.B. No. 2463-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2463-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL ATTENDANCE REVIEW BOARDS", having been read throughout, passed Third Reading by a vote of 47 ayes to 1 no, with Representative Nakasato voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2198-84 and 2463-84 had passed Third Reading at 2:31 o'clock p.m.

Stand. Com. Rep. No. 475-84 on H.B. No. 2512-84, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 2512-84, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Souki then rose and asked for a recess whereupon at 2:31 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 2:32 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. 2512-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 2512-84 had passed Third Reading at 2:32 o'clock p.m.

Stand. Com. Rep. No. 476-84 on H.B. No. 1157, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1157, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 477-84 on H.B. No. 2257-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2257-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT PREVENTION SERVICES", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 478-84 on H.B. No. 2248-84, HD 1:

On motion by Representative

Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2248-84, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATEWIDE EMPLOYMENT CONFERENCE ACTIVITIES", having been read throughout, passed Third Reading by a vote of 47 ayes to 1 no, with Representative Rohlfing voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1157, 2257-84 and 2248-84 had passed Third Reading at 2:33 o'clock p.m.

Stand. Com. Rep. No. 479-84 on H.B. No. 2230-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2230-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 480-84 on H.B. No. 2255-84, HD 2:

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. 2255-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE", having been read throughout, passed Third Reading by a vote of 42 ayes to 6 noes, with Representatives Anderson, Bunda, Jones, Marumoto, Rohlfing and Tom voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2230-84 and 2255-84 had passed Third Reading at 2:34 o'clock p.m.

Stand. Com. Rep. No. 481-84 on H.B. No. 2219-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2219-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION", having been

read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 485-84 on H.B. No. 2497-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2497-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 486-84 on H.B. No. 2612-84, HD 2:

Representative Kiyabu moved that the report of the majority of the Committee be adopted and H.B. No. 2612-84, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Okamura 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 Okamura's remarks are as follows:

"Mr. Speaker, I rise to speak in favor of House Bill No. 2612-84, House Draft 2.

This bill represents an important first step towards our handling of pesticide contamination -- one of the most difficult environmental problems we have faced in this past decade. Clearly, as demonstrated by the number of contaminants which have seeped into Mililani groundwater, from EDB, DBCP and TCP, to others which we have only begun to know about, and the difficulty we've experienced in correcting these water contamination problems, our present governmental structure is woefully inadequate to handle the complex coordination required to solve these environmental crises.

Thus, House Bill 2612-84, House Draft 2, has two major thrusts:

First, it provides coordination between the governmental agencies responsible for identifying, pre-

venting and correcting environmental problems. Previously, such agencies as the Department of Agriculture, Department of Health, Honolulu Board of Water Supply, and University of Hawaii all had individual responsibilities for monitoring, identifying, enforcing regulations and laws, research, testing and analyzing water quality. However, individual agencies did not always know what other agencies with environmental responsibilities were doing. When the Mililani crisis arose, one of the biggest areas of confusion was determining which agency was responsible for which task, and when it should be done.

Second, this bill provides for the development of a systematic approach to deal with pesticide contamination problems. In the absence of a master plan or coordinated emergency response program, no one was responsible for correcting contamination problems in a systematic way, and agencies did not know how their functions meshed with the responsibilities of other agencies. There was overlap or duplication in some areas, while in others, nothing was being done.

Under the approach taken here, the Office of Environmental Quality will have the lead role in coordinating the prevention, monitoring and mitigation of groundwater contamination. It will work with the other agencies (i.e., Department of Health, Department of Agriculture, University, Board of Water Supply, public, etc.) to insure that they come up with responsible action plans; and it will be responsible for developing a systematic scheme for coordinated monitoring, research/testing/analysis, and additional activities to prevent further pesticide contamination in the future. The public will be able to contact one agency to find out what is being done with respect to specific problems, and information can be disseminated more effectively.

This approach is an interim one, however, and may not represent the best overall system for handling future pesticide contamination problems. Nevertheless, in moving towards integration and coordination of government efforts, it is an important first step. It allows us to use an existing agency to make more effective use of limited resources (i.e., personnel, funding for studies, etc.), while gaining valuable experience in developing a systematic scheme for prevention of pesticide contamination in this decade.

We, in Hawaii, have always prided ourselves in having the cleanest air and water in the nation. In order to maintain our pristine natural resources, specifically our drinking water, we are taking a big step forward by making this commitment towards improving our ability to identify and handle pesticide contamination problems when they arise, and to prevent future contamination.

For all of the foregoing reasons, I strongly urge all of my colleagues to vote in support of House Bill 2612-84, House Draft 2."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 2612-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY", having been read throughout, passed Third Reading by a vote of 47 ayes to 1 no, with Representative Anderson voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2219-84, 2497-84 and 2612-84 had passed Third Reading at 2:35 o'clock p.m.

Stand. Com. Rep. No. 487-84 on H.B. No. 1319, HD 2:

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. 1319, HD 2, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS AND RECREATION AREAS", having been read throughout, passed Third Reading by a vote of 44 ayes to 4 noes, with Representatives Crozier, Hashimoto, Hirono and Matsuura voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 488-84 on H.B. No. 2143-84, HD 2:

Representative Kiyabu moved that the report of the majority of the Committee be adopted and H.B. No. 2143-84, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Levin then rose and requested that his remarks, against the bill, be inserted into the Journal and the Chair, noting that there were no objections "so ordered."

Representative Levin's remarks are as follows:

"Mr. Speaker, I rise to speak against House Bill 2143-84, House Draft 2.

I have no doubt that H.B. No. 2143-84, HD 2, is offered in good faith and with the best of intentions to remedy a problem that exists with our harbors. We all know that there are not enough spaces available in our harbors for all the boat owners who would like to use them. Under present law, a person with a berth cannot sell it or transfer it. In this way, people can move into vacated berths from the waiting list. The dilemma is that, although the present system is fair, it does create a problem for a person who wants to give his boat to his children, as in the case of a commercial fisherman who is ready to retire.

This bill seeks to solve that problem by allowing the boat to be owned by a corporation and allowing the stock of the corporation to be freely transferable. That does indeed solve the problem, but it goes much too far. It means that the berth will forever -- and I underline forever -- be owned by the same corporation. The berth which is extremely valuable will be sold by one party to another by transferring the stock. The berth will not go to the next person on the waiting list -- it will go to the highest bidder. It will not be sold by the State which owns the pier, but by the corporation which has the lease.

To make matters worse, we are not even starting from a fair point. At least if we began with a lottery and gave everyone an equal chance to be the first owner of the lease, we would be fair to all our residents. But we are not doing that -- we are starting by taking the present permits and the present owners and saying, 'Okay, you are now the permanent lessees of these berths.'

The result is not only unfair but also creates a threat to our waterfront, in that our pier can now become monopolized by a large corporation. There is, after all, nothing to bar a large corporation from buying several berths and creating a monopoly or near-monopoly. That would obviously not be a very healthy or desirable situation, with one company deciding who can and who cannot use our docks.

Boats presently rent a place at the docks the way a person rents a parking spot for his car. House Bill 2143-84, HD 2, is the equivalent of telling the parking lot owner that he can never rent to anyone new, and telling the general public that, if they want a place to park, they will have to buy their spot from the present occupant at whatever price the market will bear. We would never conceive of taking away the parking lot owner's right to lease to whoever he wants, yet we are taking away the State's right (and obligation) to rent to the next person on the waiting list.

Does any landlord give his tenant the right to control the land forever? Of course not. But we, on behalf of the taxpayers who are the true owners of these piers, are now giving the tenants just such a right.

There might be other solutions. One possible example could be to give a lease for a limited period of time, the same as we lease land for ten or twenty years. That should be sufficient to justify the commercial investment a fisherman or others wish to make, and still be fair to those who do not have a lease now but want to bid for one at a later date. And it would allow the profits to go to the owners -- the taxpayers -- rather than the present lessees. But I am not endorsing that particular plan. It may be one of many solutions. The problem is that all other alternatives will be precluded if House Bill 2143-84, HD 2, becomes law.

I urge my colleagues to vote no on this measure."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 2143-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS", having been read throughout, passed Third Reading by a vote of 43 ayes to 5 noes, with Representatives Grauly, Levin, Nakata, Tam and Taniguchi voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1319 and 2143-84 had passed Third Reading at 2:36 o'clock p.m.

Stand. Com. Rep. No. 489-84 on H.B. No. 2144-84, HD 2:

On motion by Representative Souki,

seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2144-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MOORING OF COMMERCIAL VESSELS IN SMALL BOAT HARBORS", having been read throughout, passed Third Reading by a vote of 47 ayes to 1 no, with Representative Taniguchi voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 490-84 on H.B. No. 2002-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2002-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", having been read throughout, passed Third Reading by a vote of 47 ayes to 1 no, with Representative Hee voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 491-84 on H.B. No. 2028-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2028-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS", having been read throughout, passed Third Reading by a vote of 47 ayes to 1 no, with Representative Matsuura voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2144-84, 2002-84 and 2028-84 had passed Third Reading at 2:37 o'clock p.m.

Stand. Com. Rep. No. 492-84 on H.B. No. 2102-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2102-84, 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 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 493-84 on H.B. No. 1745-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1745-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A STATEWIDE TRANSITION TO WORK SYSTEM", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 494-84 on H.B. No. 183, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 183, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL HOUSING ACCOUNTS", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2102-84, 1745-84 and 183 had passed Third Reading at 2:38 o'clock p.m.

Stand. Com. Rep. No. 526-84 on H.B. No. 1550, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1550, HD 2, entitled: "A BILL FOR AN ACT RELATING TO IN-SERVICE TRAINING", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 527-84 on H.B. No. 1913-84, HD 2:

By unanimous consent, action was deferred to the end of the calendar.

Stand. Com. Rep. No. 528-84 on H.B. No. 1921-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1921-84, HD 2, entitled: "A

BILL FOR AN ACT RELATING TO SCHOOL PRIORITY FUND", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1550 and 1921-84 had passed Third Reading at 2:39 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 206 to 213) and concurrent resolutions (H.C.R. Nos. 84 to 87) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 206) requesting the Mayor of the County of Hawaii and the Chairperson of the Hawaii County Council to assemble an Economic Transition Assistance Team to aid those affected by the closing of the Puna Sugar Company was jointly offered by Representatives Takamine, Levin, Bunda, Crozier, Dang, Hashimoto, Hee, Isbell, Kawakami, Kiyabu-Saballa, Matsuura, Menor, Nakata, Okamura, Say and Souki.

A resolution (H.R. No. 207) requesting the University of Hawaii to examine and study cogeneration technology, and urging the Athletic Department of the University of Hawaii to install a cogeneration module or unit was jointly offered by Representatives Hagino, Okamura, Apo and Kiyabu-Saballa.

A resolution (H.R. No. 208) requesting the Director of Transportation to provide necessary wharfage space to purse seiners was offered by Representative Crozier.

A resolution (H.R. No. 209) requesting a study of the problem of helicopter noise was jointly offered by Representatives Hayes, Albano, Andrews, Apo, Baker, Chun, Dang, Gaulty, Hagino, Hashimoto, Hee, Hirono, Honda, Ige, Ikeda, Jones, Kim, Kiyabu-Saballa, Lardizabal, Leong, Levin, Matsuura, Medeiros, Menor, Morgado, Say, Segawa, Souki, Stanley, Taniguchi, Tungpalan and Wong.

A resolution (H.R. No. 210) requesting an examination of the effectiveness of noise code enforcement was jointly offered by Representatives Hayes, Albano, Anderson, Apo, Baker, Blair, Chun, Dang, Gaulty, Hagino, Hashimoto,

Hee, Hirono, Honda, Ige, Ikeda, Jones, Kihano, Kim, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakata, Rohlfing, Say, Segawa, Souki, Stanley, Tam, Taniguchi, Tungpalan and Wong.

A resolution (H.R. No. 211) urging the United States and the Soviet Union to adopt a treaty abolishing the production, stockpiling, and use of chemical, biological, and radiological weapons was jointly offered by Representatives Hayes, Albano, Andrews, Apo, Baker, Chun, Dang, Gaulty, Hagino, Hashimoto, Hee, Hirono, Ige, Ikeda, Jones, Kim, Kiyabu-Saballa, Lardizabal, Leong, Levin, Matsuura, Medeiros, Menor, Morgado, Say, Segawa, Souki, Stanley, Tungpalan, Wong and Yoshimura.

A resolution (H.R. No. 212) urging the United States and the Soviet Union to support an anti-satellite weapons treaty was jointly offered by Representatives Hayes, Apo, Baker, Chun, Crozier, Dang, Gaulty, Hagino, Honda, Ige, Ikeda, Jones, Kihano, Kim, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakata, Okamura, Segawa, Takamine, Tam, Taniguchi, Tungpalan, Wong and Yoshimura.

A resolution (H.R. No. 213) requesting the promotion of smoke-free sections in eating areas was jointly offered by Representatives Hayes, Tam, Albano, Andrews, Apo, Baker, Chun, Crozier, Dang, Gaulty, Hagino, Ige, Kihano, Kim, Lardizabal, Leong, Levin, Menor, Nakasato, Nakata, Okamura, Segawa, Takamine, Taniguchi, Tungpalan, Wong and Yoshimura.

A concurrent resolution (H.C.R. No. 84) requesting the Mayor of the County of Hawaii and the Chairperson of the Hawaii County Council to assemble an Economic Transition Assistance Team to aid those affected by the closing of the Puna Sugar Company was jointly offered by Representatives Takamine, Levin, Bunda, Crozier, Dang, Hashimoto, Hee, Isbell, Kawakami, Kiyabu-Saballa, Matsuura, Menor, Nakata, Okamura, Say and Souki.

A concurrent resolution (H.C.R. No. 85) requesting the University of Hawaii to examine and study cogeneration technology, and urging the Athletic Department of the University of Hawaii to install a cogeneration module or unit was jointly offered by Representatives Hagino, Okamura,

Apo and Kiyabu-Saballa.

A concurrent resolution (H.C.R. No. 86) requesting a study of the feasibility of utilizing dredged coral from the Barbers Point Deep Draft Harbor project for the development of artificial reefs was jointly offered by Representatives Crozier, Apo and Kiyabu-Saballa.

A concurrent resolution (H.C.R. No. 87) requesting the Director of Transportation to provide necessary wharfage space to purse seiners was offered by Representative Crozier.

THIRD READING

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

H.B. No. 1664-84, HD 1:

On motion by Representative Baker, seconded by Representative Chun and carried, H.B. No. 1664-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PLANNING", passed Third Reading by a vote of 41 ayes to 7 noes, with Representatives Anderson, Hee, Jones, Marumoto, Matsuura, Rohlfing and Tom voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1932-84, HD 1:

On motion by Representative Baker, seconded by Representative Stanley and carried, H.B. No. 1932-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1664-84 and 1932-84 had passed Third Reading at 2:40 o'clock p.m.

H.B. No. 1743-84, HD 1:

Representative Baker moved that H.B. No. 1743-84, HD 1, having been read throughout, pass Third Reading, seconded by Representative Stanley.

Representative Jones then rose to speak against the bill, with reservations, stating:

"Just a quick note, Mr. Speaker, that I feel this bill is fairly good. It

got a number of good things incorporated into it. However, there is one aspect of the bill which we should be aware of. It is already in the statutes but we're putting it in the statutes here where if a person has a sex change, the State can be forced to lie and to issue a new birth certificate saying this person was born at the sex which it wasn't born. I personally do not feel that when it comes to lying, that we in the State should be involved in this kind of a decision. So, on that basis, I will vote against this bill, Mr. Speaker.

Thank you very much."

The motion was put by the Chair and carried, and H.B. No. 1743-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VITAL STATISTICS", having been read throughout, passed Third Reading by a vote of 44 ayes to 4 noes, with Representatives Ige, Jones, Medeiros and Menor voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 1743-84 had passed Third Reading at 2:41 o'clock p.m.

H.B. No. 2035-84, HD 1:

On motion by Representative Segawa, seconded by Representative Matsuura and carried, H.B. No. 2035-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1864-84:

On motion by Representative Hashimoto, seconded by Representative Hee and carried, H.B. No. 1864-84, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL DISTRICT ADVISORY COUNCILS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2035-84 and 1864-84 had passed Third Reading at 2:42 o'clock p.m.

H.B. No. 1370, HD 1:

By unanimous consent, action was deferred to the end of the calendar.

H.B. No. 2429-84, HD 1:

On motion by Representative Tungpalan, seconded by Representative Albano and carried, H.B. No. 2429-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES", passed Third Reading by a vote of 47 ayes to 1 no, with Representative Anderson voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1748-84, HD 1:

On motion by Representative Tungpalan, seconded by Representative Stanley and carried, H.B. No. 1748-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES", passed Third Reading by a vote of 46 ayes to 2 noes, with Representatives Anderson and Jones voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1984-84, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1984-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL BANKING", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2429-84, 1748-84 and 1984-84 had passed Third Reading at 2:43 o'clock p.m.

H.B. No. 1821-84, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1821-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTORS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2181-84:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 2181-84, entitled: "A BILL FOR AN ACT RELATING TO LANDLORD AND TENANT", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2044-84, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 2044-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1821-84, 2181-84 and 2044-84 had passed Third Reading at 2:44 o'clock p.m.

H.B. No. 2281-84, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 2281-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIME", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2025-84, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 2025-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1839-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1839-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2281-84, 2025-84 and 1839-84 had passed Third Reading at 2:45 o'clock p.m.

H.B. No. 2333-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2333-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS UNDER THE FIREARMS LAWS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda,

Isbell and Nakasato being excused.

H.B. No. 2000-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2000-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2333-84 and 2000-84 had passed Third Reading at 2:46 o'clock p.m.

H.B. No. 1981-84, HD 1:

Representative Stanley moved that H.B. No. 1981-84, HD 1, having been read throughout, pass Third Reading, seconded by Representative Tom.

Representative Hagino then rose and stated:

"Mr. Speaker, I rise to speak against this bill. I realize this issue is a source of great aggravation to all of us on the floor; however, this particular constitutional amendment, although in a different wording, was proposed earlier. It is still in substance the same constitutional amendment that was voted down by the voters of this State in 1982. I see no particular pressing reason for us to bring it again to the voters after they have stated their opinion of the measure.

I think what is particularly noteworthy is that in 1986, or shortly thereafter, another Legislative Salary Commission will be convened and I think that is the proper time to address any inequities or complaints that we may have. I really feel that this is a rather. . . I think insulting in many ways to the voters of this State to bring this issue before them once again. That's why I am voting no."

Representative Anderson then rose to speak in favor of the bill, stating:

"If I remember correctly, Mr. Speaker, when this went on the ballot, there were many people within the community -- the taxpayers of this State thought that they were giving us a raise. A lot of our constituents thought that we were getting more money. They did not realize that it was an adjustment whereby instead of getting all of the

money up front in three months, throwing us into different tax brackets, etc., making it harder on the younger legislators, it was much better to take that money and to have it spread out on the twelve-month period.

Therefore, Mr. Speaker, I think that if the people of this State knew exactly what we were doing and not getting a raise -- just taking the money and spreading it over a twelve-month period, they would understand a little better. For that reason, Mr. Speaker, I wish that my colleagues would vote in favor.

Thank you."

The motion was put by the Chair and carried, and H.B. No. 1981-84, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 9, OF THE HAWAII CONSTITUTION, TO PROVIDE FOR THE METHOD OF PAYMENT OF LEGISLATIVE SALARIES", having been read throughout, passed Third Reading by a vote of 47 ayes to 1 no, with Representative Hagino voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1988-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1988-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PATERNITY ACTIONS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1981-84 and 1988-84 had passed Third Reading at 2:49 o'clock p.m.

H.B. No. 2001-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2001-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2003-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2003-84, HD 1, entitled: "A BILL FOR AN

ACT RELATING TO THE JUDICIARY", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2010-84:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2010-84, entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1220, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1220, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COSTS OF COURT", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2001-84, 2003-84, 2010-84 and 1220 had passed Third Reading at 2:50 o'clock p.m.

H.B. No. 2142-84, HD 1:

On motion by Representative Andrews, seconded by Representative Tom and carried, H.B. No. 2142-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2610-84:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2610-84, entitled: "A BILL FOR AN ACT RELATING TO CONGRESSIONAL DISTRICTS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2142-84 and 2610-84 had passed Third Reading at 2:51 o'clock p.m.

H.B. No. 2605-84:

On motion by Representative Stanley, seconded by Representative

Tom and carried, H.B. No. 2605-84, entitled: "A BILL FOR AN ACT RELATING TO CONSTITUTIONAL AMENDMENTS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 2605-84 had passed Third Reading at 2:52 o'clock p.m.

H.B. No. 2604-84:

Representative Hagino moved that H.B. No. 2604-84, having been read throughout, pass Third Reading, seconded by Representative Tom.

Representative Hagino then rose and stated:

"Mr. Speaker, I really hadn't intended to say anything on this bill but since I moved that it pass Third Reading, I still feel that. . . I speak in favor of this bill with some reservations. I still feel that we can tighten up the language in this bill and I would hope that the Senate would do so. This bill, of course, deals with the problem that arose with the recent special election on Nukolii. I think we should send a message to everyone who is concerned about what happens in this State that we simply cannot buy elections in this State.

Thank you very much."

The motion was put by the Chair and carried, and H.B. No. 2604-84, entitled: "A BILL FOR AN ACT RELATING TO ABSENTEE VOTING", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2603-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2603-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2604-84 and 2603-84 had passed Third Reading at 2:53 o'clock p.m.

H.B. No. 1892-84:

On motion by Representative Tom, seconded by Representative Stanley, H.B. No. 1892-84, entitled: "A BILL FOR AN ACT RELATING TO CRIMES AGAINST PUBLIC ADMINISTRATION", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1658-84, HD 1:

On motion by Representative Baker, seconded by Representative Chun and carried, H.B. No. 1658-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOSPITAL BILLS", passed Third Reading by a vote of 47 ayes to 1 no, with Representative Jones voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1892-84 and 1658-84 had passed Third Reading at 2:54 o'clock p.m.

H.B. No. 1737-84:

On motion by Representative Baker, seconded by Representative Chun and carried, H.B. No. 1737-84, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1744-84:

On motion by Representative Baker, seconded by Representative Chun and carried, H.B. No. 1744-84, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2561-84, HD 1:

On motion by Representative Baker, seconded by Representative Chun and carried, H.B. No. 2561-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1737-84, 1744-84 and 2561-84 had passed Third Reading at 2:55 o'clock p.m.

H.B. No. 1729-84, HD 1:

On motion by Representative Baker, seconded by Representative Stanley and carried, H.B. No. 1729-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVOLUNTARY CIVIL COMMITMENT UNDER MENTAL HEALTH LAW", passed Third Reading by a vote of 47 ayes to 1 no, with Representative Morgado voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2233-84:

On motion by Representative Baker, seconded by Representative Stanley and carried, H.B. No. 2233-84, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1781-84, HD 1:

On motion by Representative Baker, seconded by Representative Shito and carried, H.B. No. 1781-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRACTICE OF ACUPUNCTURE", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1729-84, 2233-84 and 1781-84 had passed Third Reading at 2:56 o'clock p.m.

H.B. No. 1711-84, HD 1:

On motion by Representative Kiyabu-Saballa, seconded by Representative Say and carried, H.B. No. 1711-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 1711-84 had passed Third Reading at 2:57 o'clock p.m.

H.B. No. 1724-84:

By unanimous consent, action was deferred to the end of the calendar.

H.B. No. 1871-84, HD 1:

On motion by Representative

Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 1871-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISTRIBUTION OF STATE TAX FUNDS", passed Third Reading by a vote of 45 ayes to 3 noes, with Representatives Jones, Marumoto and Rohlfing voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2438-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 2438-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1871-84 and 2438-84 had passed Third Reading at 2:58 o'clock p.m.

H.B. No. 2602-84, HD 1:

On motion by Representative Hashimoto, seconded by Representative Stanley and carried, H.B. No. 2602-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2252-84, HD 1:

On motion by Representative Hirono, seconded by Representative Tam and carried, H.B. No. 2252-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES", passed Third Reading by a vote of 47 ayes to 1 no, with Representative Andrews voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2240-84, HD 1:

On motion by Representative Hirono, seconded by Representative Tam and carried, H.B. No. 2240-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES", passed Third Reading by a vote of 47 ayes to 1 no, with Representative Andrews voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2602-84, 2252-84 and 2240-84 had passed Third Reading at 2:59 o'clock p.m.

H.B. No. 2239-84, HD 1:

On motion by Representative Hirono, seconded by Representative Tam and carried, H.B. No. 2239-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1802-84, HD 1:

By unanimous consent, action was deferred to the end of the calendar.

H.B. No. 2268-84:

On motion by Representative Ige, seconded by Representative Stanley and carried, H.B. No. 2268-84, entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURTS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 537, HD 1:

On motion by Representative Ige, seconded by Representative Stanley and carried, H.B. No. 537, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTION RECORDS", passed Third Reading by a vote of 47 ayes to 1 no, with Representative Rohlfing voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2239-84, 2268-84 and 537 had passed Third Reading at 3:00 o'clock p.m.

H.B. No. 2402-84:

On motion by Representative Bunda, seconded by Representative Kawakami and carried, H.B. No. 2402-84, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1882-84, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 1882-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGREEMENTS OF SALE", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2418-84, HD 1:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 2418-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTORS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2402-84, 1882-84 and 2418-84 had passed Third Reading at 3:01 o'clock p.m.

H.B. No. 2477-84:

On motion by Representative Shito, seconded by Representative Kim and carried, H.B. No. 2477-84, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2598-84, HD 1:

On motion by Representative Hirono, seconded by Representative Say and carried, H.B. No. 2598-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2416-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2416-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2477-84, 2598-84 and 2416-84 had passed Third Reading at 3:02 o'clock p.m.

H.B. No. 2368-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2368-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROOF OF VENUE", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 2368-84 had passed Third Reading at 3:03 o'clock p.m.

H.B. No. 628:

Representative Stanley moved that H.B. No. 628, having been read throughout, pass Third Reading, seconded by Representative Tom.

Representative Marumoto then rose and stated:

"Mr. Speaker, I rise to speak in favor of this bill, with reservations.

I think it is greatly needed and, in fact, I was one of the introducers of this measure but the Minority feels very strongly that bills should be on the desks 48 hours before its final passage in order that legislators can look at the bills and study them, that their constituents can study them, and in the interest of sunshine, we feel that it is a necessary provision.

It doesn't go far enough, however, in that we really should not have to deck bills on a Saturday or on a non-legislative day because it does fulfill the letter of the 48-hour provision; it should be decked on a legislative day and made available on our desks and printed so that the public has access to them.

We ask that we pass this measure and continue to improve our laws in the interest of sunshine and openness.

Thank you, Mr. Speaker."

Representative Segawa then rose to speak in favor of the bill, stating:

"Mr. Speaker, I just wanted to clarify one point that the member of the Minority has, I believe, alleged that bills are being decked on a Saturday and I believe that has not been the practice; that bills are being decked on a legislative day by 12:00 midnight."

Representative Marumoto, in rebuttal, stated:

"Mr. Speaker, I do believe that we can fulfill the letter of the 48-hour law by decking 48 hours before final passage. If that happens to be a Saturday, then that's the way the practice is now. We would like to see an improvement in this.

Thank you."

The motion was put by the Chair and carried, and H.B. No. 628, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 15, OF THE HAWAII CONSTITUTION, TO CLARIFY THE FORTY-EIGHT HOUR REQUIREMENT FOR THIRD OR FINAL READING", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 628 had passed Third Reading at 3:04 o'clock p.m.

H.B. No. 1845-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1845-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SEPARATION", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2340-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2340-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REFUSAL TO PROVIDE IDENTIFICATION UNDER THE STATEWIDE TRAFFIC CODE", passed Third Reading by a vote of 47 ayes to 1 no, with Representative Souki voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1845-84 and 2340-84 had passed Third Reading at 3:05 o'clock p.m.

H.B. No. 2332-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2332-84, HD 1, entitled: "A BILL FOR AN

ACT RELATING TO PLACE TO KEEP FIREARMS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 2332-84 had passed Third Reading at 3:06 o'clock p.m.

H.B. No. 2163-84, HD 1:

Representative Stanley moved that H.B. No. 2163-84, HD 1, having been read throughout, pass Third Reading, seconded by Representative Tom.

Representative Levin then rose and asked whether or not the Judiciary Chairperson would yield to a question to which Representative Stanley replied in the affirmative.

Representative Levin asked:

"In order to establish an affirmative defense to the effect that the defendant reasonably believed either that the minor had attained the age of majority, or that he would consume the substance only in the presence of a parent, does the defendant also have to show the express consent of the parent or guardian under this bill?"

Representative Stanley answered:

"Representative Levin, I believe if you read the construction of that last paragraph, they are all connected by or's, meaning each condition is sufficient as an affirmative defense."

Representative Levin thanked the Chair.

The motion was put by the Chair and carried, and H.B. No. 2163-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 2163-84 had passed Third Reading at 3:07 o'clock p.m.

H.B. No. 1999-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1999-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDI-

CIARY", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 1999-84 had passed Third Reading at 3:08 o'clock p.m.

H.B. No. 1983-84, HD 1:

Representative Kim moved that H.B. No. 1983-84, HD 1, having been read throughout, pass Third Reading, seconded by Representative Tom.

Representative Kim then rose to speak in favor of the bill, stating:

"Mr. Speaker, this bill makes it a citizen's duty to help someone in distress, provided that the person rendering aid can do so without danger to himself.

Hawaii, as we are well aware, is world renowned as the land of aloha. Yet, in recent years, we have come under criticism because of some highly publicized acts of criminal violence. This adverse publicity has tarnished Hawaii's image and has kept away potential visitors.

House Bill 1983-84 makes a statement to all people that Hawaii practices its aloha spirit, not just with visitors, but also within our community.

In making laws, Mr. Speaker, we must also remember that laws do not merely mandate. The law also teaches.

Regrettably, Anglo-American law has often taught a lesson about conduct in emergencies that has sometimes called a rescuer or one who gives assistance a busybody, or one who should mind his own business. Today, many have the attitude, I don't want to get involved.

This bill seeks to reverse that teaching. Its message is: You have a duty to help your fellow citizen in distress. He in turn has a duty to help you if you are in peril. You don't have to rely solely upon the police who cannot be in all places at once.

In preparing this piece of legislation, I asked the question: 'Will this work?' And I learned that such laws have worked in most of continental Europe for so long that the

typical Frenchman, German, or Norwegian takes the duty of mutual aid for granted. In addition, three other states -- Minnesota, Vermont and Rhode Island -- have enacted similar legislation.

I believe, Mr. Speaker, that this bill will be equally at home here in Hawaii.

Thank you."

Representative Anderson then rose to speak in favor of the bill, stating:

"Mr. Speaker, I would like to have Representative Kim's words inserted into the Journal as my own."

The Chair "so ordered."

Representative Anderson continued:

"I was against the bill in the beginning. To be honest, I think it is a very good bill and she has done a good job.

Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 1983-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A DUTY TO ASSIST IN CERTAIN CIRCUMSTANCES", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 1983-84 had passed Third Reading at 3:10 o'clock p.m.

H.B. No. 1982-84, HD 1:

On motion by Representative Shito, seconded by Representative Tom and carried, H.B. No. 1982-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SALARIES", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 1982-84 had passed Third Reading at 3:11 o'clock p.m.

H.B. No. 1953-84:

Representative Stanley moved that H.B. No. 1953-84, having been read throughout, pass Third Reading,

seconded by Representative Tom.

Representative Stanley then rose to speak in favor of the bill, stating:

"Mr. Speaker, very briefly, this bill was one of the bills that the Governor vetoed last year. We have corrected his objections to the bill and the bill is before us again. I urge all members to vote aye."

The motion was put by the Chair and carried, and H.B. No. 1953-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1948-84:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1948-84, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 10, OF THE HAWAII CONSTITUTION TO ALLOW FLEXIBILITY IN SCHEDULING THE MANDATORY RECESS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1953-84 and 1948-84 had passed Third Reading at 3:12 o'clock p.m.

At 3:12 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 4:35 o'clock p.m.

H.B. No. 2285-84, HD 1:

On motion by Representative Shito, seconded by Representative Honda and carried, H.B. No. 2285-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 2285-84 had passed Third Reading at 4:35 o'clock p.m.

H.B. No. 2103-84:

On motion by Representative Shito,

seconded by Representative Stanley and carried, H.B. No. 2103-84, entitled: "A BILL FOR AN ACT RELATING TO LICENSEES UNDER THE INTOXICATING LIQUOR LAW", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2224-84, HD 1:

On motion by Representative Shito, seconded by Representative Honda and carried, H.B. No. 2224-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE RATES", passed Third Reading by a vote of 47 ayes to 1 no, with Representative Hashimoto voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 654, HD 1:

On motion by Representative Shito, seconded by Representative Honda and carried, H.B. No. 654, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ACQUISITION OF VOTING STOCK BY FOREIGN INVESTORS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2102-84, 2224-84 and 654 had passed Third Reading at 4:36 o'clock p.m.

H.B. No. 2484-84, HD 1:

On motion by Representative Shito, seconded by Representative Honda and carried, H.B. No. 2484-84, HD 1, entitled: "A BILL FOR AN ACT REGARDING CHAPTER 421C, HAWAII REVISED STATUTES", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 571, HD 1

By unanimous consent, action was deferred to the end of the calendar.

H.B. No. 2036-84, HD 1:

On motion by Representative Hayes, seconded by Representative Hashimoto and carried, H.B. No. 2036-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL VEHICLES", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda,

Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2484-84 and 2036-84 had passed Third Reading at 4:37 o'clock p.m.

H.B. No. 2308-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2308-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2329-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2329-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALIMONY", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2308-84 and 2329-84 had passed Third Reading at 4:38 o'clock p.m.

H.B. No. 2077-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2077-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2032-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2032-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1989-84:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1989-84, entitled: "A BILL FOR AN ACT RELATING TO PATERNITY", passed

Third Reading by a vote of 46 ayes to 2 noes, with Representatives Hirono and Rohlfing voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2077-84, 2032-84 and 1989-84 had passed Third Reading at 4:39 o'clock p.m.

H.B. No. 1980-84, HD 1

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 1980-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC EAVESDROPPING", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1947-84:

Representative Stanley moved that H.B. No. 1947-84, having been read throughout, pass Third Reading, seconded by Representative Tom.

Representative Marumoto then rose and stated:

"Mr. Speaker, I rise to speak in favor of this bill, with reservations.

I feel it is needed to exercise business here so it is a good measure. I would like to see a provision in it which requires the clocking in of bills so that bills would be printed in the order that they are introduced. And, I notice that the bill calls for committee report outlines and needs for staff to be hired earlier and I do hope the committee report is followed if this bill is enacted.

Thank you very much."

The motion was put by the Chair and carried, and H.B. No. 1947-84, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 12, OF THE HAWAII CONSTITUTION, TO ALLOW GREATER FLEXIBILITY IN SCHEDULING THE DEADLINE FOR INTRODUCING BILLS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1980-84 and 1947-84 had passed Third Reading at 4:40 o'clock p.m.

H.B. No. 1629-84, HD 1:

On motion by Representative Graulty, seconded by Representative Tom and carried, H.B. No. 1629-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 633, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 633, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I, SECTION 13, OF THE HAWAII CONSTITUTION, TO CHANGE THE JURISDICTIONAL AMOUNT REQUIRED FOR JURY TRIALS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1629-84 and 633 had passed Third Reading at 4:41 o'clock p.m.

H.B. No. 2016-84, HD 1:

On motion by Representative Shito, seconded by Representative Honda and carried, H.B. No. 2016-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PATIENTS' COMPENSATION", passed Third Reading by a vote of 45 ayes to 3 noes, with Representatives Jones, Marumoto and Matsuura voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2196-84, HD 1:

On motion by Representative Shito, seconded by Representative Honda and carried, H.B. No. 2196-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2016-84 and 2196-84 had passed Third Reading at 4:42 o'clock p.m.

H.B. No. 2526-84:

On motion by Representative Shito, seconded by Representative Honda

and carried, H.B. No. 2526-84, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR", passed Third Reading by a vote of 47 ayes to 1 no, with Representative Rohlfing voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2597-84:

On motion by Representative Hirono, seconded by Representative Say and carried, H.B. No. 2597-84, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2116-84, HD 1

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, H.B. No. 2116-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DRIVER IMPROVEMENT PROGRAM", passed Third Reading by a vote of 47 ayes to 1 no, with Representative Kiyabu-Saballa voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2526-84, 2597-84 and 2116-84 had passed Third Reading at 4:43 o'clock p.m.

H.B. No. 2078-84, HD 1:

On motion by Representative Taniguchi, seconded by Representative Hayes and carried, H.B. No. 2078-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION ON TRANSPORTATION", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2275-84, HD 1:

On motion by Representative Taniguchi, seconded by Representative Shito and carried, H.B. No. 2275-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2249-84:

On motion by Representative

Taniguchi, seconded by Representative Shito and carried, H.B. No. 2249-84, entitled: "A BILL FOR AN ACT RELATING TO PILOTAGE", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2337-84, HD 1:

On motion by Representative Taniguchi, seconded by Representative Stanley and carried, H.B. No. 2337-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAIL LIGHTS ON VEHICLES", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2078-84, 2275-84, 2249-84 and 2337-84 had passed Third Reading at 4:44 o'clock p.m.

H.B. No. 2451-84, HD 1:

On motion by Representative Stanley, seconded by Representative Tom and carried, H.B. No. 2451-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PENAL CODE", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 78, HD 1:

On motion by Representative Chun, seconded by Representative Tom and carried, H.B. No. 78, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE THEFT", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 2527-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Bunda and carried, H.B. No. 2527-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEPOSITS OF PUBLIC FUNDS", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2451-84, 78 and 2527-84 had passed Third Reading at 4:45 o'clock p.m.

H.B. No. 1873-84, HD 1:

Representative Wong moved that

H.B. No. 1873-84, HD 1, having been read throughout, pass Third Reading, seconded by Representative Bunda.

Representative Andrews then rose and stated:

"Mr. Speaker, to be consistent with my remarks I made in 1980 on the same subject, I would like to speak for House Bill 1873-84, House Draft 1, with reservations.

Mr. Speaker, I speak for this bill, with reservations, only because to speak against this bill would be asking for no definition of 'State growth' after June 30, 1984.

Mr. Speaker, we have a very good definition of State growth at the present time. That is, the average annual percentage change in total State personal income for the past three years. The current definition, which lapses on June 30, 1984, keeps a lid on State spending but it allows it to grow along with the taxpayers' ability to pay. Insuring that the State expenditures and the taxing of the public that goes hand in hand with spending; it does not outstrip the taxpayers' ability to pay is a very important concept.

To do anything else, Mr. Speaker, can bring us to the day when there is just nothing out there to take and the ultimate collapse of government and society as we know it today.

House Bill 1873-84, House Draft 1, proposes to allow the Legislature to use the highest annual percentage change in total State personal income in the last three years, not the average, but the highest change. The net effect of this will be to allow the State expenditures to outstrip the taxpayers ability to pay, bringing about an ever more burdensome government.

Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 1873-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND EXPENDITURE CEILING", having been read throughout, passed Third Reading by a vote of 45 ayes to 3 noes, with Representatives Anderson, Marumoto and Rohlfing voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

H.B. No. 1870-84, HD 1:

On motion by Representative

Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 1870-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INCOME TAX", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1873-84 and 1870-84 had passed Third Reading at 4:49 o'clock p.m.

H.B. No. 2529-84, HD 1:

On motion by Representative Grawty, seconded by Representative Kawakami and carried, H.B. No. 2529-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE", passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 2529-84 had passed Third Reading at 4:50 o'clock p.m.

At 4:51 o'clock p.m., Representative Kiyabu-Saballa asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 4:55 o'clock p.m.

UNFINISHED BUSINESS

Stand. Com. Rep. No. 498-84 on H.B. No. 851:

On motion by Representative Stanley, seconded by Representative Hirono 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", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 499-84 on H.B. No. 2229-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2229-84, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A CONSUMER

EDUCATION PROGRAM ON MILK", having been read throughout, passed Third Reading by a vote of 47 ayes to 1 no, with Representative Rohlfing voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 851 and 2229-84 had passed Third Reading at 4:55 o'clock p.m.

Stand. Com. Rep. No. 500-84 on H.B. No. 1904-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1904-84, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL PRODUCTS", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 501-84 on H.B. No. 1949-84:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1949-84, entitled: "A BILL FOR AN ACT MAKING APPROPRIATION FOR THE WITNESS SECURITY AND PROTECTION PROGRAM", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 502-84 on H.B. No. 1946-84:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1946-84, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PERSONAL CARE SERVICES", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1904-84, 1949-84 and 1946-84 had passed Third Reading at 4:56 o'clock p.m.

Stand. Com. Rep. No. 503-84 on H.B. No. 2006-84:

On motion by Representative

Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2006-84, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 504-84 on H.B. No. 2182-84:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2006-84, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMMUNITY MENTAL HEALTH SYSTEM", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 505-84 on H.B. No. 2256-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2256-84, 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 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2006-84, 2182-84 and 2256-84 had passed Third Reading at 4:57 o'clock p.m.

Stand. Com. Rep. No. 506-84 on H.B. No. 1728-84:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1728-84, entitled: "A BILL FOR AN ACT RELATING TO GASOHOL", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 507-84 on H.B. No. 1789-84:

On motion by Representative

Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1789-84, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1728-84 and 1789-84 had passed Third Reading at 4:58 o'clock p.m.

Stand. Com. Rep. No. 508-84 on H.B. No. 1856-84, HD 1:

Representative Kiyabu moved that the report of the majority of the Committee be adopted and H.B. No. 1856-84, HD 1, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Hayes then rose and stated:

"Mr. Speaker, I feel that this is an unwise bill. It is an effort to be kind to the senior citizens by eliminating the requirement of a driver's license test every two years rather than four. I feel that since the seniors are, for the most part, retired, they have ample time to come and get the test and if they have vehicles, they have no problem getting down to the place where the test is given. I think it is a disservice to the seniors and to the public at large to eliminate this cautious re-testing.

Thank you."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 1856-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EXPIRATION OF DRIVER'S LICENSES", having been read throughout, passed Third Reading by a vote of 46 ayes to 2 noes, with Representatives Anderson and Hayes voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 1856-84 had passed Third Reading at 4:59 o'clock p.m.

Stand. Com. Rep. No. 509-84 on

H.B. No. 1906-84, HD 1:

On motion by Representative Nakata, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1906-84, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL ACTIVITIES", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 510-84 on H.B. No. 2021-84:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2021-84, 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 47 ayes to 1 no, with Representative Hee voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1906-84 and 2021-84 had passed Third Reading at 5:00 o'clock p.m.

Stand. Com. Rep. No. 511-84 on H.B. No. 2039-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2039-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CAPITAL LOAN PROGRAM", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 512-84 on H.B. No. 1466:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1466, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT OF WAGES TO RELATIVES OF DECEASED EMPLOYEES", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to

note that H.B. Nos. 2039-84 and 1466 had passed Third Reading at 5:01 o'clock p.m.

Stand. Com. Rep. No. 513-84 on H.B. No. 359:

On motion by Representative Kiyabu, seconded by Representative Kawakami 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", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 359 had passed Third Reading at 5:02 o'clock p.m.

Stand. Com. Rep. No. 514-84 on H.B. No. 1213:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 1213, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Andrews then rose to speak against the bill, stating:

"Mr. Speaker, House Bill 1213 proposes the repeal of Article VII, Section 6, of the Hawaii Constitution, a section that I realize we are having some problems with at this time; a section of our Constitution that requires us to return revenues to the taxpayers if there is a 5 percent surplus of general fund revenues at the close of two successive fiscal years. I understand, as stated in the committee report, that we are in a very ironic situation of having to return excess dollars in a year when a deficit has been projected. But, Mr. Speaker, the basis for this constitutional provision is sound. I may have agreed to the change in the provision to make it a little more accommodating, but to repeal it altogether is an over-reaction to the problem.

Mr. Speaker, this provision exists in our Constitution to ensure the government will not hoard large amounts of taxpayers' dollars brought about by prudent budgeting and our constitutionally mandated spending limit. To repeal it creates a very dangerous situation -- one open to all sorts of abuses.

The Constitutional Convention of 1978 discussed this amendment in length. In fact, Mr. Speaker, it was introduced by my favorite delegate. In that discussion, many of the questions we are faced with today were brought forth. This wording was accepted, not only because the provision was deemed a necessary part of the spending limit of the provision adopted the same year, but because it allowed for a great amount of flexibility on the part of the Legislature. That flexibility, Mr. Speaker, provides the Legislature the ability to save money accumulated in surplus years to be used in years of deficit. This was done by simply not making any statement to how much must be returned. The committee report implies that it is for this very reason -- already provided for in the Constitution -- that we must repeal this section.

Mr. Speaker, there is no need to repeal this section of our Constitution. It exists to provide the taxpayers some protection from government hoarding their hard-earned dollars, a situation that brought forth a taxpayers' revolt in California and it exists with the necessary flexibility for the Legislature to accumulate funds to be used in the years of slow revenue growth.

Thank you."

Representative Rohlfing then rose to speak in favor of the bill, with reservations, stating:

"Mr. Speaker, I think I would concur with my colleague from Maui with respect to his concerns in having voted against the prior bill in this area. However, we are faced with a choice here of this bill not necessarily the ideal bill that we might want to vote for again. And I just want to express, in voting aye for this bill, that it is because of the incongruous situation that we face, and I think that in balance, that this bill is better than the situation that otherwise we would obtain without the bill.

Thank you, Mr. Speaker."

Representative Marumoto then rose to speak against the bill, stating:

"Mr. Speaker, I think our colleague from Maui said it quite well. I would like his words taken as my own."

The Chair "so ordered."

Representative Say then rose on a

point of information and inquired whether or not the speaker from Maui would yield to a question to which Representative Andrews replied: "I'll hear the question."

Representative Say then asked:

"My question, Mr. Speaker, is, who is his favorite delegate?"

Representative Andrews answered:

"Well, I found that out when I read the Journal last night, or yesterday, when looking over this bill, that I was the introducer."

The motion was put by the Chair and carried, and 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", having been read throughout, passed Third Reading by a vote of 42 ayes to 6 noes, with Representatives Anderson, Andrews, Jones, Kiyabu-Saballa, Marumoto and Medeiros voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 1213 had passed Third Reading at 5:06 o'clock p.m.

Stand. Com. Rep. No. 515-84 on H.B. No. 1727-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1727-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FEED", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 516-84 on H.B. No. 1738-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1738-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PREMARITAL EXAMINATION FOR RUBELLA", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being

excused.

The Chair directed the Clerk to note that H.B. Nos. 1727-84 and 1738-84 had passed Third Reading at 5:07 o'clock p.m.

Stand. Com. Rep. No. 517-84 on H.B. No. 1759-84:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1759-84, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 518-84 on H.B. No. 1750-84:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1750-84, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 519-84 on H.B. No. 1801-84:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1801-84, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR SUPPORT ENFORCEMENT SERVICES", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1759-84, 1750-84 and 1801-84 had passed Third Reading at 5:08 o'clock p.m.

Stand. Com. Rep. No. 520-84 on H.B. No. 1875-84:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1875-84, entitled: "A BILL FOR AN ACT RELATING TO THE COMPEN-

SATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 521-84 on H.B. No. 1760-84:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1760-84, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF IMPROVEMENT DISTRICT BONDS FOR HAWAII COMMUNITY DEVELOPMENT AUTHORITY", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 522-84 on H.B. No. 2170-84:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2170-84, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A BIOLOGICAL CONTROL PROJECT TO CONTROL WEBWORMS ON MAUI", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 1875-84, 1760-84 and 2170-84 had passed Third Reading at 5:09 o'clock p.m.

Stand. Com. Rep. No. 523-84 on H.B. No. 2168-84, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2168-84, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MAUI COMMUNITY COLLEGE MOLOKAI FARM SCHOOL", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 524-84 on H.B. No. 2383-84:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2383-84, entitled: "A BILL FOR AN ACT RELATING TO JOURNALS", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

Stand. Com. Rep. No. 525-84 on H.B. No. 1362, HD 1:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1362, HD 1, 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", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2168-84, 2383-84 and 1362 had passed Third Reading at 5:10 o'clock p.m.

At this time, Representative Stanley rose and stated:

"Mr. Speaker, may I, with your permission, extend my thanks and appreciation to Chairman Kiyabu for allowing me to be the movant on House Bill No. 851, and also I do that on behalf of Representative Hirono and all others who were interested in that bill, and I wish to extend to him my personal aloha.

Thank you."

STANDING COMMITTEE REPORTS

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 495-84) recommending that H.B. No. 1640-84, 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. 1640-84, HD 1, entitled: "A BILL FOR AN ACT MAKING APPRO-

PRIATIONS FOR THE FISCAL BIENNIUM JULY 1, 1983 TO JUNE 30, 1985", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 14, 1984.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 496-84) recommending that H.B. No. 2092-84, 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. 2092-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", 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. 497-84) recommending that H.B. No. 1874-84 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. 1874-84, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS", 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. 1640-84, HD 1; 2092-84, HD 1; and 1874-84 were made available to the members of the House at 11:00 o'clock a.m.

At 5:16 o'clock p.m., the House of Representatives stood in recess until 7:30 o'clock p.m. tonight.

NIGHT SESSION

The House of Representatives reconvened at 9:45 o'clock p.m.

DEFERRED MATTERS FROM EARLIER ON THE CALENDAR

Stand. Com. Rep. No. 364-84 on H.B. No. 162, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 162, HD 2, having been read throughout, pass

Third Reading, seconded by Representative Kawakami.

Representative Dang then rose to speak against the bill, stating:

"Mr. Speaker, the purpose of this bill is to grant immunity from civil liability to members of State boards and commissions. I believe that this bill, as drafted, is confusing, will lead to problems and, as drafted, bad policy.

First, the committee report states that this bill does not cover people elected to a board or commission. Yet, there is ambiguous language in the bill in paragraphs (b) and (c) which make reference to a member who was 'appointed or elected'.

Second, the only way that a board or commission member will be civilly liable is if that person acted with a malicious purpose, or in bad faith, or in a wilful or wanton manner. These exceptions are so narrow and provide such a shield that it is inconceivable that a board or commission member will ever be found liable for damage or injury in performing his or her duties.

Third, under this bill, in paragraph (f), a member who chooses his own attorney would not be indemnified by the State even though he would otherwise be entitled to indemnification. Yet, another part of the bill states that the Attorney General can enter an appearance in any action in which the member is represented by his own attorney even though no request has been made. In that latter case, why should the State step in voluntarily and will that member be entitled to indemnification by the State? It's unclear.

Finally, in paragraph (i), a board member is permitted to introduce a bill in the Legislature for reimbursement from the State if the Attorney General denies legal representation to him and if the member negotiates a settlement. Why should a board member who negotiates a settlement against himself have the right to seek reimbursement from the Legislature if the Attorney General denied legal representation to him in the first place? I don't think that such a right should exist.

For these reasons, Mr. Speaker, I am speaking against the bill and will vote against it."

The motion was put by the Chair and carried, and the report of the

Committee was adopted and H.B. No. 162, HD 2, entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS", having been read throughout, passed Third Reading by a vote of 45 ayes to 3 noes, with Representatives Dang, Marumoto and Rohlfing voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 162 had passed Third Reading at 9:47 o'clock p.m.

Stand. Com. Rep. No. 470-84 on H.B. No. 2307-84, HD 2:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, Stand. Com. Rep. No. 470-84 and H.B. No. 2307-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", were recommitted to the Committee on Finance.

Stand Com. Rep. No. 527-84 on H.B. No. 1913-84, HD 2:

Representative Shito moved that the report of the majority of the Committee be adopted and H.B. No. 1913-84, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Bunda then rose to speak against House Bill No. 1913-84, House Draft 2.

"Mr. Speaker, no one likes to suffer the cost of an automobile accident, only to find that the other driver is not insured. No one likes to pay for the cost of compliance with the State law, only to find that there are many who refuse or fail to comply with the law.

Although I agree with the general concept of this bill, I question the method being proposed under this bill to remedy the uninsured motorist problem in Hawaii. And, I think it would be prudent for us to stop and examine more closely the facts concerning Hawaii's uninsured motorists.

Information received from the Insurance Division of the Department of Commerce and Consumer Affairs, the Department of Transportation, the Department of Finance, and the Police Department, indicates that a minority of drivers fail or refuse to obtain

motor vehicle insurance coverages required under the law. While no one disputes the dangers posed by uninsured motorists and the Legislature's desire to have all motorists fully insured, I question the data relied upon for passage of this bill.

The Standing Committee Report states that uninsured motorists comprise 'approximately 19.4 percent of drivers in Hawaii.' This statement is inaccurate and misleading. Inaccurate, because it is 19.4 percent of all vehicles in Hawaii that are uninsured. Misleading, because it exaggerates and overstates the magnitude of the problem relating to uninsured motorists in Hawaii.

In Section 1 of this bill, the uninsured motor vehicle population in Hawaii indicates to be 129,744. This is a questionable figure since this is the equivalent of all cars on the Big Island, Maui and half of Hawaii -- even questioning the accuracy of this figure. Since a sizeable portion of the uninsured motor vehicle population consists of abandoned, impounded, inoperable, or unused dealer vehicles, the actual number of uninsured motor vehicles being driven in Hawaii's roads which pose a threat to the community is much smaller. Thus, the extent of the uninsured motorist or vehicle problem in Hawaii is much smaller than one is lead to believe.

In further support of my position against this measure, I cite a recent report prepared by the All Industry Research and Advisory Council, entitled, 'Uninsured Motorists; Facts and Figures', which ranked Hawaii 49th in terms of uninsured motorists claim frequency with North Dakota being the only State with an uninsured motorist claim frequency below Hawaii's data. The report also indicates that Hawaii actually experienced decrease in the frequency of uninsured motorists' claims filed between 1976 to 1980. This suggests, in Hawaii, a trend toward fewer drivers being uninsured.

Mr. Speaker, in spite of these statistics, I do agree that our uninsured motorists' laws can be strengthened and improved and I am willing to state that I concur with the general intent and spirit of this bill. However, Mr. Speaker, all of us know that we have a responsibility and obligation to all of Hawaii's people to consider all aspects of any proposed legislation, including the ramifications and effects that a particular measure may have upon the business com-

munity and the primary industry.

This bill will impose a tremendous administrative burden upon insurers who will be compelled to raise insurance premiums to cover the costs related to implementing the decal provisions of this bill. For example, the initial production and issuance of the decals will inevitably involve additional costs which will, in all probability, be passed on to the insured.

While the bill has been amended under House Draft 2 to replace the no-fault insurance card system with a no-fault insurance decal system which was in effect to meet some of the cost objections raised by both public hearings, the bill will still involve substantial implementation and recurring operational costs.

To clarify, insurance computer systems have been designed to simultaneously accommodate the printout of the no-fault cards and the printout of vehicular insurance policies, it is doubtful that the computer may be similarly programmed to accommodate the printing of the decals. Moreover, I suspect that insurance companies will resort to outside printing companies for possible manual production of the decals.

Another related problem arises where the insured elects to make installment payments under a specific insurance policy. The insurance will have to issue a short-term decal for each installment period which will necessitate the design of a monthly color code system for implementation.

Furthermore, the insurer will also have to develop and set up some type of tracking system to monitor these types of policies or accounts. This will again involve certain additional costs to be passed on to the insured. A host of other administrative problems will attach to the insurance policy renewals. The insured will have to send in a payment well before the renewal date of his policy to insure that he receives his decal before the expiration date of his current decal or else run the risk of being cited. The real irony is that even if the person is fully insured, this law-abiding motorist may be cited simply because he had no decal due to circumstances beyond his control involving an administrative lapse of time. Similar administrative problems will arise when a vehicle is sold or transferred.

Under this bill, you will see an increase in the number of citations issued and, consequently, an increase in the number of traffic cases pending before the courts. In short, by passing this bill, you will be setting the stage for an administrative nightmare for insurers, the police, and the courts.

Finally, I would also mention that this bill fails to address the unique problem of placement of the decal on a motorcycle.

Mr. Speaker and members of this House, I implore you to take a hard look at the effects which will be brought by this bill if enacted into law.

Other jurisdictions, after careful study and reviewing similar types of legislation, have flatly rejected such legislation; save Kentucky which, in 1978, passed such a law. However, I received information that the Kentucky State House recently voted unanimously to repeal the law. I think there is a lesson that we can learn from Kentucky, and I urge and call upon you to vote against the passage of House Bill 1913-84, House Draft 2.

Thank you, Mr. Speaker."

Representative Shito then rose to speak in favor of the bill, stating:

"Mr. Speaker, I rise to state, relating to motor vehicle no-fault insurance, the number of uninsured motorists has escalated from 78,000 in 1979 to 129,000-plus in 1982, representing a 19.4 percent increase of drivers in Hawaii who are uninsured. Whereas the no-fault motor vehicle insurance law is mandatory, this is an unacceptable percentage of uninsured motorists running around on our streets and must be dealt with immediately. We cannot, as legislators, turn our backs on this problem in hopes that it will go away for it will not, given the current trend.

House Bill 1913-84, House Draft 2, is an attempt in the right direction to reduce the frightening numbers of uninsured motorists. This bill will set up a decal system with its main focus on visibility and will thereby expose the automobile as being insured or uninsured and whether the policy has expired.

The fine has been increased from the minimum of \$100 to \$350. The \$350 fine reflects the average cost of

a no-fault insurance policy and thereby acts as a deterrent.

Mr. Speaker, this measure was before us last year and was passed by both houses. This indicated the legislators' concern upon the escalating number of uninsured motorists. This measure was subsequently vetoed by the Governor because of technical difficulties. With this in mind, House Bill 1913-84, House Draft 2, has removed those provisions from the bill which was the basis for the Governor's veto. In its present form, the counties and the police have testified favorably for this measure to be enacted. It is the insurance company that have fought this measure because they do not want to disturb the present system they have. Ironically, it is the system of issuing no-fault ID cards that has created this problem that exists today.

Let me elaborate what I mean by this.

The insurance company will issue a six-month ID card and policy whether it has been paid in full or not. Subsequently, the card will be used to get the driver's license plate, safety check, and when this is done, the driver will let the policy lapse. To prove this point, Mr. Speaker, the police, during 1982 issued 14,035 citations for no-fault insurance violation, and in 1983, 14,570 citations. Bear in mind that these citations were for moving violations or in the case of an accident many of these cases revealed that they had a card but the policy has lapsed.

Mr. Speaker, this bill is not an intent on harassing the law-abiding motorists but only those who violate the mandatory law. With that in mind, why shouldn't we make it difficult as possible for these law violators?

Opponents of this measure will say that this will dramatically increase the cost of insurance which will be passed on to the consumer. This is not true. The decal that is presently used by the City and County of Honolulu for safety check is seven cents per decal.

Currently, all of the driving motorists in Hawaii pay a proportionate share for the welfare recipient so as they can drive their cars for working purposes. In addition, Mr. Speaker, each motorist contributes one dollar for the high school driver education program. What is unac-

ceptable, however, is when the insured motorist, under the mandatory no-fault law, must pay another ten to twelve dollars to protect himself from uninsured motorists.

Mr. Speaker, the Hawaii No-Fault Insurance Law was enacted to reduce the premium of the insured motorist. We have, however, seen continuous increases since the law was enacted in 1974.

Mr. Speaker and members of this honorable body, if the Legislature really wants to reduce the spiraling number of uninsured motorists on our highway, I urge you to vote aye on House Bill 1913-84, House Draft 2.

Thank you."

Representative Kiyabu-Saballa then rose to speak against the bill, stating:

"Mr. Speaker, I have to object to a bill that will cause agents to be policemen, thus creating an adversary relationship with the very people they wish to serve. And if something happens where the agent or his office manager, or secretary, might foul up, it's going to cost him a thousand dollars.

Today, auto insurance is a paper mill. There are changes occurring all the time -- change of car, cancelling the car, added coverages, notifying the finance company, changing address -- it just goes on and on.

Now, if this law should come into effect, the agent and his people will have to start accumulating scraped off decals from their policyholders. If they don't bring them back, they don't get their money. It just doesn't seem legal or right to me. In addition, the agent must stock his office with thousands of these decals so that people can get one immediately upon purchase of a new vehicle. These safety of these decals is a worry as they are worth thousands of dollars as they represent a premium payment. The insured is probably worried that someone will steal it off his front window, but there is also the fear on the agent's part of being robbed or burglarized and I don't think the fear is unwarranted.

I feel our insureds pay enough money now. An insurance agent has to collect, identify, put it in an envelope, pay postage to the company which you are talking about thousands of transactions each year, and it is going to cost extra dollars.

I don't know whether you realize it or not, but at least 20- to 25 percent of all insureds change cars each year. That means that 100,000 people in the State will be needing new decals for these changes. Can you imagine the activity?

I realize the purpose of this legislation is to discover uninsured motorists, but what a messy way to do it. It is no wonder other states have rejected this solution? Right now, our police officers are issuing 181,767 moving violations; 129,903 non-moving citations; 557,381 parking citations; 33,000 accidents.

It makes a lot of sense to me to ask every person who gets a ticket or accident for this ID card and fine these people. Surcharge them and make them file an SR 22 which is the financial responsibility certificate guaranteeing their insurance for the next three years at a surcharge rate. These are the people that we should go after. Let the guilty pay -- not the good policyholders. I realize the ID card is not full proof, but it's a lot better than the decal that is suggested. And evidently, from the record that we compared to other states, it has done a good, not an excellent job, just a good job.

From figures reported, Hawaii has very few uninsured motorist claims and many of these claims are hit and run claims where you can't identify the driver anyway. No law will correct this.

If hundreds of thousands of moving citations and accidents occur each year, then why can't the police just check these people and leave our good policyholders alone. Let those who violate the law pay. I don't want the people in my district to pay one more penny for insurance than is absolutely necessary. The cost of living in this State is high and many people of the lower income group have to scrape now to get their premiums together, but they do so and they are, in my thinking, the best people in any place. The people in this State are good, honest, and law-abiding. I will not say that all of them are, but most of them are. There are a few bad ones, but let us not overkill and mess up everybody just for a few.

I understand a study committee made good recommendations for a change but without a decal. Why wasn't this used and the decal forgotten? What is so sacred about a decal, especially when it is such a

burden and so controversial? As far as the cost is concerned, anyone can hold up a no-fault card next to a decal and the cost difference is just obvious.

Right now, the no-fault cards are all computerized and more than likely the decals will have to be contracted out. Of course, there will be an added expense. Don't kid yourself.

We already are paying the cost for every DSSH person that owns a car, and now, we are going to be asked to pass a law that will again hit the pocketbooks of our constituents. I now have to ask my colleagues here to really look at this bill and really see if you can go back to your constituents and say you are doing it for them. I am voting no and I want you to vote no with me.

Thank you."

Representative Tom then rose to speak in support of House Bill 1913-84, House Draft 2, stating:

"Mr. Speaker, I support House Bill 1913-84, House Draft 2, requiring all insurers to issue for each insured motor vehicle a no-fault decal readily visible on every automobile on the center of the windshield which will show the existence of a current no-fault decal evidencing the existence of a current no-fault policy.

Now, as I sat here this evening listening to the pros and cons, I wondered to myself, should I speak for this bill because I am sure that no one would want me to drive a car with or without a no-fault decal on it, or even an ID card, but I feel compelled to speak on this matter.

My concern is twofold, Mr. Speaker. I personally feel that the consequences of driving a car, an uninsured car by no-fault, is just as dangerous and hazardous and should be given the same, equal kind of attention as attempting to pass legislation to keep drunk drivers off our streets.

You know, we have a lot of legislation regarding drunk driving laws but not enough attention seems to be given to our uninsured motorists who are just as capable of hurting others without being insured, leaving very little recourse, leaving very little compassion, to the injured victim and even the uninsured driver.

Mr. Speaker, secondly, as an attorney in private practice dealing in

civil matters, the avenue of redress to the injured victim is frustrated when struck -- literally, physically struck by an uninsured motorist. The statutes bother me, Mr. Speaker. We are talking about 130,000-plus uninsured motor vehicles. To put it in another way, we are talking about 19.4 percent of our drivers are driving without no-fault insurance. Why should the majority of our law-abiding citizens in this State driving with insurance, have to be subjected to drivers who are uninsured and who are undetected. The only way to lick the problem, Mr. Speaker, is to bring this out, to establish laws aimed at the detection, enforcement, penalization, and getting our uninsured motorists off the streets.

Mr. Speaker, I hear about 49th in the nation. Does that still make it right for people to drive without insurance? I hear about financial costs. Let me tell you, I am willing to go back to my district in Kaneohe and say, hey, you may have to pay a little more, but isn't that worth. . . isn't that dollar worth the expense of saving human lives and keeping people off the streets who are uninsured? I say it is.

Thank you very much, Mr. Speaker."

Representative Jones then rose to speak against the bill, stating:

"Mr. Speaker, I think the bottom line for all of us here tonight is to get to these people who are not driving with insurance. The question we have to answer is, what is the best way to do that? The Governor who vetoed the bill last session appointed a Blue Ribbon Panel comprised of the top minds in our State -- the Prosecutor's Office, the Director of Finance, all County Police Departments, Agents' Associations, Hawaii Insurer's Council, Dean of the Hawaii Law School. What was their conclusion? The conclusion was the same as the other states of the union -- not to have a decal bill, but to enforce the laws that are already there; not to penalize the people who are already obeying the law, but to get to the people who are not.

They saw that a decal bill would affect every good driver in the state and certainly upset the agent and the insured relationship. There is no question; it is going to create a monstrous mess of decals, torn decals, stolen decals, heavy fines and prison. Prison sentences. We are getting tougher here on these people

than on drunk drivers.

Note, please, page 13, lines 8 through 19. If a person has two or more violations; say, when a girl is 15 or 16, she is driving a car, she doesn't have no-fault insurance and then fifty years later, she is 65 and she is driving; she is caught one more time; that's two times. She can be sent to jail for up to thirty days. This was way, way, way out of barrels for what we are trying to get to here.

Also, I have in my hand the article from the 'Kentucky Courier' and here is what the headline said: 'The General Assembly appears to have settled on a way to abolish the hated auto insurance sticker.' 'Hated auto insurance sticker.'

Let's talk about cost. There are approximately 558,000 insured cars in this State. They will need at least two decals a year and more if the insured transfers his car or cancels his insurance. At least 30 percent of the people do transfer their insurance every year. For example, from 12,000 to 30,000 are scraped off each year in Hawaii. But let's keep with 558,000; two billings plus thirty cents...ah, thirty percent more. That's 116,000 decals, plus 30 percent, adds up to 1.5 million decals all over the State each year. That means that our constituents, 1.5 million times, have got to crawl into the front seat of their car, scrape that decal off if it hasn't been stolen, hoping that they can keep it together so that their insurance agent will believe that it is indeed their decal, and then mail it to their insurance agent. The agent will be overwhelmed with scraped off decals and the company will be overwhelmed as well. But if the agent or the company doesn't comply, can be fined from \$1,000 to \$10,000.

We pass this bill tonight and it becomes law, the thousands of small businessmen who are agents across the State, are going to wake up tomorrow morning knowing they can be fined \$1,000 to \$10,000 for a violation of this.

Would we accept this if the State was the one who had to accept these decals? No way. If this was your business, would you want to accept it? No way. If we vote for this program where every other state has rejected it, and Kentucky who tried to do it for six years, repealed it this year or will repeal it as a total failure, we are not true to our

constituents. 1.5 million decals -- what a nightmare!

One more item on cost. How much do you think it would cost to run 1.5 million decals a year? It would cost more than the total uninsured motorist population is now costing our insureds. Each year, the uninsured motorist's cost is about \$1.9 million with only 130 claims. We are now paying more to fix the problem than the problem itself. Kentucky which has had the decal program for six years has a worse uninsured motorist record than ours. Kentucky which has had the decal bill for six years has the worse uninsured motorist claim record than does Hawaii.

Therefore, Mr. Speaker, I strongly encourage my colleagues, in the name of being for the consumer and for the small businessmen, to vote against this bill.

Thank you, sir."

Representative Segawa then rose and asked for a conflict ruling, saying that he is in the insurance business.

The Chair ruled, "no conflict."

Representative Segawa thanked the Chair and stated:

"I rise to speak in favor of House Bill 1913-84, House Draft 2. I did not intend to speak on this bill but I believe that there have been some statements thrown about this floor which are not exactly true. The fact, for one thing, is when you talk about 1.5 million decals being passed out, there are perhaps 1.5 million certificate cards being passed out today because if you look at the bill, the decals merely are substituted for the certificate cards.

But more important than that, Mr. Speaker, I want to commend the Chairman of the Consumer Protection Committee for his tenacity and persistence in spite of the insurance industry's opposition to the use of any decal.

Mr. Speaker, we should be very clear in our minds as to the intent of this bill. And the intent of this bill is to expose the uninsured motorists and to make enforcement of the no-fault law easier. We have been going round and round for several years, trying to find a solution as to how we can enforce this law so that we can reduce the number of uninsured motorists.

The industry has offered information that Hawaii is the second lowest state with uninsured motorists -- the second lowest state. And I was surprised to hear from my colleague across the aisle that Kentucky is one of the highest state with uninsured motorists. Now, if I were a citizen in Kentucky, I would not be very happy with that record. When you look at why we are the second lowest uninsured motorist state in the nation, I think there is a reason, Mr. Speaker. The reason is that the citizens of Hawaii are very law-abiding citizens and they like to obey the law. But many of these law-abiding citizens are becoming very upset, or are already upset, that they have to pay \$400 - \$1,000 or more to abide with this law, and yet, there are perhaps 100,000 citizens out there allowed to drive their cars without insurance. Such abuse of the law angers the law-abiding citizens and they are saying to us -- the leaders in government -- do something.

We all know that no-fault insurance was instituted to attempt to keep insurance premiums down. However, with inflationary increases in medical costs, attorney's fees, repair costs and administrative costs, insurance premiums have also risen and we do not want to raise the premiums any more than necessary with unnecessary rules and regulations.

Today, I speak not as an industry person, but as a legislator who sees the unfairness of the present law and sees the need to strengthen existing laws and the need to enforce the no-fault law. Presently, all insureds are required to carry in their vehicle a no-fault card as proof that they have met the requirement of the law.

However, if you look around the parking lot or on the streets, there is no way that you will know who is complying with the law unless you look into the car to see if they have a card, or inquire of each car owner. How can we afford enough police or meter maids to make such checks? By substituting a decal for a card, this bill eliminates this exercise of checking each vehicle interior by requiring each vehicle to show a decal at the top center of the front windshield. No decal -- you're violating the law. The intent of this bill is also to make the public the enforcer of this law. Hopefully, the public will become so aware when they notice a car without a decal as they drive down the street, or even as they walk down the street, that they will report it, or even by mentioning

this fact to the car owner who may be his friend, or relative, or neighbor, I believe we will reduce the number of uninsured motorists and reduce the number through public awareness.

Of course, the person who will deliberately violate this law or any other law will continue to do so.

The other argument is that this bill will increase cost. Mr. Speaker, I believe this bill could make it less costly for the industry. Again, I have to remind you that this bill is not perfect. It will be great that the day becomes that this body and the State, or any body of this nature, anywhere, can ever put out a perfect bill. But this bill, Mr. Speaker, is a step in the right direction.

In closing, again I remind you that the purpose of this bill is to expose the person who chooses to violate the law and to make the enforcement of the no-fault law much easier. Therefore, Mr. Speaker, I urge you and my colleagues to all vote aye on this measure.

Thank you."

Representative Lardizabal then rose to speak in favor of the bill, stating:

"Mr. Speaker, the business of insurance companies is to ensure that the uninsured are insured, and this bill will insure that the uninsured will be insured.

Thank you."

Representative Souki then rose and stated:

"Mr. Speaker and fellow members of the House, I wish to speak against this bill.

It has been stated here that the citizens of the State are very law-abiding. Well, they are. They are because of the laws that we have on the books now. We have the best no-fault insurance laws in the whole United States. We are ranked number two in the whole nation which is something that we can be very proud about. We have a mandatory no-fault insurance program. We have a safety sticker program which requires a no-fault insurance card. We have penalties for not having an insurance card. We do not need an additional regulatory program. What we need is better enforcement of the programs that we have on now. . .the laws that we have.

Therefore, Mr. Speaker and fellow members of the House, I urge all of you to vote down this bill.

Thank you very much."

Representative Shito, in rebuttal, stated:

"Mr. Speaker, I rise in rebuttal on the previous statement made by the Minority member so there is no confusion as to what has transpired here.

First of all, the Blue Ribbon Committee was never convened by the Governor but was called by the Commissioner of the Insurance Division.

Secondly, the decal system was never addressed because there were never consensus among government and the private industry. It was for the purpose of able to resolve the problem, to curb the problem of uninsured motorists.

The third item I want to state to you is that Hawaii, as ranked in the status sheet, shows 49. But I think we have to understand that we are comparing apples and oranges at this point in time. Hawaii, under its no-fault, the insured can first go to their insurance company to claim and because our threshold is at \$4,500, they have never exceeded it and, subsequently, the report will not be reflected as the 49 as stated in the chart here, ranking Hawaii number two lowest. I think this has to be made very clear because should Hawaii had not a mandatory, it will escalate it.

Thank you."

Representative Kiyabu-Saballa then rose and stated:

"Mr. Speaker, very short. I would just like to make a comment in regards to Representative Segawa's statement about visibility. I would like to see a police officer cite me...I could probably stick a piece of gum paper on my windshield, going 55 miles an hour, and I would like to see somebody read it. You are talking about visibility, you are talking about parked vehicles, possibly unattended. I don't feel that just sticking a . . .I could probably color something that would look like a decal and stick it on my windshield and as long as I am moving around, driving around, I don't think that's very significant. Just that -- I'm not going to get up again.

Thank you."

Representative Jones then rose on a point of information and asked:

"Mr. Speaker, my notes here say that I said Kentucky has a worse insurance motorist record than Hawaii, not the worst, so if I said, 'the worst', then I apologize, and please strike that from the record. But it does have a worse record than we do and, Mr. Speaker, I want to ask for a roll call vote.

Thank you."

The motion for a roll call vote was put by the Chair and failed by voice vote.

Representative Hagino then rose and asked:

"Mr. Speaker, I believe a one-ninth vote requires a roll call vote. Am I correct? Are you ruling on the basis of the ayes that we did not have nine votes for roll call?"

The Chair answered in the affirmative.

Representative Kiyabu-Saballa then rose and stated:

"Mr. Speaker, I don't know what the procedure is but I feel we do have nine votes. Can I see how many more we have? I don't know what to do."

The Chair replied:

"Division of the House is being called. I would recognize that. Let me throw the motion out again or the statement out again. All those in favor of having a roll call, signify by raising your right hand.

You have nine, you need eleven. Shall we proceed?"

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 1913-84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE", having been read throughout, passed Third Reading by a vote of 32 ayes to 16 noes, with Representatives Albano, Anderson, Andrews, Bunda, Hagino, Hashimoto, Hee, Ige, Jones, Kiyabu-Saballa, Marumoto, Menor, Nakata, Rohlfing, Souki and Yoshimura voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 1913-84 had passed Third Reading at 10:30 o'clock p.m.

H.B. No. 1724-84 on Third Reading:

On motion by Representative Albano, seconded by Representative Yoshimura and carried, H.B. No. 1724-84, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES", was recommitted to the Committee on Public Employment and Government Operations.

H.B. No. 1802-84, HD 1, on Third Reading:

Representative Ige moved that H.B. No. 1802-84, HD 1, having been read throughout, pass Third Reading, seconded by Representative Hashimoto.

Representative Stanley then rose and stated:

"Mr. Speaker, I rise to speak briefly against this bill.

Mr. Speaker, while I applaud the efforts of both the chairmen to improve the situation, I feel that the present law is inadequate and defective and the amendments proposed tonight does nothing to correct it.

I urge the members to vote no on this measure."

Representative Ige then rose and stated:

"Mr. Speaker, I rise to speak in support of this bill.

Mr. Speaker, House Bill No. 1802-84, House Draft 1, a bill which strengthens licensing requirements for child care facilities.

I am sure all of us here are painfully aware of the terrible incident befalling three young children at the Windward United Preschool. This incident has deeply troubled me, not only because it happened so near to the homes of my constituents, but also because it has dealt a blow to the confidence of all parents who love and seek to protect their young children.

I'm hopeful that justice will be done in this case, and that the person or

persons who perpetuated this unconscionable crime will be held to answer for the harm they have inflicted on the innocent children, their parents, and the entire community.

Mr. Speaker, the drafting of House Bill No. 1802-84, House Draft 1, never foresaw the incident at Windward United Preschool, but I believe that the added protections provided in this bill for our young children are very much in accord with our special concerns at this time.

Mr. Speaker, this bill will help to clarify ambiguities of the current law which governs the licensing of child care facilities. Primarily, the bill accomplishes this by making very explicit the kinds of children and youth programs that qualify for an exclusion from regulation. For example, under this bill, programs must exclusively provide training activities such as sports, foreign language, Hawaiian language, music, or martial arts to qualify for this exclusion. If such training is only incidental to a program's more general child care function, State licensing regulations would then apply.

The bill also raises the penalty for violating licensing regulations from the present fine of up to \$200, to a misdemeanor carrying a maximum penalty of imprisonment for one year.

I would like to clarify, Mr. Speaker, that this bill will not require State licensing for a relative, a neighbor, or a friend who may occasionally take care of our children.

Mr. Speaker, I believe it is too early to say what, if any, law could have prevented the Windward United Preschool incident from happening. We at the Legislature can pass laws, others must enforce it, and the community as a whole must abide by them. Therefore, I cannot claim that this bill will prevent such unfortunate occurrences in the future. But I do believe that this bill will make our existing laws easier to administer, that it shall provide better regulatory oversight for children and youth programs in Hawaii and, most of all, that our children will enjoy a greater degree of protection from those to whom we entrust our children's care and supervision.

Mr. Speaker, I ask my colleagues to join me in supporting this measure.

Thank you."

Representative Chun then rose to

speak against the bill, stating:

"Mr. Speaker, with the passage of this bill, tomorrow morning I will have to confront my four neighbors and tell them, 'Barbara, Jackie, Mary and Joan, you have to go get a license now.' My neighbors have three kids each, and my neighbors, both two women work in the morning, two women work in the afternoon. It is an arrangement that the kids go to one house in the morning and the other kids go to another house in the afternoon. This has worked beautifully and we have a very closely knit neighborhood where everybody looks out for each other.

With the passage of this bill, I will have to tell them it is illegal what you are doing now. The arrangements that you have made in order that your kids are safe within the vicinity of your own homes -- they can go in and out of each other's house. But now I have to go home tomorrow and tell them, you must get a license for you to take care of each other's kids.

For that reason, Mr. Speaker, I ask this House to vote no. The best arrangements are among the mothers and I do not see why the men cannot see that the women are able to take care of their own kids by arrangements such as this one that I have just mentioned.

Thank you, Mr. Speaker."

Representative Hee then rose and stated:

"Mr. Speaker, will the record show that I take care of 24 goats, 12 of whom are kids. I do a good job.

Thank you, Mr. Speaker."

At 10:37 o'clock p.m., Representative Medeiros asked for a recess and the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 10:43 o'clock p.m., the motion was put by the Chair and carried, and H.B. No. 1802-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE", having been read throughout, passed Third Reading by a vote of 32 ayes to 16 noes, with Representatives Chun, Grauly, Hayes, Hirono, Hee, Jones, Kim, Levin, Marumoto, Menor, Nakata, Rolfing, Souki, Stanley, Tam and Wong voting no, and Representatives Ikeda, Isbell and Nakasato being excused.

The Chair directed the Clerk to

note that H.B. No. 1802-84 had passed Third Reading at 10:44 o'clock p.m.

H.B. No. 571, HD 1, on Third Reading:

Representative Hashimoto moved that H.B. No. 571, HD 1, having been read throughout, pass Third Reading, seconded by Representative Stanley.

Representative Hashimoto then rose and stated:

"Mr. Speaker, I rise to speak in favor of House Bill No. 571, House Draft 1. This bill proposes a major change in the governance structure of education in the State by proposing a constitutional amendment to provide for a Board of Education appointed by the Governor, by and with the advice and consent of the Senate.

This bill, if adopted by the Legislature, will place this important question before the electorate and its outcome will affect the future course of public education in Hawaii. It was twenty years ago that this issue was last acted upon in this body and by the voters of the State. In 1964, the Constitution was amended establishing the present elected State Board of Education. In those twenty years, I feel we have had ample opportunity to analyze as well as evaluate the success of the present system.

Mr. Speaker, I am willing to acknowledge that no system is perfect. During the 1978 Constitutional Convention, we spent long hours considering the current governance structure and concluded that the tripartite system was functioning somewhat satisfactorily and recommended no changes at that time. We were well aware then of the deficiencies in the system -- deficiencies which could lead to inefficient management, inaction, and confusion, but we felt the system could still operate in an acceptable manner despite these shortcomings.

The experience of the past six years, however, have demonstrated that our reluctance to institute change in 1978 has compounded the problems which face us in 1984 and which we address in this bill. Let there be no doubt what we hope to accomplish. The issue here is accountability. It has been a universal complaint amongst my colleagues in this body on the need for greater accountability in the

Department of Education. This concern was reflected quite dramatically during the 1983 session with large number of studies and reports which were requested from the department because we felt the department should be held accountable for its programs and fiscal practices.

Twenty years ago, in the accompanying discussion on the question of the elected board, many argued that an elected school board would result in confusion because the public would not be able to hold any one body responsible for poor operations -- not the Board, not the Superintendent, and not the Governor. Unfortunately, the predictions of twenty years ago have materialized and the crisis of confidence in our educational system today goes beyond this legislative body and is reflected in the opinion of the public at large.

I'd like to share some comments with all of you that was shared in 1964 by the Tax Foundation of Hawaii, in a discussion of the then proposed amendment to the State Constitution calling for an elected school board, and I quote:

'An elected school board will result in confusion. It will be neither responsible to the Legislature, which basically determines school policies through its power to appropriate, nor to the Governor who is the administrative head of government. If there results a poor school system, the voters will be unable to fix the blame. Is the Governor as chief administrator, who will have little to say in operating the schools, at fault? Is the Legislature, which imposes the tax and appropriates the funds for schools, to blame for improper appropriation of funds? Is it the school board, elected by the people to operate the schools, responsible for poor operations? Responsibility is, at best, confusing with an elected school board.'

It is because we have floundered in this muck of confused accountability for almost twenty years that we find a desperate need to address the governance structure of our educational system.

Mr. Speaker, I am well aware of the misgivings of some of my colleagues that this amendment would result in a loss of independence and autonomy for the educational system while expanding gubernatorial control. I feel it should be emphasized, however, that the trade-offs of better accountability and clear-cut res-

ponsibility would restore public confidence in the management of the public education system in Hawaii. Public participation, moreover, would still be maintained through the appointed school board, which would be representative of the school districts, and the accountability of the Governor would also be maintained through the will of the electorate in the political process.

I firmly believe it is time for a change. The size of the Department of Education, the proportion of funds devoted to education in our State budget, and the importance of education in our society require us to provide a system which is responsive, efficient and comprehensive. What looked good in 1964 and what worked well in the 1960's may not be appropriate for a system that has grown considerably in the past twenty years. We are now faced with additional problems of limited resources. How we respond to these many problems and challenges takes strong, unified management which has been lacking in the department for some time. While a new governance structure alone does not result in good education, it at least gives us the means to tackle the many problems facing us today. Mr. Speaker, I believe we must act on this important question now, if we are to affect the course of education for the remainder of this decade and beyond.

I urge all of my fellow Representatives to vote in favor of this bill.

Thank you."

Representative Tam then rose to speak against the bill, stating:

"Mr. Speaker, this bill proposes an amendment to Hawaii's Constitution to provide for an appointed Board of Education rather than an elected Board. To vote for the bill would be a vote for dictatorship. Recognizing the importance of a democratic educational system of our system of government, our State Constitution provides the citizens of our State an opportunity and a right to express their desires and wishes regarding Hawaii's educational system through the election of the members of the Board of Education.

A yes vote on this bill would indicate that I lack the confidence in the democratic system and the confidence of the opinions of and the decisions made by the residents of Hawaii. Our present system of electing the members of the Board of

Education allows the performance of the Board to be evaluated every four years when the Board members face re-election. An open democratic educational system has been a historical factor in Hawaii's development into a democratic society.

This bill would be a regression, a step backward, for our progressive island state. There is no assurance of a better educational system through an appointed Board rather than an elected Board. I cannot recommend this proposal to the residents of Hawaii as a State Representative as a solution for better education. Thus, I must vote no on this bill.

Thank you."

Representative Apo then rose and stated:

"Mr. Speaker, I rise to speak against the motion. Mr. Speaker, in the interest of time, and with your permission, I wish to take this opportunity to express my opposition to both House Bill 571 and House Bill 1370.

Mr. Speaker, although I am opposed to these bills, I would be the first to admit that there is, in fact, a governance problem in the running of the Department of Education. However, I take issue with the suggestion, as proposed by these bills, that the quality of our educational system would be enhanced by disenfranchising the voters of this State from directly electing those people whom they choose to sit in governance. I take issue with the notion that an appointed Superintendent and an appointed Board would be in a better position to solve what is a national problem of mediocrity in education. I take issue with the implication that by transferring what little authority the Board of Education and the Superintendent now have from a non-partisan, non-sectarian body politic to the direct control of the Majority Party will, in fact, make the monumental problems of education any easier to solve, and I most vehemently disagree that, again as these bills would suggest, that our failure to deal effectively with these problems is primarily the fault of an elected Board of Education and its appointed Superintendent.

To state my point more clearly, I quote from the 1973 management audit of the Department of Education ordered by the Legislature. In his summary of findings and recommen-

dations, the Legislative Auditor does call attention to the governance problem, but with a more accurate assessment of where the real authority lies, and has always laid, in the running of the Department. I quote from the Legislative Auditor who says: 'The State Constitution provides for a Board of Education which is accountable to the people through direct election. At the same time, it provides that the Governor shall have overall supervisory powers over all executive departments. These constitutional provisions have been a source of difficulty with respect to the jurisdictional limits of both the Chief Executive and the Board of Education. The Constitution apparently intends that the Board of Education should be accorded some semi-independent status in formulating educational policy and exercising control over the public school system. However, it is the Executive, particularly the Department of Budget and Finance, which exercises the real authority over educational policy through its detailed reorganization.' I would hasten to add that the Legislature, down through the years, also shared the power and authority over educational policy through its own line item control of the budget. To make a long story short, if we are disenchanted and disappointed with our educational system, there's plenty of blame to go around the table.

The hidden agenda in these bills, in effect, amounts to our saying that the public has done a poor job in electing members of the Board and we should, therefore, cut them out of the process. I can't buy the argument as has been put forth that all we are doing here is letting the public decide. That disguise wears a little thin. The only other reason that I can think of for these bills is if the Governor had himself requested these constitutional changes, which he obviously hasn't since these are not Administration bills. But more interestingly, one of the bills, House Bill 1370, is under Republican authorship and enjoys much support from the House Democratic Majority. This is very, very difficult for me to accept -- Majority Party support for bills that actually eliminate the one clear shot that the people of this State have at direct participation in executing our most sacred trust -- the education of our children. I ask, what happened to the 'party of the people'?

Further, Mr. Speaker, these bills serve as an indictment of ourselves.

We seem to be saying that the voters of this State make wise choices by electing us to office, but make poor choices when it comes to an elected Board. We who live in glass houses ought not throw stones at another elected body.

I can't argue with the fact that an appointed Superintendent and an appointed Board would give us more expediency. What I can argue against is that these constitutional changes would give us a better system of education. I think sometimes we need to remind ourselves that expediency is not, and never has been, a primary desired goal of the democratic process. In fact, the more democratic, the less expedient.

The people of this State have repeatedly, through a myriad of issue oriented forums, clearly expressed their preference for more participatory democracy -- not less. These bills have the devastating effect of reversing that process which has taken us so long to come by.

In a speech delivered on March 1st to the Oahu League of Republican Women, the Chair of the Republican Party of Hawaii, in support of an appointed Superintendent, noted that out of 50 states, 37 have State Boards of Education appointed by the Governor and she further notes that of the remaining 13 elected Boards, only 7 can appoint the Superintendent. However, I think the question is not what are the other states doing -- the question is, does it work?

Mr. Speaker, I would not hesitate to reverse my opposition to these bills if anyone can show me conclusively that the appointment process works any better than direct election by the people. The Legislative Auditor supports my contention that one is no better than the other.

On page 308 of the Legislative Auditor's report, he states: 'The Honolulu District School Advisory Council expresses disappointment that our audit report makes no recommendation with respect to whether the Department of Education should be headed by a single executive, an appointed Board, or an elected Board. We noted in our report that this question is one which must initially be determined by the Legislature or a Constitutional Convention. We did so deliberately because (1) there are just as many valid arguments for one of these options as there are for the others,

and (2)', more importantly, 'contrary to the suggestions of the Honolulu District School Advisory Council, efficiency and effectiveness of management do not necessarily turn on whether the head of the Department is a single Executive, an appointed Board, or an elected Board.'

Mr. Speaker, in closing, and with all due respect to the authors of these bills on both sides of the aisle, it is my firm conviction that these proposals are, in part, a reaction to the politics of the moment. These bills are, at best, a highly speculative guess as to what might or what might not work; hardly a convincing reason to propose a constitutional change. I would suggest to my colleagues that before we reverse the wheels of participatory democracy, we should first give life to other excellent pieces of legislation being proposed by the House Education Committee this session, not the least of which is a forthcoming proposal for a new management audit. Other excellent proposals include a series of House Resolutions -- 83, H.R. 84, H.R. 85, H.R. 37, H.R. 151, HD 1. Our appropriations bill include several substantive provisos -- proviso section 32, proviso section 31, proviso section 24. Other House Bills -- 2406-84, 1920-84, 1864-84. These are all very positive steps that we should fully support. It is through these kinds of legislative proposals that we can conclusively improve the quality of our educational system. I do not believe that a constitutional change is appropriate, or desired, at this time.

Mr. Speaker, I would implore the members of this House, especially the members of the Democratic Majority -- I implore you to search your conscience as a member of the party of the people and ask yourself if you can truly support these proposals that would encourage a reversal of openness in government. If you truly believe that this is consistent with what the Democratic Party has stood for all these years, then I would encourage you to re-examine your understanding of the party of the people, for the people, and by the people.

Thank you, Mr. Speaker."

Representative Medeiros then rose and stated:

"Mr. Speaker, I would like to speak in favor of House Bill 571, and in doing so also with House Bill 1370.

In doing so, I would like to compliment the previous speaker for his eloquent speech and I think that he spoke very well on the subject. By the same token, the question here before us this evening is not whether or not we should have an appointed School Board or an elected School Board. I believe that the question before us this evening is, should we give the people of the State of Hawaii a choice of whether we should have an elected School Board or an appointed School Board. And that's where it's all at.

This State does not have initiative, referendum or recall and here is an opportunity that we have in this body to give the people of the State this choice. Let them make the decision, because education plays a very large role in our State and let it be in the hands of the people of this State.

Thank you."

Representative Anderson then rose to speak against the bill, stating:

"At this point, Mr. Speaker, I would only like to speak against House Bill No. 571, House Draft 1.

Mr. Speaker, in no way would I ever stand on this floor against the taxpayers of this State on a bill with such importance as education. We put more money into that one department than any other department in this State. When we do this, my friend, we do it because we believe in what we are doing and the elected Board is not really going to help if we have it appointed by the Governor. In fact, one of these days, you watch, we are going to have to do it by districts because right now, Mr. Speaker, if you want to do anything by priority in your own district, it is not working. The elected Board is not even known by a lot of people from other districts. Consequently, one of these days, shortly, we are going to have to elect the people in their own districts, almost like a Neighborhood Board. It is something that we have to work on. To give a good job to our own district is a priority and is the need of our district. We have to become closer to the educational system.

And let me tell you, Mr. Speaker, in my own family -- I have four generations in the public schools except for my grandson who now goes to a private school and the reason being that I don't believe that the policy holders of the Board of Education are doing their jobs. One

minute they are for one thing and the next, they are not. Those people might be doing exactly what they want to do for their own districts. They are trying to do a job for their districts. So, when you bring them together, cohesively, they are not doing the job for the people of this State because they are not going ahead and abiding by what the needs and what the demands of the people are.

For that reason, Mr. Speaker, I speak against this bill. I would hope that we will keep the elected Board. And one of these days, soon, you and I will all see that we are going to have to go closer to our own districts and we are going to have to elect those people from our district so that our priorities will be heard.

Thank you, Mr. Speaker."

Representative Hagino then rose and stated:

"Mr. Speaker, it was said by an earlier speaker that. . . I rise to speak against this bill. It was said earlier that we should let the people decide. I can't agree with that more, but I think what is more important is, did the people ask for this bill?

We were informed and I think those of us who sat in the hearing were aware that there were no PTA groups that came out in favor of this bill. The teachers' union, I believe, submitted a written testimony opposed to this bill. No organized group has come forth and advocated that this be put on the agenda for ratification this Fall. So, I believe the people really have already spoken on this matter.

It was also said that there has been no change in the present governance system since 1964. Well, let us go back a little earlier than 1964 -- let us go back to 1959, and I say that because today is the 25th anniversary of Hawaii becoming a State.

We really were idealistic in those times and the first thing that a democratic controlled Legislature did after the statehood elections, and the first thing that the Governor did, the late Governor Burns did, was to put forth the present system as it now stands. In the ensuing years, prior Legislatures, and this one is no different, has sought to take back that authority and that right that was given to the voters of the State. I really think that that loss of idealism is very sad. I ask all of you to rekindle that spirit again.

The people has spoken that they wish to have the vote. They did so in 1968, in 1972. There were no changes proposed in the 1978 Convention -- this is the Constitutional Convention. I would like to remind all of us that it was primarily a lay Constitutional Convention. There were very few elected officials at that Convention and that Convention made its views known.

So, the people has spoken on many an occasion that they prefer this present system, as inadequate as it may be. I think it behooves us and it falls upon our responsibility to make that system work. We have only sought to frustrate it in the last sixteen years, Mr. Speaker.

Also, I wish to note that this is a constitutional amendment proposal. This is the last session of this Legislature. I do believe that contrary as to what others may have stated earlier, that we are required to have a two-thirds vote in both houses for the passage of this amendment in order for it to be placed on the ballot in the Fall of this year. A majority vote this session, combined with a majority vote in the 1985 session, will not do so.

I urge all of you to vote down this bill.

Thank you."

Representative Stanley then rose and stated:

"Mr. Speaker, I rise to speak in favor of House Bill 571, House Draft 1, and in doing so, also support House Bill 1370.

Mr. Speaker, I would like to direct my remarks to some of the previous remarks and then to share with you some closing remarks that are best summarized by the editorial in the Star-Bulletin this evening.

First of all, one of the previous speakers has asked us to make sure that we provide our citizens with a clear shot in education. I believe that this bill before us, and House Bill 1370, in effect, do just that. And the reason behind my belief that these two amendments placed before the people provide a clear shot at the citizens of our State into the process of our public education is that, in fact, public education decisions are made by the Governor, the Budget and Finance Department who prepare the budget, and when the budget is sent to the House and the Senate and

at the conference when the budget is finally hammered out and returned to the Governor for his signature or veto.

We are the people who set educational policy because we write the budget. We should not lead the people of this State to believe any otherwise and we should squarely place before them the sound alternatives of a rational, accountable governance system which requires that the Governor appoint the Board of Education and that he will also appoint the Superintendent. This, in my opinion, Mr. Speaker, is the way to give the citizens and the Democrats and all the people of this State the way to influence public education most effectively because we are closest to our constituents in our small districts.

Mr. Speaker, I would like to share with you and the members of this House, the words of the editorial this evening. I think it states very eloquently what both Representative Hashimoto and I are trying to convey to the members of this House and to the public.

I quote: 'In the wake of the State Board of Education's firing of Donnison Thompson as Superintendent of Schools, it is hardly surprising that a bill making seats on the Board appointive rather than elective has been reported out of committee in the State House of Representatives.

The proposal would empower the Governor to appoint the members of the Board and would reduce their number from thirteen to nine. This would require a constitutional amendment, so the bill would have to pass both houses of the Legislature by a two-thirds majority and then be approved by the Hawaii electorate for this election.

Thompson is only the latest in a series of Superintendents who have been hired by the elected Board, only to be fired within a year or two.

One of the reasons for the Board's erratic performance with regard to Superintendents has been divisions among its members. The vote to fire Thompson, for example, was 7 - 6; a switch by one member was enough. Such disunity hampers the Board in making other decisions as well.'

Here, I would like to pause and call your special attention to the remarks that I will now read: 'An elective Board complicates governance of the

public school system. As an elected body, the Board is responsible only to the voters, not to the Governor or the Legislature. But both the Governor and the Legislature also have something to do with running the schools. These responsibilities overlap and sometimes conflict with each other. A common complaint of school Superintendents is that they have too many bosses.

The Board of Education hires and fires the Superintendent, not the Governor. It is the Board that sets policy for the school system, not the Governor. Thus, the Department of Education, unlike every other department of the State government, is essentially beyond the direct control of the Governor except through his budget authority. He cannot reasonably be held accountable for its operation or for the performance of the public schools. Yet public education is one of the most important functions of the State government.

If the Board of Education were appointed by the Governor, the squabbling that now plagues the Board would probably be reduced. Superintendents might be given more time to prove themselves. And the Governor could be held accountable by the voters for the condition of the public school system.' And might I add parenthetically, so could we.

'Defenders of the present system say an elected Board is more democratic. But there is nothing undemocratic about having an elected Governor appoint a Board. It might give our public schools more effective direction. And if it didn't, we would know whom to blame.'

And I also might add that the citizens of this State would know that they should blame us also for the quality of our public education.

Thank you."

Representative Tom then rose and stated:

"Mr. Speaker, in the interest of saving time, I wish to speak in favor of House Bills 571 and 1370.

I speak in favor of House Bill 571 which proposes an amendment to Article X, Section 2, of the Hawaii Constitution to provide for an appointed Board of Education.

Now, as a private citizen, I really cannot say whether I would vote in favor of the amendment when it comes

up in November on the ballot. That's my private choice and this is the private choice of all our citizenry -- the general public voters. But, based on information before me as a legislator, I feel that the voters must be given the opportunity to decide whether the Board should continue to be elected or should we have an appointed Board. I sat here listening to the opposing views again on this bill and let's stop for a moment and let's ask ourselves -- what are we passing here today? The loud outcry seems to be jumping ahead of themselves and seems to say, we are making a basic drastic landmark change in the selection of our Board of Education. And if this bill passes, the next day we will have an appointed Board.

Mr. Speaker, that is not the case. We are merely proposing a constitutional amendment to our State Constitution, leaving it in the hands of our voters in November, in the ballot, to decide whether we want to keep an elected Board or do we want an appointed Board. That is the crux of this bill.

My concern is that I want the best education for the students attending our public schools. We all do and whatever it takes, how painful it is, I will advocate. For those who feel our educational system has been on a decline, the question is: Who is to blame? Who is accountable? And that is why we must understand the role of the Legislature, the Board of Education, and the Governor of the Executive Branch.

The Board of Education has the jurisdiction over internal organization and management of the public school system. The Legislature defines those matters relating to the internal management and organization of the public school system which is in the jurisdiction of the Board. And by the very nature of the Executive Branch, or of the Department of Education, it is subject to the Governor's statewide policy-making and Executive powers.

The fiscal responsibility and management for our education is with the Legislature and the Governor who oversees the administrative and fiscal management of our Department of Education. The purse or the financial matters does not lie with the Board.

Under the present system, I repeat: Who is accountable to our children, to our educational system?

With an appointed Board, the Governor is ultimately responsible. We'll know, Mr. Speaker, who to blame. And if our voters feel that the accountability is positive with an elected Board, then our voters will have decided. They will decide that they want to keep the system as it stands now. But we have to give the voters the opportunity, I feel, to decide. We are not asking for a change. We are here voting on this bill to give the voters the opportunity to either keep our present system of an elected Board, or have an appointed Board to clarify accountability.

In respect to House Bill 1370, relating to the amendment of Article X, Section 3, of our State Constitution for the appointment of the Superintendent of Education, I wish to make comments on this bill also at this time. I am in favor of the bill.

I want each of you, for a brief moment, to place yourself in the shoes of the Superintendent of the Department of Education, answerable to the Board of Education, dictating to the Superintendent the implementation of internal affairs of our educational system. Now, the average term, I believe I read on a Superintendent in Hawaii, compared nationally, has been very short -- one to two years compared to six or eight years nationally. That alone would create a chilling effect to any person selected as Superintendent by the Board of Education in Hawaii because the Board has the power to hire as well as the power to fire. In effect, the Superintendent would have a difficult time to bite the hand that feeds him. The Superintendent must also answer to the Governor and the Legislature. I have already gone over the duties of the Legislature and of the Executive Branch which I will not do again, but wish to say that the fiscal responsibility and management of our educational system lies with the Governor and the Legislature.

What happens if the Board of Education cannot decide on an issue before the Legislature, and the Legislature needs a position by the Superintendent? Members of this body, what happens if our children suffer -- we suffer. Should the Superintendent take a position and even if it means biting the hand that feeds him? If he takes the wrong position, I believe that his fate could be very drastically curtailed.

The Superintendent, in the capacity

of a department head of the Department of Education, will have the flexibility and sufficient autonomy to make decisions in the management of the Department of Education. I believe that we need accountability.

In finality, I just wish to say this, that both bills merely is going to put on the ballot in November amendments to our Constitution. We are not asking that these matters be taken up and decided tomorrow by voting on these bills. We are going to let the voters decide.

Thank you, Mr. Speaker."

Representative Rohlfing then rose and stated:

"Mr. Speaker, I rise to also speak in favor of House Bill 571, House Draft 1, and by inclusion, my remarks will also pertain to House Bill 1370.

I believe that there is probably only one other member of this House who was present and personally remembers the passage of House Bill 4 in 1963, a top priority Democratic Majority bill providing for an elected Board of Education. Of course, I am referring to my colleague, Representative Takamine. House Bill 4, at that time, passed with nine Republicans present voting no and two very wise Democrats voting no.

Mr. Speaker, I believe that the recent Thompson firing is only the tip of the Department of Education iceberg. A look at the average tenure of school Superintendents is instructive -- 2.72 years in Hawaii compared to the national average of 8 years. Compare also our performance as a State with our performance as a Territory. When former Territorial Governor, U. S. Senator, and Territorial Senator Oren E. Long was the Department of Education Superintendent, he did a super job for quite a while under an appointed system.

Representative Takamine also may be the only other one here who remembers the firing in 1965 of another Superintendent -- Burl Yarberry -- by a school Board appointed none other than our late Democratic Governor, John A. Burns.

So, if you are voting for these bills as a panacea, or cure, for the Thompson termination, remember it could also happen under an appointed Board, as they did to Burl Yarberry. So it is not necessarily politics at the moment, as has been referred to

earlier this evening. If there is anything to which we used to point with pride in earlier days, it was our statewide public education system -- fair, non-discriminatory and progressive. About the time of statehood, we got rid of the two-tier system of English Standard and non-English Standard, only to replace them since then with a new two-tier system and expanding private education system for those who can afford it and public education for those who cannot.

Mr. Speaker, I am normally opposed to anything that would bring about greater centralization of power in our State government. I have been a homerule supporter throughout my legislative career, going back to the 1963 period we were talking about in House Bill 4. It was also a time when we passed Act 97 and took over the County hospitals and took over school construction. And those of you who come from the Big Island will now probably know that the course of action taken then just isn't the case of the school Board and may well require some re-examination.

Mr. Speaker, I am in favor in this same equation of giving greater local control and open sources of revenue to our counties. Another bill that came up tonight is on that issue and I didn't see too many people standing up in favor of giving the counties the necessary implementation funds to continue with their budget without, on the other hand, giving them a chance to impose taxes of their own.

Despite this commitment to meaningful homerule, Mr. Speaker, I am strongly in favor of the education management bills before us tonight. Why the paradox? Well, a few years back, in 1974, I said, and this was given to the HSTA (Hawaii State Teachers' Association), I think we've got to get down to looking at some fundamental issues as to the responsibility for running the education system in our State. Education is diffused in responsibility. The Board of Education is elected but who knows who is on it half of the time? The Governor controls the money; you've got the responsibility spread, diffused and the average citizen has no idea how to put the handle on this education system. And I think we've got to do something about that. I think we have to have a public debate. I think we ought to have a direct appointment of the Superintendent by the Governor, confirmed by the Senate, and we ought to have district school Boards at maybe

Senatorial district level, elected.

Mr. Speaker, the bottom line is that we've got to try to restore some viable accountability to our educational system in this State. While I favor eventual decentralization and greater local control of education, we need to save whatever is left of existing State educational assets to have anything to decentralize at a later time.

The elected school Board was one of the most heavily advertised of the platform education plans that brought the majority party to power in 1962 in those elections. And Representative Apo is absolutely correct in talking about what the past was.

But I think that it is important tonight that we congratulate the open-mindedness of the committees -- the chairmen of both of these committees and the members of this body for their willingness to overthrow more than twenty years of dogma that has, in my opinion at least, medicritized much of the school system of our State. And the committees have very clearly set this out in language and its report.

In response to several of the remarks in opposition to this bill, the fact that this is supposed to create a dictatorship by giving the Governor the appointing power, then we certainly are a dictatorship in this State with every department, boards and commissions, judges, and one thing and another chosen by the Governor and confirmed by the Senate in many cases, and some cases not. But if that is the task of dictatorship, then we are already a dictatorship.

With respect to the other confusion of control of governance of our education system, Mr. Speaker, and the fact that we need the argument that an elected Board somehow provides a Democratic...small D, big D, whatever you want -- way of getting at education issues.

Mr. Speaker, if you believe in Democratic power to a Board of Education, elected as it is today, then, in my judgment, you would have to give that Board of Education the power to pass and to manage and to raise revenues to run the school system. But we have never, never, seriously considered that disposition. And, Mr. Speaker, that, I think, is the crux of this.

The people elected here, in this body, the Governor is elected by the

whole State, and we have the responsibility in managing the fiscal resources which is the machinery -- the oil, the gas that runs the educational system. And until we are willing to give the Board of Education, elected under the current situation, the power to do that, then we cannot expect it to deliver. We still have that responsibility and it is exercised every session; it is exercised day in and day out by the Governor in between sessions.

So, Mr. Speaker, I think that I would like to again congratulate those who have taken this issue up, probably at the price of a great deal of internal problems, have looked at the clear-cut facts of what is in the case in our school system and not be satisfied with errors in judgment rooted in political mythology. After all, the people of this State are entitled to another shot at this issue, on a matter which so vitally affects the future of the citizens of our State.

Thank you, Mr. Speaker."

Representative Apo, in rebuttal, stated:

"Mr. Speaker, the supporters of this bill have anchored their argument on the question of accountability which they believe would be improved through an appointed Board. I submit to you, Mr. Speaker, that we take a look around the State at the hundreds of appointed boards and commissions, some which work, some which don't work, many of whom are dismal failures. I think that should be a very clear signal as to the kind of guarantees that we don't have by selecting an appointment process over an elected process.

Secondly, I sense that supporters of this bill are preoccupied with who to blame. That seems to be central to the question. Placement of blame is the least of my concerns. My concern is, how can we improve the education system?

And, once again, until someone can conclusively show me that an appointed Board guarantees us a better education system, I cannot support this proposal.

Thank you, Mr. Speaker."

Representative Hagino then rose and stated:

"Mr. Speaker, again, rising to speak against this bill, maybe we

have been accused of dwelling too much on the past, but let us look at the future. In my experience as a member and Chairman of the Higher Education Committee, I cannot say that the Board of Regents' system which is an appointed system has the kind of accountability that the proponents of this bill wish to accomplish.

For example, if you disregard the term of President Matsuda and you look at all the past Presidents we had in those turbulent years of the 1960's and 1970's, we had a number of University Presidents. How many of you can remember any Manoa Chancellor? The Manoa Chancellor is appointed by the Board of Regents. Can you remember any Manoa Chancellor that lasted more than two or three years at the University of Hawaii, Manoa Campus, in the last twelve years? Names like Durwood Long, Marvin Anderson who is retiring at the end of this year, and Wytz Gorter come to mind, and there are a host of others that performed as Chancellors and these were all appointed by the Board of Regents.

Finally, in terms of accountability, what happens when you have the Governor elected by one party and the Legislature of the opposing party? You are going to get the situation that Representative Rohlfing pointed out in the Burl Yarberr's crisis.

Lastly, Mr. Speaker, I would like to ask for a roll call vote."

Representative Stanley then rose and stated:

"Mr. Speaker, before we have a roll call vote, we had a question posed to us and I would like to make a summary remark in support of the bill.

Mr. Speaker, the Chairman who brought the bill to the floor asked that the Representatives give the electorate the chance to re-examine the governance of the public school education of this State in order that they may make the informed decisions on what kind of governance will add best to the quality of public education.

I urge all members of this House to vote aye."

Roll call having been requested, the motion was put by the Chair and carried, and H.B. No. 571, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE

HAWAII CONSTITUTION TO PROVIDE FOR AN APPOINTED BOARD OF EDUCATION", having been read throughout, passed Third Reading by a vote of 31 ayes to 16 noes, with Representatives Albano, Anderson, Apo, Crozier, Hagino, Hee, Jones, Lardizabal, Levin, Matsuura, Nakata, Souki, Takamine, Tam, Tungpalan and Wong voting no, and Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. No. 571 had passed Third Reading at 11:40 o'clock p.m.

Representative Hagino then rose and stated:

"Mr. Speaker, will the Clerk note that it did not get the two-thirds vote."

The Chair, "so noted."

H.B. No. 1370, HD 1, on Third Reading:

Representative Hashimoto moved that H.B. No. 1370, HD 1, having been read throughout, pass Third Reading, seconded by Representative Stanley.

Representative Hagino then rose and stated:

"Mr. Speaker, once again, because there is an issue whether it is required to have a two-thirds vote or majority vote, I would like to ask that, on this issue, that there be a roll call vote again."

Representative Hashimoto then rose and requested that her remarks, in favor of the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Hashimoto's remarks are as follows:

"Mr. Speaker, I rise to speak in favor of House Bill No. 1370, House Draft 1. This bill addresses the governance structure of our educational system, and I believe it is a key to the future direction of public education in the State of Hawaii. The bill would allow the voters to decide on a proposed amendment to our Constitution to permit the Governor, rather than the Board of Education, to appoint the Superintendent of Education.

As a member of the 1978 Consti-

tutional Convention and currently as Chairman of the House Education Committee, I have spent many hours analyzing and reviewing the education problems of the State. It has become apparent to me over the course of time that tackling the many needs of education in an effective manner starts first with the people who are entrusted with that task. The primary concerns we address in this bill, therefore, are twofold -- accountability and leadership. Mr. Speaker, I would submit to the members of this House that these two concerns are inseparable and must be considered as one in voting on this bill.

On the subject of accountability, it is clear that the present structure of governance falls far short of an arrangement which is responsive and effective. It has been shown time and again, during this and previous legislative sessions, that the Superintendent, in representing the Department of Education, has been unable to respond to legislative inquiries because the Board of Education had not taken a clear position on a given matter or because prior consent was not obtained from the Board. This confusion over who speaks for the Department has had detrimental effects for the Department's relations, not only with the Legislature but with the general public as well.

Accountability also has implications for the internal administration of the Department. This bill, if adopted by the Legislature, will help eliminate some of the confusion resulting from a tripartite governing structure consisting of the Board of Education, the Legislature, and the Governor. This tripartite structure has made it difficult for the Superintendent, as department head, to have the flexibility and autonomy to manage the department. The bill clarifies the role of the Superintendent as the executive officer of the Department of Education, appointed by the Governor, with the advice and consent of the Senate. I believe this will enable the Superintendent to respond to the Legislature and to the public in a timely manner without first obtaining approval of the Board.

It should also be emphasized that under this bill, accountability will ultimately fall upon the Governor as the appointing authority and not thirteen members of the Board of Education, who, as experience has shown, do not act in concert with a single voice. If this constitutional

amendment is adopted by the electorate, appropriate statutory changes delineating the powers of the Board of Education can be legislated subsequently to further clarify the respective roles of the Board, the Governor, and the Superintendent.

Mr. Speaker, the passage of a constitutional amendment does not in itself bring about a desired outcome. In this case, much will depend on the individual involved. This is why I believe the other critical concern in this bill is the subject of leadership. We cannot legislate leadership, but strong, effective, and dynamic leadership can only emerge if we allow it to develop in a structure that provides flexibility and autonomy. A year ago, a Presidential Commission issued a call and challenge to all of us to seek excellence in education. The national report provided a blueprint of what must be done in this decade and beyond in order to strengthen our educational system.

I believe we have accomplished much in our State in moving toward some of these goals. But for us to achieve what we need for our children, we will require more than laws, constitutional amendments, or increased appropriations. We also will require good leadership. We need a person in the office of the Superintendent with vision who can help us. We will not be able to attract such a person without providing the flexibility and support the position requires.

I believe nothing is more important for the future of this State than the investment we make today in the education of our children. How we vote on this bill will determine, to a great extent, that future. This bill moves us in the right direction to achieve what we all hope will be the best educational system in this country.

I urge all of my fellow Representatives to vote in favor of this bill.

Thank you."

Representative Stanley then rose and stated:

"Mr. Speaker, may I have my previous remarks on House Bill 571 incorporated in support of House Bill 1370." (By reference)

The Chair, "so ordered."

Representative Anderson then rose

to speak in favor of the bill, stating:

"Mr. Speaker, previously I said I would vote against House Bill 571. I would like to speak in favor of House Bill 1370, House Draft 1.

Mr. Speaker, I have been told many years that if you've got a bill and it looks pretty good, you just shut up and don't say very much. In this instance, because it was recently said that the person who is of a Minority should be voting for a Majority type of legislation is not really understandable.

Let me tell you, Mr. Speaker, when you sit here, year after year, you sit on the Education Committee, and you see problems, regardless of who is up there on the fifth floor, regardless of what party, regardless of what sex, you have to go ahead and make sure that the person who has a body of people on his or her cabinet, should be responsible to that person. For this reason, Mr. Speaker, it is much easier to have one individual -- the individual that is in charge of the Department of Education who happens to be the Superintendent who, at this point, is appointed by the Board of Education, to actually be appointed by the Governor. To have thirteen people is really not in the best interest of the people of this State.

As I said earlier, if we were to have those thirteen people who should be elected, in fact, eventually from districts, the person that is appointed by the Governor would then be able to carry his or her responsibilities of trying to find out what is the best policy, the best program, and the best educational system in the State. Right now, that is not happening. Right now, that individual has to rely on thirteen votes. For the last couple of years, it has been a 6 - 7. I sure as hell wouldn't want to work under those conditions. I have to run every two years but I have 15,000 people who might elect me but I have a two-year term, and I would not want to give a person a contract for a number of years because he or she may not do a good job. And if that person does not do a good job, we might have to let them go and then we would have to pay his or her contract. So, an appointed position is very good. If that person is not carrying out the responsibilities that we ask him or her to do, then we go to the Governor and we say, I don't think it is working. Either he or she will have to say we are going to get rid of that person or improve the Department of Education. The

Superintendent is going to be held responsible for that.

Right now, we do not have that continuity running down. We have a person who sits on the cabinet, who is supposed to run the Department of Education, who is hired by the Board of Education and is responsible to the Legislature. Even if they do not believe what they are saying on programs and policies, they try their best and we condemn them. The Department of Education knows darn well that we allocate the funds but the department is not going to get any money unless the Governor funds that. He is going to have to release the funds so they can pull an end-run on the Superintendent.

By having that appointment by the Governor, you have continuity, you have that person responsible to the Governor. They run the Department of Education. They can take any type of policy or whatever the Board gives them and really look at it and justify it to the best means.

To me, I think that this is giving the people of this State a good educational program and one that they can be proud of. For that reason, this bill has been introduced and I would ask all of my colleagues to please vote aye.

Thank you very much, Mr. Speaker."

Representative Apo then rose and stated:

"Mr. Speaker, I rise to speak against the bill -- just a couple of brief remarks.

Mr. Speaker, I would be the first one to admit that should House Bill 571 have gained the required two-thirds vote and it will be placed on the ballot this year, that the appointed Superintendent bill should follow. But with the failure of gaining a two-thirds vote and placing House Bill 571 on the ballot this year, I would suggest to this body to really think through what we would be doing if the question is expediency, if the question is accountability, if the question is a better Department of Education. To separate the Board of Education's Chief Executive Officer, in terms of removing any authority they might have in directing he or she and providing instructions that should be carried out under the Board, I think would be an even more disastrous situation than we have now.

Thank you, Mr. Speaker."

Representative Levin then rose to speak against the bill, stating:

"Mr. Speaker, I found it very difficult to determine how to vote on the last bill. The arguments pro and con were both very strong. However, I have a much easier time on this bill for the following reasons. It seems to me that we have just finished discussing the fact that the Legislature controls the purse strings of the Department of Education and the Governor, in his wisdom and position of power, has a great deal of influence over the Department of Education.

If we were now to have the Superintendent appointed by the Governor, there will be little or nothing for the Board of Education to do, or at least any way for them to exercise control. If the Superintendent owed the department's budget to the Legislature, and owed his or her position to the Governor, then the Board could set policy and have no one to carry it out.

I think that if the Board is going to be elected, then it is extremely important that they have authority over the Superintendent, and therefore, I would urge a no vote on this bill."

Representative Tam then rose to speak against the bill, stating:

"Mr. Speaker, once again I would like to re-state again that this bill or proposal does not guarantee that we will have a better education.

Thank you."

Roll call having been requested, the motion was put by the Chair and carried, and H.B. No. 1370, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO THE APPOINTMENT OF THE SUPERINTENDENT OF EDUCATION", having been read throughout, passed Third Reading by a vote of 34 ayes to 12 noes, with Representatives Albano, Apo, Crozier, Hagino, Hee, Jones, Lardizabal, Leong, Levin, Nakata, Tam and Tungpala voting no, and Representatives Ikeda, Isbell, Nakasato and Okamura being excused.

The Chair directed the Clerk to note that H.B. No. 1370 had passed Third Reading at 11:50 o'clock p.m.

At 11:52 o'clock a.m., Representative Blair asked for a recess, and the Chair declared a recess, subject to the call of the Chair.

ADJOURNMENT

At 12:00 o'clock, midnight, the House of Representatives adjourned until tomorrow, Tuesday, March 13, 1984.

THIRTY-FOURTH DAY

Tuesday, March 14, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 12:05 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Representative Ron Menor, after which the Roll was called showing all members present with the exception of Representatives Ikeda, Isbell, Nakasato and Okamura, who were excused.

By unanimous consent, reading of the Journal was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 16 to 180) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 16) transmitting Senate Bill No. 300, SD1 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ALARM SYSTEMS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 17) transmitting Senate Bill No. 535, SD1 entitled: "A BILL FOR AN ACT RELATING TO VEHICULAR TAXES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 18) transmitting Senate Bill No. 538, SD1 entitled: "A BILL FOR AN ACT RELATING TO HILO HOSPITAL", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 19) transmitting Senate Bill No. 761 entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 20) transmitting Senate Bill No. 784, SD1 entitled: "A BILL FOR AN ACT RELATING

TO ELECTIONS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 21) transmitting Senate Bill No. 878, SD2 entitled: "A BILL FOR AN ACT RELATING TO HAWAII PUBLIC EMPLOYEES HEALTH FUND", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 22) transmitting Senate Bill No. 1024, SD1 entitled: "A BILL FOR AN ACT RELATING TO LIQUOR", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 23) transmitting Senate Bill No. 1115, SD2 entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING IN PUBLIC EMPLOYMENT", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 24) transmitting Senate Bill No. 1450, SD1, entitled: "A BILL FOR AN ACT RELATING TO PAROLE", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 25) transmitting Senate Bill No. 1503-84 entitled: "A BILL FOR AN ACT RELATING TO GASOHOL", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 26) transmitting Senate Bill No. 1504-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO INVOLUNTARY CIVIL COMMITMENT UNDER MENTAL HEALTH LAW", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 27) transmitting Senate Bill No. 1507-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS",

which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 28) transmitting Senate Bill No. 1509-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION ON CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 29) transmitting Senate Bill No. 1512-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 30) transmitting Senate Bill No. 1514-84 entitled: "A BILL FOR AN ACT RELATING TO STATE COMPREHENSIVE EMERGENCY MEDICAL SERVICES SYSTEMS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 31) transmitting Senate Bill No. 1516-84 entitled: "A BILL FOR AN ACT RELATING TO VITAL STATISTICS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 32) transmitting Senate Bill No. 1517-84 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 33) transmitting Senate Bill No. 1518-84 entitled: "A BILL FOR AN ACT RELATING TO MARINE AFFAIRS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 34) transmitting Senate Bill No. 1520-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO A STATEWIDE TRANSITION TO WORK SYSTEM", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 35) transmitting Senate Bill No. 1525-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 36) transmitting Senate Bill No. 1526-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO SHARING OCCUPATIONAL AND CAREER INFORMATION", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 37) transmitting Senate Bill No. 1529-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 38) transmitting Senate Bill No. 1539-84 entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 39) transmitting Senate Bill No. 1540-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 40) transmitting Senate Bill No. 1541-84 entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 41) transmitting Senate Bill No. 1546-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO SERVICE FEES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 42) transmitting Senate Bill No. 1548-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO VARIABLE ANNUITY CONTRACTS", which passed Third Reading in the Senate on

March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 43) transmitting Senate Bill No. 1551-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 44) transmitting Senate Bill No. 1555-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE PRACTICE OF VETERINARY MEDICINE", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 45) transmitting Senate Bill No. 1556-84 entitled: "A BILL FOR AN ACT RELATING TO HEARING AID DEALERS AND FITTERS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 46) transmitting Senate Bill No. 1557-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE REPAIR INDUSTRY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 47) transmitting Senate Bill No. 1560-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF MEDICAL EXAMINERS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 48) transmitting Senate Bill No. 1562-84 entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 49) transmitting Senate Bill No. 1565-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO COLLECTION AGENCIES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 50) transmitting Senate Bill No. 1566-84 entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF OFFENDERS UNDER TREATY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 51) transmitting Senate Bill No. 1569-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 52) transmitting Senate Bill No. 1570-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 53) transmitting Senate Bill No. 1575-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 54) transmitting Senate Bill No. 1577-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 55) transmitting Senate Bill No. 1582-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 56) transmitting Senate Bill No. 1583-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 57) transmitting Senate Bill No. 1586-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO GRANTS-IN-AID", which passed Third Reading in the

Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 58) transmitting Senate Bill No. 1629-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR DISABLED PERSONS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 59) transmitting Senate Bill No. 1640-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL RESPONSIBILITY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 60) transmitting Senate Bill No. 1642-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 61) transmitting Senate Bill No. 1675-84 entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 62) transmitting Senate Bill No. 1663-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 63) transmitting Senate Bill No. 1689-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 64) transmitting Senate Bill No. 1693-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 65) transmitting Senate Bill No. 1694-84, SD 1 entitled: "A BILL FOR AN ACT

RELATING TO CONSUMER PROTECTION", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 66) transmitting Senate Bill No. 1695-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF MOTOR VEHICLE REPAIRS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 67) transmitting Senate Bill No. 1702-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 68) transmitting Senate Bill No. 1704-84 entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 69) transmitting Senate Bill No. 1707-84 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 70) transmitting Senate Bill No. 1709-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 71) transmitting Senate Bill No. 1710-84 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOMES COMMISSION ACT, 1920, AS AMENDED", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 72) transmitting Senate Bill No. 1711-84 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 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 73) transmitting Senate Bill No. 1712-84, 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 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 74) transmitting Senate Bill No. 1713-84, 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 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 75) transmitting Senate Bill No. 1716-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 76) transmitting Senate Bill No. 1718-84 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 77) transmitting Senate Bill No. 1717-84 entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL BANKING FACILITIES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 78) transmitting Senate Bill No. 1725-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 79) transmitting Senate Bill No. 1726-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 80) transmitting Senate Bill No. 1729-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 81) transmitting Senate Bill No. 1732-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 82) transmitting Senate Bill No. 1733-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 83) transmitting Senate Bill No. 1734-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO COSTS AND FEES FOR SERVICE OF PROCESS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 84) transmitting Senate Bill No. 1740-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO NURSING", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 85) transmitting Senate Bill No. 1741-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTORS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 86) transmitting Senate Bill No. 1744-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO MEDICINE", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 87) transmitting Senate Bill No. 1745-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO ACUPUNCTURE", which passed Third Reading in the Senate on March 12, 1984, was

placed on file.

A communication from the Senate (Sen. Com. No. 88) transmitting Senate Bill No. 1746-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE RATES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 89) transmitting Senate Bill No. 1748-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY IN DESIGNATED AREAS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 90) transmitting Senate Bill No. 1757-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 91) transmitting Senate Bill No. 1759-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 92) transmitting Senate Bill No. 1760-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO BINGO", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 93) transmitting Senate Bill No. 1765-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 94) transmitting Senate Bill No. 1766-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO SCHOOL VEHICLES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 95) transmitting Senate Bill No. 1786-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX",

which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 96) transmitting Senate Bill No. 1788-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND EXPENDITURE CEILING", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 97) transmitting Senate Bill No. 1793-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF VEHICLES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 98) transmitting Senate Bill No. 1800-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR ASSISTING PROCESSING ENTERPRISES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 99) transmitting Senate Bill No. 1809-84 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 100) transmitting Senate Bill No. 1811-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 101) transmitting Senate Bill No. 1815-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 102) transmitting Senate Bill No. 1816-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM MANAGEMENT", which passed Third Reading in the Senate on

March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 103) transmitting Senate Bill No. 1822-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 104) transmitting Senate Bill No. 1835-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 105) transmitting Senate Bill No. 1841-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 106) transmitting Senate Bill No. 1842-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 107) transmitting Senate Bill No. 1847-84 entitled: "A BILL FOR AN ACT RELATING TO THE PATIENT EMPLOYMENT PROGRAM AT FACILITIES FOR THE TREATMENT OF PERSONS SUFFERING FROM HANSEN'S DISEASE", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 108) transmitting Senate Bill No. 1865-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO RETAIL INSTALLMENT SALES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 109) transmitting Senate Bill No. 1854-84 entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATING COMMITTEES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 110) transmitting Senate Bill No. 1855-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONS AND OCCUPATIONS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 111) transmitting Senate Bill No. 1867-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 112) transmitting Senate Bill No. 1868-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 113) transmitting Senate Bill No. 1871-84 entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 114) transmitting Senate Bill No. 1872-84 entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 115) transmitting Senate Bill No. 1874-84 entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 116) transmitting Senate Bill No. 1877-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 117) transmitting Senate Bill No. 1878-84 entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORA-

TORY OF HAWAII", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 118) transmitting Senate Bill No. 1879-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 119) transmitting Senate Bill No. 1885-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO RIGHT TO SUE BY NATIVE HAWAIIAN INDIVIDUALS AND ORGANIZATIONS IN AN ACTION RELATING TO THE NATIVE HAWAIIAN LAND TRUSTS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 120) transmitting Senate Bill No. 1893-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 121) transmitting Senate Bill No. 1890-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 122) transmitting Senate Bill No. 1898-84 entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 123) transmitting Senate Bill No. 1918-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 124) transmitting Senate Bill No. 1928-84, SD2 entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR KAWAINUI MARSH, OAHU", which passed Third Reading in the

Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 125) transmitting Senate Bill No. 1932-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO STUDENT LOAN FUNDS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 126) transmitting Senate Bill No. 1935-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO THE JOB SHARING PILOT PROJECT IN THE PUBLIC LIBRARY SYSTEM", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 127) transmitting Senate Bill No. 1938-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 128) transmitting Senate Bill No. 1943-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 129) transmitting Senate Bill No. 1948-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 130) transmitting Senate Bill No. 1949-84 entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF REFUNDING SPECIAL PURPOSE REVENUE BONDS FOR UTILITIES SERVING THE GENERAL PUBLIC", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 131) transmitting Senate Bill No. 1950-84, SD2 entitled: "A BILL FOR AN ACT

RELATING TO SPECIAL PURPOSE REVENUE BONDS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 132) transmitting Senate Bill No. 1951-84 entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 133) transmitting Senate Bill No. 1956-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 134) transmitting Senate Bill No. 1979-84 entitled: "A BILL FOR AN ACT RELATING TO STYLE OF PROCESS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 135) transmitting Senate Bill No. 1981-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO PEDICABS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 136) transmitting Senate Bill No. 2100-84 entitled: "A BILL FOR AN ACT RELATING TO DIRECTORY ADVERTISING BY CONTRACTORS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 137) transmitting Senate Bill No. 2108-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO FIREARMS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 138) transmitting Senate Bill No. 2119-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO COMPARABLE WORTH", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 139) transmitting Senate Bill No. 2123-84 entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 140) transmitting Senate Bill No. 2126-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 141) transmitting Senate Bill No. 2128-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 142) transmitting Senate Bill No. 2124-84 entitled: "A BILL FOR AN ACT RELATING TO LIQUOR COMMISSIONS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 143) transmitting Senate Bill No. 2125-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO PENSIONER'S BONUS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 144) transmitting Senate Bill No. 2131-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 145) transmitting Senate Bill No. 2137-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO AWARDS OF ATTORNEY'S FEES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 146) transmitting Senate Bill No. 2157-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO PEST CONTROL OPERATIONS", which passed Third

Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 147) transmitting Senate Bill No. 2164-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 148) transmitting Senate Bill No. 2180-84 entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 149) transmitting Senate Bill No. 2181-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 150) transmitting Senate Bill No. 2182-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 151) transmitting Senate Bill No. 2183-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 152) transmitting Senate Bill No. 2184-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ENERGY", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 153) transmitting Senate Bill No. 2193-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE REFORM OF CHAPTER 804", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 154) transmitting

Senate Bill No. 2199-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 155) transmitting Senate Bill No. 2203-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO CONSTITUTIONAL AMENDMENTS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 156) transmitting Senate Bill No. 2205-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 157) transmitting Senate Bill No. 2206-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 158) transmitting Senate Bill No. 2208-84 entitled: "A BILL FOR AN ACT RELATING TO CONGRESSIONAL DISTRICTS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 159) transmitting Senate Bill No. 2209-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 160) transmitting Senate Bill No. 2212-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 161) transmitting Senate Bill No. 2213-84 entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 162) transmitting Senate Bill No. 2240-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES' HEALTH FUND", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 163) transmitting Senate Bill No. 2242-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE MOORING OF COMMERCIAL VESSELS IN SMALL BOAT HARBORS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 164) transmitting Senate Bill No. 2243-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO HARBORS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 165) transmitting Senate Bill No. 2247-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO HOUSING", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 166) transmitting Senate Bill No. 2248-84 entitled: "A BILL FOR AN ACT RELATING TO HOUSING", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 167) transmitting Senate Bill No. 2249-84, SD2 entitled: "A BILL FOR AN ACT RELATING TO HOUSING", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 168) transmitting Senate Bill No. 2251-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO RENTAL ASSISTANCE", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 169) transmitting Senate Bill No. 2012-84 entitled: "A BILL FOR AN ACT RELATING TO WITNESS IMMUNITY PROCEDURES", which passed Third Reading in the

Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 170) transmitting Senate Bill No. 2025-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 171) transmitting Senate Bill No. 2026-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO COMPUTER CRIME", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 172) transmitting Senate Bill No. 2050-84 entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 173) transmitting Senate Bill No. 2056-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO PILOTAGE", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 174) transmitting Senate Bill No. 2057-84 entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 175) transmitting Senate Bill No. 2071-84 entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT OF ARTICLE VI, SECTION 3, OF THE HAWAII CONSTITUTION, TO REQUIRE THE CONSENT OF THE SENATE FOR RETENTION OF JUSTICES AND JUDGES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 176) transmitting Senate Bill No. 2072-84, SD1 entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 9 OF THE HAWAII CONSTITUTION, TO PROVIDE FOR THE METHOD OF PAYMENT OF LEGISLATIVE SALARIES", which passed Third Read-

ing in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 177) transmitting Senate Bill No. 2073-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SALARIES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 178) transmitting Senate Bill No. 2081-84 entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF BUSINESS OPPORTUNITIES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 179) transmitting Senate Bill No. 2085-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 180) transmitting Senate Bill No. 2093-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO DEPOSITS OF PUBLIC FUNDS", which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 181) returning H.B. No. 530, which was adopted by the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 182) returning H.B. No. 531, which passed Third Reading in the Senate on March 12, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 183) returning H.B. No. 1297, HD2, which passed Third Reading in the Senate on March 12, 1984, was placed on file.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, S.B. Nos. 300, SD1; 535, SD1; 538, SD1; 761; 784, SD1; 878, SD2; 1024, SD1; 1115, SD2; 1450, SD1; 1503-84; 1504-84, SD2; 1507-84, SD1; 1509-84, SD1; 1512-84, SD1; 1514-84; 1516-84; 1517-84; 1518-84; 1520-84, SD2; 1525-84, SD1; 1526-84, SD2;

1529-84, SD1; 1539-84; 1540-84, SD1; 1541-84; 1546-84, SD1; 1548-84, SD1; 1551-84, SD2; 1555-84, SD1; 1556-84; 1557-84, SD1; 1560-84, SD1; 1562-84; 1565-84, SD1; 1566-84; 1569-84, SD1; 1570-84, SD1; 1575-84, SD1; 1577-84, SD1; 1582-84, SD2; 1583-84, SD2; 1586-84, SD1; 1629-84, SD1; 1640-84, SD1; 1642-84, SD1; 1675-84; 1663-84, SD1; 1689-84, SD1; 1693-84, SD1; 1694-84, SD1; 1695-84, SD1; 1702-84, SD1; 1704-84; 1707-84; 1709-84, SD1; 1710-84; 17-11-84; 1712-84, SD1; 1713-84, SD1; 1716-84, SD1; 1718-84, SD1; 1717-84; 1725-84, SD1; 1726-84, SD1; 1729-84, SD1; 1732-84, SD1; 1733-84, SD1; 1734-84, SD1; 1740-84, SD1; 1741-84, SD1; 1744-84, SD1; 1745-84, SD1; 1746-84, SD1; 1748-84, SD1; 1757-84, SD1; 1759-84, SD1; 1760-84, SD1; 1765-84, SD1; 1766-84, SD1; 1786-84, SD1; 1788-84, SD1; 1793-84, SD1; 1800-84, SD1; 1809-84; 1811-84, SD1; 1815-84, SD1; 1816-84, SD1; 1822-84, SD1; 1835-84, SD1; 1841-84, SD2; 1842-84, SD1; 1847-84; 1865-84, SD1; 1854-84; 1855-84, SD1; 1867-84, SD1; 1868-84, SD1; 1871-84; 1872-84; 1874-84, SD1; 1877-84, SD1; 1878-84; 1879-84, SD1; 1885-84, SD2; 1893-84, SD1; 1890-84, SD1; 1898-84; 1918-84, SD1; 1928-84, SD2; 1932-84, SD2; 1935-84, SD2; 1938-84, SD1; 1943-84, SD1; 1948-84, SD2; 1949-84; 1950-84, SD2; 1951-84; 1956-84, SD1; 1979-84; 1981-84, SD1; 2100-84; 2108-84, SD2; 2119-84, SD2; 2123-84; 2126-84, SD1; 2128-84, SD1; 2124-84; 2125-84, SD2; 2131-84, SD1; 2137-84, SD2; 2157-84, SD1; 2164-84, SD1; 2180-84; 2181-84, SD2; 2182-84, SD1; 2183-84, SD2; 2184-84, SD1; 2193-84, SD1; 2199-84, SD2; 2205-84, SD2; 2206-84, SD1; 2208-84; 2209-84, SD2; 2212-84, SD1; 2213-84; 2240-84, SD1; 2242-84, SD1; 2243-84, SD1; 2247-84, SD1; 2248-84; 2249-84, SD2; 2251-84, SD1; 2012-84; 2025-84, SD1; 2026-84, SD1; 2050-84; 2056-84, SD1; 2057-84; 2071-84; 2072-84, SD1; 2073-84, SD1; 2081-84; 2085-84, SD1; 2093-84, SD1 passed First Reading by title and further action was deferred.

ORDER OF THE DAY

THIRD READING

H.B. No. 1874-84:

By unanimous consent, action was deferred one day.

At this time, Representative Apo rose and wished all those members of the House who don't have birthdays during the session a "happy birthday".

The Chair then thanked all the

members of the House and the staff
"for your hard work, diligence and
patience during the last few days."

At 12:15 o'clock a.m., the Chair
declared the House in recess.

ADJOURNMENT

At 12:00 o'clock midnight, the
House of Representative adjourned
until 11:00 o'clock a.m., tomorrow,
Wednesday, March 14, 1984.

THIRTY-FIFTH DAY

Wednesday, March 14, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:00 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Shoshin Higuchi of the Higashi Hongwanji Mission, after which the Roll was called showing all members present with the exception of Representatives Albano, Baker, Hee, Ikeda, Medeiros, Menor and Nakasato, 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.

By unanimous consent, reading of the Journal of the Thirty-Fourth Day was deferred.

At this time, the Chair directed the Clerk to note the presence of Representatives Albano, Hee, Ikeda, Medeiros and Menor.

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

Representative Chun introduced Alvin Oyadomari, her "Shadow" from the Hawaii Agricultural Leadership Foundation.

Representative Hagino introduced a group of 33 gifted and talented students from the Washington Intermediate School. They were accompanied by their teacher, Mr. Ellis Goto.

Representative Isbell introduced Jeff Citron, her "Shadow" from the Big Island.

Representative Kiyabu-Saballa introduced Gary Aquino and Abraham Valente who are students in Mr. Pang's Social Studies class at Ilima Intermediate School.

Representative Tom introduced Marian Chun, her "Shadow."

Representative Kawakami introduced Mr. Cutis Nakaoka from the Big

Island, his "Shadow."

Representative Kim introduced Wayne Morioka, her "Shadow" from Maui, who is also a landscape management consultant.

Representative Lardizabal introduced a group of "wonderful people from Kauai", as follows: Eleanor Lloyd, OEA Executive Director; her staff members, Naomi Sugihara and Mary Ventura; senior citizens Florence Katahara, Kapaa Senior Center; Isabella Iida, Lihue Senior Center; Pauline Hadama, Koloa Senior Center; Delphine McCormick, Kalaheo Senior Center; Constance Aquino, Kaumakani Senior Center; Kenneth Matsuoka, Waimea Senior Center; and Victoriano Gapsen, Kekaha Senior Center.

Representative Okamura introduced Michael Parks, his "Shadow", formerly of Houston, Texas, and since 1978 a resident of Kauai.

Representative Hagino introduced Iris Iwami, his "Shadow" from the Big Island.

Representative Say introduced Charlene Kamaka, his "Shadow" from the Keaukaha Hawaiian Homes on the Big Island, and who is an industrial educational specialist for the Puna Sugar Company.

Representative Matsuura introduced Yoshio Watanabe of the Hawaii Agricultural Leadership Foundation and leader of the group, and Mr. Kent, a nurseryman from the Big Island.

Representative Crozier introduced Stacey Wheeler and Stacey Dimery, students from Ilima Intermediate School who are in the Legislative Awareness program.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following Senate Bills were disposed of as follows:

S.B. No. Referred to:

1532-84 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and State General Planning

2087-84 Committee on Consumer Protection and Commerce

1572-84 Committee on Housing

2049-84 Jointly to the Committees on Transportation and Consumer Protection and Commerce

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 186 to 190, 192 to 199 and 201 to 204) and concurrent resolutions (H.C.R. Nos. 75 to 83 and S.C.R. No. 4) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
186	Jointly to the Committees on Energy, Ecology and Environmental Protection and Consumer Protection and Commerce, then to the Committee on Finance
187	Jointly to the Committees on Consumer Protection and Commerce and Energy, Ecology and Environmental Protection
188	Committee on Energy, Ecology and Environmental Protection
189	Committee on Agriculture
190	Committee on Judiciary, then to the Committee on Finance
192	Jointly to the Committees on Housing and Judiciary, then to the Committee on Legislative Management
193	Jointly to the Committees on Ocean and Marine Resources and Energy, Ecology and Environmental Protection
194	Committee on Education, then to the Committee on Finance
195	Jointly to the Committees on Public Employment and Government Operations and Transportation, then to the Committee on Finance
196	Committee on Transportation, then to the Committee on Finance
197	Committee on Tourism
198	Jointly to the Committees on Tourism and Agriculture
199	Committee on Judiciary, then to the Committee on Finance
201	Committee on Judiciary
202	Committee on Public Employment and Government Operations, then to the Committee on Finance
203	Committee on Ocean and Marine

Resources

204 Jointly to the Committees on Ocean and Marine Resources and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance

H.C.R. Nos.

75	Jointly to the Committees on Ocean and Marine Resources and Higher Education and the Arts
76	Committee on Agriculture
77	Committee on Energy, Ecology and Environmental Protection
78	Jointly to the Committees on Energy, Ecology and Environmental Protection and Public Employment and Government Operations, then to the Committee on Finance
79	Jointly to the Committees on Energy, Ecology and Environmental Protection and Consumer Protection and Commerce, then to the Committee on Finance
80	Jointly to the Committees on Consumer Protection and Commerce and Energy, Ecology and Environmental Protection
81	Committee on Judiciary, then to the Committee on Finance
82	Committee on Education, then to the Committee on Finance
83	Committee on Judiciary

S.C.R. No.

4	Jointly to the Committees on Tourism and Water, Land Use, Development and Hawaiian Affairs
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STANDING COMMITTEE REPORT

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 529-84) recommending that H.R. No. 109, as amended in HD 1, 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.R. No. 109, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING A STATE ENVIRON-

MENTAL PROTECTION AGENCY", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 214 to 221) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 214) requesting Veterans Recreation Center for the Big Island was jointly offered by Representatives Levin, Matsuura, Segawa and Takamine.

A resolution (H.R. No. 215) urging the Department of Land and Natural Resources to expedite the acquisition of the remaining portion of the Nike access road was jointly offered by Representatives Leong, Okamura, Hayes, Albano, Anderson, Andrews, Baker, Blair, Chun, Crozier, Dang, Ige, Kim, Kiyabu, Matsuura, Nakata, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Tom and Wong.

A resolution (H.R. No. 216) requesting the Hawaii Community Development Authority and the Department of Planning and Economic Development to present a status report to the Legislature on the progress of the relocation efforts for businesses currently in operation in the former Honolulu Ironworks complex was jointly offered by Representatives Andrews, Hagino, Stanley and Hirono.

A resolution (H.R. No. 217) requesting the Department of Commerce and Consumer Affairs to conduct investigations, research, studies and analysis of matters pertaining to motor vehicle sales was offered by Representative Say.

A resolution (H.R. No. 218) requesting the inclusion of Volcano community in the current health survey of Puna by the State Department of Health was offered by Representative Levin.

A resolution (H.R. No. 219) requesting a review of the State policy of issuing quit claim deeds instead of warranty deeds was offered by Representative Levin.

A resolution (H.R. No. 220) requesting the review of the Department of Education's report entitled Equality of Course Offerings was offered by Representative Levin.

A resolution (H.R. No. 221) re-

questing an investigation of the problem of livestock rustling in the State of Hawaii was jointly offered by Representatives Souki, Honda, Andrews, Hee, Apo, Bunda, Crozier, Grauly, Hagino, Hashimoto, Hirono, Ikeda, Kim, Kiyabu-Saballa, Lardizabal, Leong, Levin, Menor, Stanley, Tam, Taniguchi, Tom and Tungpalan.

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. 1640-84, HD 1:

Representative Kiyabu moved that H.B. No. 1640-84, HD 1, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Kiyabu then rose to speak in favor of the bill, stating:

"Mr. Speaker, it is a pleasure to recommend for passage on Third Reading, a bill which is the product of all 51 members of this body.

The bill provides supplemental appropriations for the 1983-85 biennium. It accommodates most the Governor's recommendations. It includes nearly all of the recommendations of the various subject matter committees. It reorders priorities. And it includes appropriate funding for private organizations that provide needed services that State agencies are not able to provide.

I believe that funding for these private services are special because much of it is for social and health programs, for those most in need - the elderly, the poor, and those who are unable to care for themselves. Additionally, a large part of these special appropriations are for continuing our emphasis on education -- on giving our children the best chance possible to prepare themselves for adulthood.

Each private program or service recommended for funding is being classified as a purchase of service -- to facilitate programmatic and fiscal monitoring of expenditures. Our intent is that these programs and services be considered an integral part of the total State operating budget, and that Executive planning, budgeting, implementation, and evaluation be applied to private agencies, as would be applied to any other Executive department.

This bill provides an additional \$4 million in general fund as compared to the Executive's proposal of \$3.4 million. The additional appropriations from the general obligation bond fund amount to \$43.5 million as compared to the Executive's proposal of \$42 million. Although the Council of Revenues updated the general fund revenue estimates for fiscal year 1983-84 to 7 percent, in January, seven months into the fiscal year, revenue collections were only 4.7 percent ahead of last year. Because of the uncertainty of the revenue projection, this budget was prepared in a conservative fashion and maintains existing levels of service.

In closing, Mr. Speaker, I wish to thank the subject matter committee chairmen who reviewed their programs and made recommendations to the Finance Committee. I also want to express my appreciation to my Vice Chairman, Representative Kawakami, and the Finance Committee, who have sacrificed and put in long hours in the development of this bill and all of the other bills that have been recommended by the committee. Also, I would like to thank my hardworking staff. This bill was shaped by all of us; it merits, in turn, all of our support.

Thank you, Mr. Speaker."

Representative Chun then rose and stated:

"Mr. Speaker, I rise to support this bill and urge everybody to vote 'yes' on it.

I commend the Finance Chairman for his hard work and really putting this bill together. Every time, an item with some money comes in front of us, I always question: 'Where is the money coming from?' For example, the prison for women. He says, 'Don't worry, somehow we will find it', and sure enough, when the bill came together and I have looked at it, by shuffling here and there, we borrowed from Peter to pay Paul

maybe, but it all jelled together and it came out as a very good bill.

Thank you, Mr. Chairman, thank you fellow members of the Finance Committee; I gave you all the bad time but somehow it came out together.

Thank you, Mr. Speaker. I really urge all the members to vote 'yes' on this bill."

Representative Hayes then rose and stated:

"Mr. Speaker, I rise in support of the budget bill before this body, but I would like to make some comments on a section of it. It's the part which is on page 94, and it is called 'Waikiki improvements.' It relates to widening the sidewalks on Kalakaua Avenue and narrowing the street. The Committee has endorsed the request in the Governor's supplemental budget for \$4.7 million as the State's share of this proposed widening of the sidewalks on Kalakaua Avenue.

What is planned is to reduce the street width from the present 56 feet to 40 feet. It is our understanding that the City plans to make the traffic function within three lanes. We do not know whether this will require banning the picturesque pedicabs from Waikiki. We do not really know, Mr. Speaker, whether the street narrowing will be adequate for the traffic at present. There are traffic projections but we wonder how many of the so-called 'experts' have tried to figure out just how the narrowed street will accommodate the cars.

In the past few months, I have learned that local opinion seems to be crystallizing in opposition to this concept. As the State Representative from Waikiki, I cannot fail to bring this to your attention, Mr. Speaker, and to the members of this honorable body that local feelings are starting to run quite high.

I have in preparation a resolution asking the City to simulate the narrowing of the street on Kalakaua Avenue before it takes any irrevocable steps in making the change. This could be done by painting the stripes where the traffic lanes will be, setting off the proposed new wider sidewalk area with planters which could become part of the landscaping if the change takes place.

I do not know what the reaction will

be after this demonstration is put into effect, but it will certainly give both business and residents an opportunity to experience what the wider sidewalks and narrower street will mean to them. I would ask all of my colleagues to support this resolution when it comes up for hearing and for a vote.

It is not often that government has an opportunity as easy as this which could prevent it from making a serious mistake, or might be a way of finding that its plans and dreams are not exactly what it had hoped.

Thank you, Mr. Speaker, for this opportunity to express my concern."

Representative Anderson then rose to speak in favor of the bill, stating:

"Mr. Speaker, on behalf of Representative Isbell and myself, the Minority Party on the Committee of Finance, I would like to thank the Chairman, Vice Chairman, all my fellow colleagues, for the input that we've had. It's always been a fair and open discussion that we have been able to be involved in. I think that everybody tried their best to come up with the best budget.

The Finance Chairman has tried hard and I am sure that there are some of us that may not be happy with the outcome of everything. We can't satisfy everyone within the State. We have tried our best and I thank you very much, Mr. Chairman.

Thank you, Mr. Speaker. I hope everybody will vote aye."

Representative Apo then rose to speak in support of the bill, stating:

"Mr. Speaker, I just wanted, on behalf of the people of Waianae and Makaha and North Kauai, to state that, as a member of this House, I am very proud of this document. I echo the sentiments of the previous speakers in thanking the Finance Committee, House leadership, especially to you, Mr. Speaker, for leading us and maintaining harmony within the House while we are trying to satisfy the concerns of 51 legislators. Harmony in government seems to be an exception these days, and on behalf of the people of Waianae, Makaha and North Kauai, I take my hat off to the members of this House.

Thank you."

Representative Hashimoto then rose to speak in favor of the bill, stating:

"Mr. Speaker, with your indulgence, I would like to begin with a quote by the late political satirist, Will Rogers, made in reference to the federal budget. Mr. Rogers observed that: 'The budget is a mythical bean bag. Congress votes mythical beans into it, and then tries to reach in and pull real beans out.'

Mr. Speaker, I am most pleased that Mr. Roger's observation of budget-making is not appropos to the budget process in this State. The stringent fiscal and budgetary policies we have maintained have prevented us from falling into the deficit trap now gripping the Congress.

Mr. Speaker, I believe that the Finance Committee, its Chairman, Vice Chairman, and all of its members, should be commended for the long and arduous hours of work they put into constructing this budget. I believe that the supplemental budget before us has maintained the fiscal integrity of this State, while ensuring that the basic needs of our citizens are met. Although we may share some concerns that, in the short-term, we are not able to finance everything that the public demands; in the long-run, I believe that this State will be the better for it.

Mr. Speaker, as Chairman of the Education Committee, I was pleased to find that this budget continues to reflect our clear commitment to the education of our youth. It is true that not all of our hopes and desires for the Department of Education could be funded, but I am fully confident that the basic educational needs of our children will be met and, in some cases, enhanced.

Mr. Speaker, I again commend the Finance Committee for the budget it brings before us, and I urge its adoption and passage.

Thank you."

Representative Menor then rose and stated:

"Mr. Speaker, I rise to speak in favor of this particular bill, but with reservations.

Like my fellow colleagues here, I also would like to echo an appreciation and the recognition of the hard work that's put into this particular document, not only by members of the Finance Committee, but by all of us collectively as a body. I think, generally, it reflects

basic concerns and addresses certain problems in light of tight fiscal constraints.

The only reservation that I have is that while the budget itself basically attracts the limited recommendations of the Governor's recommendations for fiscal year 1984 to 1985, reality appears to be that if the economy doesn't pick up, the tax revenues don't improve in terms of collections over the next fiscal year, there has been plenty of indication by the Executive Branch that further restrictions may have to be made even within the limits and recommendations of the Governor's office. So, I guess the concern I have is that, in light of the possible restriction in funding that could take place this particular fiscal year, and the amount of \$40 million has been mentioned, that perhaps there might have been a need for the Legislature to state more clearly the priorities to be given to certain programs if that \$40 million restriction were to be implemented.

In light of these specifics, what could happen this particular fiscal year, Mr. Speaker, is the fact that the Governor might want to be given the discretion to limit funding which may not necessarily reflect the priorities that we would like to set, and that we would like to be considered by the Executive Branch.

The other concern I have is that if, in fact, the \$40 million restriction does take place within the constraints of the budget that we are passing. . . within the particular bill. . . what could happen is that within the appropriations in this bill, we could cutbacks also.

And so, I think the one good thing about this bill is, for example, on page 63, we state very clearly, for example, that with respect to resource teachers, that if there are budgetary restrictions, that resource teachers are to be the last to be deleted or to be cut off.

My preference would have been that with respect to the other budgetary items, like, for example, school priority funds or use of apparent maintenance moneys, that these types of provisos -- specific provisos -- indicating our desire to keep these programs in light of budgetary restrictions that this kind of specific language might have been included and, in fact, we could have been more guaranteed if some of these other programs that are very important in this particular budget

bill will not be blocked off within that \$40 million restriction if it ever takes place during this coming fiscal year.

Again, my concern is only a matter of perhaps asserting more legislative decision-making in terms of priorities but, generally, I think that the concerns which are reflected in this particular bill are nonetheless very sound and the Legislature is to be complimented for its hard work and effort.

Thank you very much."

Representative Hee then rose and stated:

"Mr. Speaker, I rise to speak in favor of the budget, with reservations. Before I proceed, will the Clerk please have Representative Menor's comments entered as my own into the Journal."

The Chair, "so ordered."

Representative Hee continued:

"With respect, Mr. Speaker, to the Department of Education and its budget, particularly with the resource teachers, I commend the Committee on Finance as well as the members of this House for seeing the need for the retention of the resource teachers, particularly on the neighbor islands where resource teachers play a critical role as has been articulated in the Committee on Education countless times during public hearings.

Mr. Speaker, the reservation I have with respect to the Department of Education is that there is an ambiguity in the flexibility with respect to District Superintendents. It is my position, Mr. Speaker, that I would like to see that we create a firmer framework with respect to the discretionary funds to be used by the District Superintendents.

Mr. Speaker, the Governor was very clear in his state of the state address. In it, he said, 'Let us identify every function administratively within the Department of Education. Let us scrutinize every function and identify the functions of which these people play, and where there is a need to reallocate and redeploy, let us do that.'

Mr. Speaker, this is not a new message. In fact, this message was heard in 1972, 1973 when Shiro Amioka was then the Superintendent of Education. He made some specific cuts administratively because, in his

words, the year was 'an austere year' where budget restrictions mandated re-deployment and reallocation of personnel and responsibilities.

Mr. Speaker, it is my hope that during the course of this session, that we will take a better look, a more articulate look, and a more concise look at the responsibilities in the Administration which, in the Governor's own words, was management by chance and was top heavy, in fact.

For these reasons, Mr. Speaker, I vote in favor of the budget, with reservations, and I look forward to a better budget that we will all pass at the end of the session.

Thank you very much, Mr. Speaker and members of the House."

The motion was put by the Chair and carried, and H.B. No. 1640-84, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE FISCAL BIENNIUM JULY 1, 1983 TO JUNE 30, 1985", having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Baker and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 1640-84 had passed Third Reading at 11:35 o'clock a.m.

H.B. No. 2092-84, HD 1:

On motion by Representative

Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 2092-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", passed Third Reading by a vote of 49 ayes, with Representatives Baker and Nakasato being excused.

H.B. No. 1874-84:

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, H.B. No. 1874-84, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS", passed Third Reading by a vote of 49 ayes, with Representatives Baker and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 2092-84 and 1874-84 had passed Third Reading at 11:36 o'clock a.m.

At 11:37 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 11:38 o'clock a.m.

ADJOURNMENT

At 11:39 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, March 15, 1984.

THIRTY-SIXTH DAY

Thursday, March 15, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:03 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Reverend Ned Brown, after which the Roll was called showing all members present with the exception of Representatives Baker, Ige, Medeiros and Nakasato, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Thirty-Second 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-Second Day was approved.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 184) transmitting Senate Bill No. 1846-84, SD1 entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS", which passed Third Reading in the Senate on March 14, 1984, was read by the Clerk and was placed on file.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, S.B. No. 1846-84, 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 Bunda introduced 90 third grade students from Kaala Elementary School in Wahiawa who were accompanied by their teachers, Mrs. Harriet Yokota, Mr. Larry Yonemura and Miss Jane Toyama; and chaperones Mrs. Tripp, Mrs. Oliveros, Nadine Arindain, Mrs. Yoshida, Mrs. Vickers, Mrs. Meyer and Mrs. DeVincent.

Representative Shito introduced the 100 members and guests of Na Kuhina Nui O Na Koa Hawaii, an organization of wives of the Hawaii

National Guard and State Civil Defense who "seek to broaden the understanding and appreciation of the activities of the Guard."

Representative Anderson introduced 27 gifted and talented students from Kalaheo High School who were accompanied by their teacher, Mr. Richard Kiyonaga.

Representative Kiyabu-Saballa introduced her daughter, Brenda Kiyabu.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following Senate bills were referred as follows:

S.B. Nos. Referred to:

- | | |
|---------|---|
| 535 | Committee on Transportation, then to the Committee on Finance |
| 1024 | Committee on Consumer Protection and Commerce |
| 1503-84 | Committee on Energy, Ecology and Environmental Protection, then to the Committee on Finance |
| 1504-84 | Jointly to the Committees on Health and Judiciary |
| 1507-84 | Committee on Finance |
| 1509-84 | Committee on Judiciary, then to the Committee on Finance |
| 1512-84 | Jointly to the Committees on Health; and Energy, Ecology and Environmental Protection |
| 1514-84 | Jointly to the Committees on Health and Finance |
| 1516-84 | Jointly to the Committees on Health and Judiciary |
| 1517-84 | Committee on Health |
| 1518-84 | Jointly to the Committees on Ocean and Marine Resources; and State General Planning |
| 1520-84 | Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance |
| 1525-84 | Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance |

- 1526-84 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 1529-84 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and State General Planning, then to the Committee on Finance
- 1539-84 Committee on Consumer Protection and Commerce
- 1540-84 Committee on Consumer Protection and Commerce
- 1546-84 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1548-84 Committee on Consumer Protection and Commerce
- 1551-84 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1555-84 Committee on Consumer Protection and Commerce
- 1556-84 Committee on Consumer Protection and Commerce
- 1560-84 Committee on Consumer Protection and Commerce
- 1562-84 Committee on Consumer Protection and Commerce
- 1565-84 Committee on Consumer Protection and Commerce
- 1566-84 Committee on Judiciary, then to the Committee on Finance
- 1569-84 Committee on Housing, then to the Committee on Finance
- 1570-84 Committee on Housing, then to the Committee on Finance
- 1575-84 Jointly to the Committees on Human Services; and Education
- 1577-84 Committee on Agriculture, then to the Committee on Finance
- 1582-84 Committee on Judiciary
- 1586-84 Committee on Health, then to the Committee on Finance
- 1629-84 Jointly to the Committees on Human Services; and Transportation, then to the Committee on Finance
- 1640-84 Committee on Consumer Protection and Commerce
- 1663-84 Committee on Judiciary
- 1675-84 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1689-84 Committee on Consumer Protection and Commerce
- 1704-84 Jointly to the Committees on Housing; and Consumer Protection and Commerce
- 1707-84 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and State General Planning
- 1709-84 Committee on Finance
- 1710-84 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1711-84 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1712-84 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1713-84 Committee on Water, Land Use, Development and Hawaiian Affairs
- 1717-84 Committee on Consumer Protection and Commerce
- 1718-84 Committee on Housing, then to the Committee on Finance
- 1726-84 Committee on Judiciary
- 1729-84 Committee on Judiciary
- 1732-84 Committee on Judiciary
- 1733-84 Committee on Judiciary
- 1740-84 Committee on Consumer Protection and Commerce
- 1744-84 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1745-84 Committee on Consumer Protection and Commerce
- 1748-84 Jointly to the Committees on Housing and Consumer Protection and Commerce
- 1757-84 Committee on Finance
- 1765-84 Committee on Higher Education and the Arts
- 1766-84 Jointly to the Committees on

Transportation; and Human Services	Agriculture and Judiciary
1786-84 Committee on Finance	1956-84 Committee on Consumer Protection and Commerce
1788-84 Committee on Finance	1979-84 Committee on Judiciary
1793-84 Committee on Transportation, then to the Committee on Finance	1981-84 Jointly to the Committees on Transportation and Judiciary
1815-84 Committee on Consumer Protection and Commerce	2012-84 Committee on Judiciary
1822-84 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance	2025-84 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
1841-84 Committee on Public Employment and Government Operations, then to the Committee on Finance	2056-84 Jointly to the Committees on Transportation; and Consumer Protection and Commerce
1847-84 Committee on Health, then to the Committee on Finance	2057-84 Committee on Housing
1865-84 Committee on Consumer Protection and Commerce	2072-84 Committee on Judiciary
1867-84 Committee on Consumer Protection and Commerce	2073-84 Committee on Judiciary
1868-84 Committee on Consumer Protection and Commerce	2085-84 Committee on Consumer Protection and Commerce
1871-84 Committee on Consumer Protection and Commerce	2123-84 Committee on Human Services, then to the Committee on Finance
1872-84 Committee on Consumer Protection and Commerce	2126-84 Committee on Public Employment and Government Operations, then to the Committee on Finance
1874-84 Committee on Consumer Protection and Commerce	2131-84 Committee on Consumer Protection and Commerce, then to the Committee on Finance
1877-84 Committee on Consumer Protection and Commerce	2137-84 Committee on Judiciary, then to the Committee on Finance
1878-84 Jointly to the Committees on Energy, Ecology and Environmental Protection; and Water, Land Use, Development and Hawaiian Affairs	2181-84 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
1893-84 Committee on Judiciary	2182-84 Committee on Public Employment and Government Operations, then to the Committee on Finance
1928-84 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance	2183-84 Committee on Public Employment and Government Operations, then to the Committee on Finance
1932-84 Committee on Higher Education and the Arts, then to the Committee on Finance	2203-84 Committee on Judiciary
1935-84 Committee on Education, then to the Committee on Finance	2205-84 Jointly to the Committees on Education and Judiciary
1938-84 Committee on Education, then to the Committee on Finance	2206-84 Committee on Judiciary
1943-84 Committee on Finance	2208-84 Committee on Judiciary
1951-84 Jointly to the Committees on	2212-84 Committee on Health
	2213-84 Committee on Public Employment and Government Operations,

- then to the Committee on Finance
- 2240-84 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 2242-84 Committee on Transportation
- 2243-84 Committee on Transportation
- 2248-84 Committee on Housing, then to the Committee on Finance
- 2249-84 Committee on Housing, then to the Committee on Finance
- 2251-84 Committee on Housing, then to the Committee on Finance
- 300 Committee on Transportation, then to the Committee on Judiciary
- 538 Committee on Health, then to the Committee on Finance
- 761 Jointly to the Committees on Judiciary and Health
- 784 Committees on Judiciary
- 878 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1115 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1450 Committee on Judiciary
- 1541-84 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1557-84 Committee on Consumer Protection and Commerce
- 1583-84 Committee on Judiciary
- 1642-84 Committee on Consumer Protection and Commerce
- 1693-84 Jointly to the Committees on Transportation and Consumer Protection and Commerce
- 1694-84 Committee on Consumer Protection and Commerce
- 1695-84 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1702-84 Committee on Consumer Protection and Commerce
- 1716-84 Committee on Consumer Protection and Commerce
- 1725-84 Committee on Public Employment and Government Operations, then to the Committee on Judiciary
- 1734-84 Committee on Judiciary, then to the Committee on Finance
- 1741-84 Committee on Consumer Protection and Commerce
- 1746-84 Committee on Consumer Protection and Commerce
- 1759-84 Committee on Health, then to the Committee on Finance
- 1760-84 Committee on Judiciary, then to the Committee on Finance
- 1800-84 Committee on Agriculture, then to the Committee on Finance
- 1809-84 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and State General Planning, then to the Committee on Finance
- 1811-84 Committee on Consumer Protection and Commerce
- 1816-84 Committee on Consumer Protection and Commerce, then to the Committee on Judiciary
- 1835-84 Committee on Consumer Protection and Commerce
- 1842-84 Committee on Judiciary
- 1854-84 Committee on Judiciary
- 1855-84 Committee on Consumer Protection and Commerce
- 1879-84 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1885-84 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Judiciary, then to the Committee on Finance
- 1890-84 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 1898-84 Committee on Judiciary
- 1918-84 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1948-84 Committee on Finance
- 1949-84 Committee on Finance
- 1950-84 Committee on Finance

2026-84 Committee on Judiciary

2050-84 Committee on Higher Education and the Arts, then to the Committee on Finance

2071-84 Committee on Public Employment and Government Operations, then to the Committee on Judiciary

2081-84 Committee on Consumer Protection and Commerce, then to the Committee on Finance

2093-84 Committee on Finance

2100-84 Committee on Consumer Protection and Commerce, then to the Committee on Finance

2108-84 Committee on Judiciary

2119-84 Committee on Public Employment and Government Operations, then to the Committee on Finance

2124-84 Committee on Consumer Protection and Commerce

2125-84 Committee on Public Employment and Government Operations, then to the Committee on Finance

2128-84 Committee on Consumer Protection and Commerce

2157-84 Committee on Consumer Protection and Commerce

2164-84 Committee on Judiciary

2180-84 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and State General Planning

2184-84 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Energy, Ecology and Environmental Protection

2193-84 Committee on Judiciary

2199-84 Committee on Public Employment and Government Operations, then to the Committee on Finance

2209-84 Committee on Public Employment and Government Operations, then to the Committee on Finance

2247-84 Jointly to the Committees on Housing; Water, Land Use, Development and Hawaiian Affairs; and State General Planning

DEFERRED RESOLUTIONS

The following resolutions (H.R.

Nos. 206 to 213) and concurrent resolutions (H.C.R. Nos. 84 to 87) were disposed of as follows:

H.R. Nos. Referred to:

206 Jointly to the Committees on Agriculture and Employment Opportunities and Labor Relations, then to the Committee on Finance

207 Jointly to the Committees on Energy, Ecology and Environmental Protection; and Higher Education and the Arts, then to the Committee on Finance

208 Jointly to the Committees on Ocean and Marine Resources; and Transportation

209 Jointly to the Committees on Health and Transportation

210 Committee on Health, then to the Committee on Finance

211 Committee on Energy, Ecology and Environmental Protection

212 Committee on Judiciary

213 Committee on Health, then to the Committee on Finance

H.C.R. Nos.

84 Jointly to the Committees on Agriculture and Employment Opportunities and Labor Relations, then to the Committee on Finance

85 Jointly to the Committees on Energy, Ecology and Environmental Protection; and Higher Education and the Arts, then to the Committee on Finance

86 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and Ocean and Marine Resources, then to the Committee on Finance

87 Jointly to the Committees on Ocean and Marine Resources; and Transportation

STANDING COMMITTEE REPORTS

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 530-84) recommending that H.R. No. 51, 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. 51, HD1 entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE AVAILABILITY OF SUITABLE LAND FOR THE DEVELOPMENT OF AFFORDABLE HOUSING", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 228 to 229) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 229) honoring national film critics Gene Siskel and Roger Ebert were offered by Representatives Hagino, Apo, Hirono and Kim.

On motion by Representative Hagino, seconded by Representative Apo and carried, H.R. No. 229 was adopted.

Representative Hagino rose and stated:

"Mr. Speaker, any art, in order to mature and flourish, needs criticism. The one truly indigenous art form, and a great art form, is movie making.

"Today, we have two gentlemen on the floor who have carried on a fine tradition of art criticism. They are in Hawaii to appear at the Campus Center this evening at the University of Hawaii to talk about their work. There's really not much more I can say. You've seen them on television; you've read their reviews in the papers. In the case of Roger Ebert, you've heard him on KHVH radio. It really gives me great pleasure to introduce two outstanding individuals and they're tremendously friendly and open individuals. They signed autographs in my office and gave us their all time top ten films. They're two really outstanding persons."

Representative Hagino then introduced Mr. Gene Siskel and Mr. Roger Ebert to the members of the House.

Representatives Kim and Hirono then presented the honorees with leis and Representative Apo presented the certified copy of the resolution.

A resolution (H.R. No. 228) celebrating the 1984 Silver Anniversary of Hawaii's Junior Miss Scholarship program was jointly offered by Representatives Kim, Tom, Okamura, Ige

and Kiyabu-Saballa.

On motion by Representative Kim, seconded by Representative Tom and carried, H.R. No. 228 was adopted.

Representative Kim rose and stated:

"Mr. Speaker, it gives me great pleasure to introduce this resolution today as I have been personally involved with the Junior Miss program for four years. I am convinced about the program's merits and thus I remain committed to the program.

"For 25 years, Hawaii's Junior Miss has sustained its success only through the help of many, many volunteers. These volunteers are dedicated to developing Hawaii's most precious resource - her young people.

"Since Hawaii's Junior Miss 25th Silver Anniversary coincides with our Statehood Anniversary, the Silver Jubilee Committee recognized the Junior Miss program as an official Statehood Silver Jubilee activity."

At this time, Representative Kim introduced Hawaii's Junior Miss for 1984, Miss Kendra Yoshimoto from Castle High School; First Runner Up, Miss Diane Suzuki; Second Runner Up, Miss Melinda Ann Domingo; Third Runner Up, Miss Vy Ton; Fourth Runner Up, Miss Janyce Mitchell and Overall Creative and Performing Arts award, Miss Jinny Shinsato, and Program Chairman, Mr. George Kodama.

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

Following the presentations, Representative Tom rose and stated:

"Mr. Speaker, if the Hawaii Junior Miss Scholarship Program was strictly a beauty contest, I'm still certain Kendra would have won hands down. However, as the resolution and Representative Kim so eloquently stated, there's more to it than just a beauty contest.

"Kendra has the uniqueness of winning this year's Junior Miss award which falls on the 25th Silver Anniversary of the Hawaii Junior Miss Scholarship Program. And I'm very proud because Kendra has resided in Kaneohe all of her life, and happens to reside in my district and I'm really

proud. In fact, I know her mother's out there, and we almost purchased a house right next door, and I could have lived next door to our 1984 Junior Miss. I won't go into that.

"Kendra is a recipient of 1983 Japan-United States Senate Scholarship, and a member of the National Honor Society. And another thing about her, she told me that she loves to eat cookies. She told me later that she loves David's Cookies, cause I told her "is that the cookies you bake?" and "no, David's Cookies". And later I learned that she works at David's Cookies.

"And one thing that I want to put a plug in for her is that, this weekend is the last weekend at Castle High School where they're putting on the very successful Flower Drum Song, the Castle Theatre Guild, which she is a member of. She acts as the main lady, Mee Li, and I went there and I saw it . . . I heard it. Anyway, I thought that was Miyoshi Umeki out there. Her favorite color is lavender and she loves lobster, so that tells you about her tastes. She not only is beautiful and she not only is smart, but she loves her food. On that last remark, I'd like to say, 'go see the play, it's fantastic'.

"And again, we wish you the best of luck, Kendra, in Mobile, Alabama. Thank you very much, Mr. Speaker."

Representative Segawa rose and stated:

"I'd just like to take a minute to introduce the father of one of the runners-up who is a colleague of mine at Continental Insurance, as well as one of my golfing buddies, Henry Shinsato."

By unanimous consent, the following resolutions (H.R. Nos. 222 to 227) and concurrent resolutions (H.C.R. Nos. 88 to 91) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 222) requesting an incorporation of the State Plan into the State budget process was jointly offered by Representative Andrews.

A resolution (H.R. No. 223) requesting the Department of Planning and Economic Development to report to the Legislature on the status of the Economic Planning Information System was offered by Representative Andrews.

A resolution (H.R. No. 224) requesting a review of the Board of Land and Natural Resources' efforts to comply with the State Planning Act coordination process was offered by Representative Andrews.

A resolution (H.R. No. 225) requesting a review of the Land Use Commission's efforts to comply with the State Planning Act coordination process was offered by Representative Andrews.

A resolution (H.R. No. 226) requesting formulation of an action plan for modification of the land use approval system was offered by Representative Andrews.

A resolution (H.R. No. 227) urging employers to develop policies to retain, hire and promote older workers was jointly offered by Representatives Tungpalan, Levin, Albano, Yoshimura, Anderson, Andrews, Apo, Chun, Grauly, Hashimoto, Hayes, Honda, Ige, Ikeda, Jones, Kawakami, Kim, Lardizabal, Medeiros, Menor, Nakata, Okamura, Shito, Souki, Takamine, Tam, Taniguchi, Tom and Wong.

A concurrent resolution (H.C.R. No. 88) requesting a review of the Board of Land and Natural Resources' efforts to comply with the State Planning Act coordination process was offered by Representative Andrews.

A concurrent resolution (H.C.R. No. 89) requesting a review of the Land Use Commission's efforts to comply with the State Planning Act coordination process was offered by Representative Andrews.

A concurrent resolution (H.C.R. No. 90) requesting formulation of an action plan for modification of the land use approval system was offered by Representative Andrews.

A concurrent resolution (H.C.R. No. 91) requesting an incorporation of the State Plan into the State budget process was offered by Representative Andrews.

At 11:32 o'clock a.m., the Chair declared a recess for the purpose of extending the Aloha and congratulations of the members of the House to the honorees, subject to the call of the Chair.

The House of Representatives reconvened at 11:42 o'clock a.m.

At this time, the Vice Speaker

assumed the rostrum.

1546-84; 1551-84; 1675-84; 1774-84
and 2131-84, and the Chair "so
ordered."

ANNOUNCEMENTS

Representative Morgado rose and asked the members of the House to join him in wishing Representative Andrews a "happy 35th birthday."

Representative Shito requested that the 48-hour notice requirement on hearings be waived on S.B. Nos.

ADJOURNMENT

At 11:45 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, Friday, March 16, 1984.

THIRTY-SEVENTH DAY

Friday, March 16, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Frederick Nies, Pastor of St. Rita's Church, after which the Roll was called showing all members present with the exception of Representatives Baker and Nakasato, who were excused.

By unanimous consent, reading of the Journal of the Thirty-Sixth Day was deferred.

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

Representative Kiyabu introduced 68 fifth grade students from Waialae Elementary School. They were accompanied by their teachers, Mrs. Lau and Mrs. Tung; and a parent, Mrs. Otani.

Representative Leong introduced 38 eighth grade students from St. Michael's School in Waialua. They were accompanied by their teachers, Sister Ernestina Farrofo, Mrs. Gerry Keirnan, Mrs. Deanna Daves and Miss Devereux.

Representative Andrews introduced 18 campus police officers from Kula Elementary School. They were accompanied by their chaperones, Diane Hiyakumoto, Lois Kamemoto and Muriel Wright.

Representative Hirono introduced a group of 60 students from Lunalilo Elementary School. They were accompanied by their teachers, Mrs. Ashitomi and Mrs. Takenaga; and parents, Mrs. Goo and Mrs. Tagawa.

Representative Hee introduced a group of 11 students from Lahainaluna High School on Maui. They were accompanied by their advisor, Mrs. Sakamoto, and faculty chaperone, Miss Katahara.

Representative Marumoto introduced Elizabeth Rath Low, "daughter of the founders of Palama Settlement, and who is celebrating her 76th birthday."

Representative Bunda introduced his cousin, Dennis Bunda, from San Francisco, California, who is on vacation here.

Representative Okamura introduced Timmy Leong, "a former instructor of mine", who was seated in the gallery.

ORDER OF THE DAY

COMMITTEE REFERRAL

S.B. No. 1846-84 was referred to the Committee on Finance.

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 214 to 221) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
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214	Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
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215	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Transportation, then to the Committee on Finance
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216	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and State General Planning
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217	Committee on Consumer Protection and Commerce, then to the Committee on Finance
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218	Committee on Health, then to the Committee on Finance
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219	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Housing, then to the Committee on Finance
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220	Committee on Education
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221	Committee on Agriculture, then to the Committee on Legislative Management
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COMMITTEE REASSIGNMENT

S.B. No. 1811-84 was re-referred jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and State General Planning, then to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

A resolution (H.R. No. 242) honoring Hawaii's past Olympic athletes was jointly offered by Representatives Hagino and Wong and was read by the Clerk.

On motion by Representative Hagino, seconded by Representative Wong and carried, H.R. No. 242 was adopted.

Representative Hagino rose and stated:

"Mr. Speaker, as I stand here, I can see the images of the movie, 'Chariots of Fire' in front of me and the inspiration that the movie presented, I think, to all of us who saw the movie.

Today, we have the people who actually participated in the Olympics. The Olympic Games, as noted, is a 2500-year old tradition. It is a tradition of excellence, sacrifice and courage. I like to think of it as the longest running tradition of civilized men.

Hawaii, too, has its Olympian tradition. It began in 1912, when the great Duke Kahanamoku won a Gold Medal swimming at Stockholm. The tradition continued after him and we see the participants and the holders of that tradition here on the floor in the House and also at the same moment in the Senate. This is the largest gathering of Olympians ever, and I think we are all proud of your achievements through the many decades. We are proud of your sacrifice and of your own individual testament of honor and excellence.

This is the best time of all, Mr. Speaker, to present these Olympians for honor on our floor. This year marks the home games for us. After many years, the Olympic Games have returned to America and will be held this summer in Los Angeles.

I would like to mention, at this time, before introducing each of our honorees, just a few additional tributes which you may not have heard of. KCCN Radio will begin, in the month of April, a special tribute to all of you. They will be featuring one minute radio spots honoring each one of you and telling about your achievements.

Also, this House, on Monday, passed a bill authorized by our Finance Chairman, Representative Kiyabu, an Olympic training center

bill and we hope that the Senate will pass that bill and it will authorize the University of Hawaii as an Olympic training center. I think that that's perhaps the finest tribute that we can give, that the State of Hawaii can be honored as the only second training center that exists in this country."

Representative Hagino then introduced the honorees, by their sports, as follows:

Swimming: Adelaide Ballard (1928, Amsterdam; gold medalist); Brent Berk (1968, Mexico City); Helen Moses Cassidy, "oldest and grandest member of the contingent" (1920, Antwerp); Mariechen Jackson (1924, Paris; one gold, one silver); Ford Konno (1952, 1956, Helsinki and Melbourne; two gold, two silver); Evelyn Kawamoto Konno (1952, Helsinki; two bronze); George Onekea, Jr. (1956, Melbourne); Bill Smith (1948, London; two golds); William Woolsey (1952, 1956, Helsinki and Melbourne; one gold, one silver). "The latter four are products of great Olympic swimming coach, Shoichi Sakamoto, who unfortunately could not be here today. It is really a special pride to me because my mother also swam under Coach Sakamoto when she was at Baldwin High School."

Weightlifting: Dr. Peter George (1948, 1952 and 1956; one gold, two silver), "a gentleman who has done much to keep the Olympians in Hawaii together. He has kept communications with them and has been a great help to myself and to Senator Chang"; Emerick Ishikawa (1948, one bronze); and Tommy Kono (1952, 1956, 1960, Helsinki, Melbourne, Tokyo; two gold, one silver).

Volleyball: Thomas Haine (1968, Mexico City); Fanny Hopeau (1968, Mexico City); and Micki McFadden (1968, Mexico City).

Yachting: David McFaul (1976, Montreal, one silver), "hopefully will be a member of the 1984 Olympics in Los Angeles."

Shooting: John Beaumont (1956, Melbourne)."

Orchid leis were then presented to the honorees by Representatives Okamura, Kim, Say, Takamine, Stanley, Rohlfing, Hayes, Ikeda, Chun, Wong, Hashimoto, Tungpalan, Marumoto, Tam, Taniguchi, Hirono and Isbell, respectively.

Representative Hagino then asked the following guests who were seated

in the gallery to stand and be recognized: Susan Berk, George Step (guest of Mariechen Jackson), Wendy George, Florence Konno, Brian Hopeau, Dan McFadden and Patti McFaul.

At 11:57 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "for the purpose of extending our personal aloha to our honorees this morning."

The House of Representatives reconvened at 12:08 o'clock p.m.

By unanimous consent, the following resolutions (H.R. Nos. 230 to 241) and concurrent resolutions (H.C.R. Nos. 92 to 95) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 230) requesting an assessment of a method to produce dairy feed within the State was jointly offered by Representatives Takamine, Kiyabu-Saballa, Matsuura and Nakata.

A resolution (H.R. No. 231) requesting efforts to establish the beekeeping industry in South Kohala was jointly offered by Representatives Takamine, Bunda, Hee, Kiyabu-Saballa, Matsuura, Menor, Nakata and Souki.

A resolution (H.R. No. 232) requesting the State to acquire the Kohala Ditch System was jointly offered by Representatives Takamine, Bunda, Crozier, Dang, Hashimoto, Hee, Isbell, Kawakami, Kiyabu-Saballa, Levin, Matsuura, Menor, Nakata, Okamura, Say, Segawa and Souki.

A resolution (H.R. No. 233) urging the granting of preference to the Luluku banana farmers in the State Agricultural Park Program was jointly offered by Representatives Nakata, Takamine, Crozier, Hee, Menor and Souki.

A resolution (H.R. No. 234) requesting the federal government to determine health risks of pesticides and other related chemicals in the environment was jointly offered by Representatives Okamura, Kiyabu-Saballa and Menor.

A resolution (H.R. No. 235) relating to pesticide usage by the military was jointly offered by Representatives Okamura, Kiyabu-Saballa and Menor.

A resolution (H.R. No. 236) re-

questing a study of pesticide and water quality policies, statutes, and administrative rules was jointly offered by Representatives Okamura, Kiyabu-Saballa and Menor.

A resolution (H.R. No. 237) requesting the State Tax Review Commission to examine measures to encourage the flow of venture capital into Hawaii was jointly offered by Representatives Rohlfing, Anderson, Andrews, Baker, Hashimoto, Hayes, Honda, Ikeda, Isbell, Lardizabal, Say, Shito and Stanley.

A resolution (H.R. No. 238) requesting provisions for yacht charter operations at Kewalo Basin was jointly offered by Representatives Hayes, Andrews, Apo, Blair, Hashimoto, Hirono, Honda, Isbell, Lardizabal, Levin, Nakata, Say, Segawa, Shito, Stanley, Takamine, Tam, Taniguchi and Wong.

A resolution (H.R. No. 239) requesting an opinion from the Attorney General regarding motor vehicle safety was jointly offered by Representatives Hayes, Andrews, Apo, Blair, Chun, Crozier, Hashimoto, Hirono, Honda, Isbell, Lardizabal, Leong, Levin, Say, Segawa, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Wong and Yoshimura.

A resolution (H.R. No. 240) requesting alleviation of traffic congestion on the Waipahu On-Ramp to the Honolulu-bound H-1 Freeway was jointly offered by Representatives Shito, Kihano, Menor, Taniguchi, Crozier and Kiyabu-Saballa.

A resolution (H.R. No. 241) requesting the Department of Education to conduct a study on schools exhibiting a high teacher-turnover rate and the impact on student performance was jointly offered by Representatives Jones, Albano, Anderson, Andrews, Apo, Dang, Hagino, Hashimoto, Hee, Hirono, Ikeda, Isbell, Kim, Kiyabu-Saballa, Leong, Levin, Menor and Nakata.

A concurrent resolution (H.C.R. No. 92) requesting the State to acquire the Kohala Ditch System was jointly offered by Representatives Takamine, Bunda, Crozier, Dang, Hashimoto, Hee, Isbell, Kawakami, Kiyabu-Saballa, Levin, Matsuura, Menor, Nakata, Okamura, Say, Segawa and Souki.

A concurrent resolution (H.C.R. No. 93) requesting a study of pesticide and water quality policies, statutes, and administrative rules was

jointly offered by Representatives Okamura, Kiyabu-Saballa and Menor.

A concurrent resolution (H.C.R. No. 94) requesting the federal government to determine health risks of pesticides and other related chemicals in the environment was jointly offered by Representatives Okamura, Kiyabu-Saballa and Menor.

A concurrent resolution (H.C.R. No. 95) relating to pesticide usage by the military was jointly offered by Representatives Okamura, Kiyabu-Saballa and Menor.

At this time, Representative

Marumoto, on behalf of the members of the House, extended birthday greetings to Representative Kihano.

Representative Ige then rose and requested waiver of the 48-hour notice requirement for hearings on Senate Bill Nos. 2123-84 and 1629-84, SD 1, and the Chair, "so ordered."

ADJOURNMENT

At 12:13 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 19, 1984.

THIRTY-EIGHTH DAY

Monday, March 19, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:33 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Mrs. Colleen Metcalf representing Christian Science Society of Wahiawa, after which the Roll was called showing all members present with the exception of Representatives Baker and Honda, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Thirty-Fourth and Thirty-Sixth Days.

Representative Segawa moved that the reading of the Journals be dispensed with and the Journals of the Thirty-Fourth and Thirty-Sixth Days be approved, seconded by Representative Marumoto.

At 11:38 o'clock a.m., at the request of Representative Hee, the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:42 o'clock a.m.

The motion was put by the Chair and carried, and the Journals of the Thirty-Fourth and Thirty-Sixth Days were approved.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 185) transmitting Senate Concurrent Resolution No. 44 supporting the findings and recommendations of the United States Senate Committee on Appropriations, Subcommittees on Labor, Health and Human Services, Education and related agencies, Native Hawaiian Educational Assessment Project, which was adopted by the Senate on March 16, 1984, was read by the Clerk and was placed on file.

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

Representative Leong introduced former faculty member at Waiialua High School and currently the athletic director at Moanalua High

School, Mr. Hank Kubota.

Representative Okamura introduced three national judo champions, Yoshihito Ishii, Koichi Kano and Hitoshi Sada who were accompanied by their Sensei, Mr. Tsutsumi Teisuke from Japan.

Representative Graelty introduced 25 Student Council Officers from the fourth, fifth and sixth grades at Red Hill Elementary School.

Representative Shito introduced a "good friend and supporter, Big John Lessary."

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

Senate Bill No. 1629-84 was re-referred to the Committee on Human Services, then to the Committee on Finance.

Senate Bill No. 1766-84 was jointly re-referred to the Committees on Transportation, Education and Human Services.

House Resolution No. 145 was jointly re-referred to the Committees on Education; and Employment Opportunities and Labor Relations.

STANDING COMMITTEES REPORTS

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 531-84) recommending that H.R. No. 53 be adopted.

On motion by Representative Hirono, seconded by Representative Tam and carried, the report of the Committee was adopted and H.R. No. 53 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. 532-84) recommending that H.R. No. 50, as amended in HD1, be adopted.

On motion by Representative Hirono, seconded by Representative

Tam and carried, the report of the Committee was adopted and H.R. No. 50, HD1 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.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 249 to 250) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 249) congratulating singer-composer Audy Kimura for his musical achievements and contributions was jointly offered by Representatives Okamura, Taniguchi, Yoshimura, Takamine, Blair, Albano, Anderson, Andrews, Apo, Bunda, Chun, Crozier, Dang, Grauly, Hagino, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Ikeda, Isbell, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakata, Say, Segawa, Shito, Souki, Stanley, Tam, Tom, Tungpalan and Wong.

On motion by Representative Okamura, seconded by Representative Taniguchi and carried, H.R. No. 249 was adopted.

Representative Okamura rose and stated:

"Mr. Speaker and members of this honorable body: Audy Kimura, as you all know, is a native home-grown musician and composer from Manoa. All of you also know about his capturing five hoku awards presented by the Hawaii Academy of recording arts. But not all of us know the Audy Kimura who started his musical interests as an eighth grader at Punahou School. His parents, his mom and dad, Mr. and Mrs. Bert Kimura, who are here today, are to be congratulated on their son's achievements. They gave him life, and he has live his to the fullest.

"Surprisingly, Audy is . . . not surprisingly, Audy is a real humanist. Surprisingly, Audy really likes other things even greater than music. His greatest interest is camping. He loves the outdoors, the open air among green trees and nature. He has run two Honolulu Marathons, and about three years ago, began swimming. He finds the

exhilaration of cutting through the water at Manoa Pool, Ala Moana and Waikiki beaches a real thrill. Two years ago, Audy swam and finished the tough course.

"Audy is truly a man for all seasons. His mellow music reflects his philosophical, contemplative side. His compositions are personal reflections. They represent a struggle to cope with human beings and their relationships. His agents and friends, Blythe Arakawa, personal agent; and Dave Kelly, business manager, have seen to it that he continues to further his interests and talents. His friends and listeners have also seen to that.

"We, the listeners in his audience today, are proud and happy to have Audy and his parents and agents share himself with us in the State House of Representatives. We honor him as a poet-singer-composer of Hawaii, as a native son who is also a citizen of this modern world. We thank him for his hard work and struggles and wish him the best as he continues to pursue and look for the good life.

"Now Audy has been described by various people as an accountant, an engineer, and an elevator mechanic. He is, in a lot of ways, a very eccentric musician. Yet he's a great, humble, down-to-earth person and he really is an inspiration to all of us.

"We thank him for his gifts. Mahalo nui loa, Audy."

Representative Taniguchi rose and stated:

"Mr. Speaker, I'd be remiss if I didn't rise to extend my greetings to Audy and his parents. They were next door neighbors of mine. They were very good neighbors and very fine people.

"Mr. Speaker, I'm one who knew Audy when he was still a struggling young artist. May I say that he's still a very fine person, success has not changed him. Success has made him an even greater person.

"One of the things that I'll always remember is that, Audy never really pushed his music. Whenever I'd see him, he'd always say, "Brian, let's go running, let's go jogging." That's what I'll always remember about Audy.

"We're proud of you, Audy. Congratulations."

Representative Dang rose and stated:

"Representative Morgado and I were Punahou, 1971 classmates of Audy Kimura. And when we were in high school, we were all involved in diverse activities. For example, Audy was involved in ROTC and the rifle team and the Camera Club. Little did we know then that Audy would grow up to be a singer-composer, and that Representative Morgado and I would grow up to be politicians. Today, even though we are all involved in different, diverse professions, there are some that would say our professions have one thing in common - we entertain the public at times. Thank you."

At this time, Representative Okamura introduced the honoree to the members of the House; his parents, Mr. and Mrs. Bert Kimura; and his personal manager, Mr. Blythe Arakawa.

At this time, Representatives Kiyabu-Saballa, Taniguchi, Hashimoto and Kim presented leis to the honoree, his parents and manager, and Representative Okamura presented a certified copy of the resolution.

A resolution (H.R. No. 250) recognizing and commending the Hawaii Families and Friends of Schizophrenics, Inc. for their efforts to help those afflicted with schizophrenia, for educating the public, and for providing other support services was jointly offered by Representatives Blair, Albano, Bunda, Chun, Graulty, Hirono, Ige, Kim, Kiyabu-Saballa, Menor, Nakata, Stanley, Takamine, Taniguchi, Wong and Peters.

On motion by Representative Blair, seconded by Representative Chun and carried, H.R. No. 250 was adopted.

Representative Blair rose and stated:

"Mr. Speaker, a year ago, if you'd asked me about schizophrenia, the only thing that would have come to my mind is a handful of bag ladies or bums, or what we would refer to as bums, I think very unjustly, on the Fort Street Mall. I think that's the common misconception. Since then, I've learned somewhat more, though I must confess that I'm woefully ignorant. But there is, apparently, a change for the better, and I think that the Governor's proclamation that this be the Hawaii Families and

Friends of Schizophrenics Week, as well as action taken by this House earlier in this session indicates that we are making progress.

"The most striking thing to me was the discovery that this disease afflicts 1% of our population. That really boggled my mind to think that in Hawaii there could be 10,000 people thus afflicted. So this is a very significant matter for our community to be concerned about. It's been hidden from the public, to a great degree, first by institutionalization, and then just by the stigma that I feel is unfortunately still attached to the disease.

"Through the efforts of a very persevering and caring and determined group, the Hawaii Families and Friends of Schizophrenia, we see that changing now. It's coming out into the open where it can be better addressed and where there is hope for the future. And I think that in that sense we are here today to celebrate the hope rather than to dwell on the problem itself, though the problem will not go away unless the individuals on this floor today, both the members of the House and our guests continue their efforts in this direction."

At this time, Representative Blair introduced four members of the Hawaii Families and Friends of Schizophrenia: Mr. Edward Sullan, President; Mr. Peter Iha, Vice President; Peggy Uemura, Chairperson for the week; and Fredda Sullan, Secretary-Treasurer.

Representative Blair then acknowledged the representatives of the various catchment areas who were seated in the gallery.

Representatives Chun, Wong, Okamura and Tam presented leis to the honorees and Representative Blair presented the certified copy of the resolution.

At 12:03 o'clock p.m., the Chair declared a recess for the purpose of the extending the Aloha of the members of the House to the honorees, subject to the call of the Chair.

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

By unanimous consent, the following resolutions (H.R. Nos. 243 to 248) and concurrent resolutions (H.C.R. Nos. 96 to 97) were referred to the Committee on Legislative Management.

and further action was deferred:

A resolution (H.R. No. 243) requesting a review of the emergency medical services system was offered by Representative Ikeda.

A resolution (H.R. No. 244) requesting a study of the feasibility of establishing a learning center within an existing high school for gifted and talented children in the performing arts was jointly offered by Representatives Gaulty, Andrews, Bunda, Chun, Crozier, Hashimoto, Hayes, Honda, Ikeda, Kihano, Matsuura, Medeiros, Menor, Okamura, Shito, Tam and Tungpalan.

A resolution (H.R. No. 245) relating to Kahana Valley State Park was jointly offered by Representatives Nakata, Anderson, Apo, Hagino, Hee, Isbell, Kiyabu-Saballa, Lardizabal, Menor, Okamura, Tam, Taniguchi and Wong.

A resolution (H.R. No. 246) requesting a study on general aviation's contribution to the State of Hawaii was offered by Representative Anderson.

A resolution (H.R. No. 247) requesting that Congress enact legislation mandating the appointment of at least one Hawaii resident as representative or alternative representative on the South Pacific Commission was jointly offered by Representative Peters, Rohlfing, Anderson, Blair, Dang, Hashimoto, Honda, Ikeda, Isbell, Jones, Kihano, Marumoto, Medeiros and Say.

A resolution (H.R. No. 248) requesting a review of the collective bargaining law was jointly offered by offered by Representatives Yoshimura, Albano, Anderson, Bunda, Hayes, Honda, Kim, Lardizabal, Levin, Medeiros, Nakasato, Stanley, Taniguchi and Wong.

A concurrent resolution (H.C.R. No. 96) relating to Kahana Valley State Park was jointly offered by Representatives Nakata, Anderson, Apo, Hagino, Hee, Isbell, Kiyabu-Saballa, Lardizabal, Menor, Okamura, Tam, Taniguchi and Wong.

A concurrent resolution (H.C.R. No. 97) requesting that Congress enact legislation mandating the appointment of at least one Hawaii resident as representative or alternate representative on the South Pacific Commission was jointly offered by Representatives Peters and Rohlfing.

At this time, Representative Tom requested that the 48-hour notice requirement on hearings be waived on all Senate bills to be heard on Wednesday, and the Chair "so ordered."

ADJOURNMENT

At 12:20 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, Tuesday, March 19, 1984.

THIRTY-NINTH DAY

Tuesday, March 20, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Reverend Edith Wolfe of the Hawaii Conference of the United Church of Christ, after which the Roll was called showing all members present with the exception of Representatives Anderson, Baker, Hee, Ikeda, Morgado, Say, Tam, Taniguchi and Tungpalan, who were excused.

By unanimous consent, reading of the Journal of the Thirty-Eighth Day was deferred.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 186) returning H.B. No. 1422, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCESSED MILK", which passed Third Reading in the Senate on March 19, 1984, in an amended form, was read by the Clerk and was placed on file.

By unanimous consent, H.B. No. 1422, HD 1, as amended by the Senate, was placed on the Clerk's desk, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1422, HD 1, SD 1, were made available to the members of the House at 11:30 o'clock a.m.

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

Representative Matsuura introduced Mr. John Hankins, "a person that reminds me of a missionary whose efforts and whose enthusiasm has been totally an all-out effort to have Hilo having a first-class hospital", and Mrs. Hankins.

Representative Kiyabu introduced 56 fifth grade students from Jefferson Elementary School. They were accompanied by their teachers, Mrs. Takayama and Mrs. Moriyama; and parents, Mrs. Davis and Mrs. LaNeve.

Representative Kiyabu-Saballa introduced 5 students from Campbell High School in the CSEP Program, as follows: Troy Ontiveros, Regina

Greene, James Baliquat, Jon Bustamente and Daryl Garcia. They were accompanied by their teacher, Mr. Moses Kim.

Representative Marumoto introduced David Albert, her student intern from Punahou School, and his mother, Carolyn Albert, and relatives from Perry, Iowa -- Justin and Ann Godshack, and their grandmother Lillian.

Representative Chun introduced Mrytle Shuttingburg, "who is past 80 but year in and year out has been very active lobbying for the senior citizens."

Representative Menor introduced a group of 22 students from Hawaiian Mission Elementary School. They were accompanied by their head teacher, Miss Marjorie Smith; teacher's aide, Lenore Torkelsen; and bus driver, Seraphine Carvalho. "In the group is Stephanie Soto, a daughter of somebody who is very close to me. Her father is very active in the Mililani community. He is the former President of the Mililani Jaycees, past officer of the State Young Jaycees organization, upcoming President of the Mililani Town Association and he also happens to be my campaign manager and he also happens to be here seated in the gallery. His name is Roger Soto." Representative Menor then asked all of them to stand and be recognized.

At this time, the Chair directed the Clerk to note the presence of Representatives Hee, Ikeda, Morgado, Say, Tam and Taniguchi.

ORDER OF THE DAY

COMMITTEE REASSIGNMENT

The following Senate Bills were re-referred as follows:

S.B. Nos. Re-referred to:

2093-84 Committee on Public Employment and Government Operations, then to the Committee on Finance

1816-84 Committee on Consumer Protection and Commerce

STANDING COMMITTEE REPORTS

Representative Say, for the Com-

mittee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 533-84) recommending that H.C.R. No. 50, as amended in HD 1, 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.C.R. No. 50, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A STUDY OF THE PUBLIC AUTHORITY DEVICE FOR THE DEPARTMENT OF HAWAIIAN HOME LANDS", 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. 534-84) recommending that H.R. No. 173, as amended in HD 1, 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.R. No. 173, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THAT THE GOVERNOR ACTIVELY ENCOURAGE THE HOMEPORTING OF A LARGER SEGMENT OF THE U.S. FLEET AT PEARL HARBOR", 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. 535-84) recommending that H.C.R. No. 71, as amended in HD 1, 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.C.R. No. 71, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE GOVERNOR ACTIVELY ENCOURAGE THE HOMEPORTING OF A LARGER SEGMENT OF THE U.S. FLEET AT PEARL HARBOR", 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. 536-84) recommending that H.R. No. 74, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Marumoto, seconded by Representative Matsuura and carried, the report of

the Committee was adopted and H.R. No. 74, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF SPONSORING A VENTURE CAPITAL CONFERENCE", 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. 537-84) recommending that H.C.R. No. 18, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Marumoto, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.C.R. No. 18, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF SPONSORING A VENTURE CAPITAL CONFERENCE", was referred to the Committee on Finance.

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 538-84) recommending that H.R. No. 130 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.R. No. 130, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII VISITORS BUREAU TO ESTABLISH A PANIOLA COUNTRY THEME PARK IN WAIMEA, HAWAII", was referred to the Committee on Finance.

Representatives Nakasato and Hashimoto, for the Committees on Tourism and Education, presented a joint report (Stand. Com. Rep. No. 539-84) recommending that H.R. No. 113 be referred to the Committee on Finance.

On motion by Representative Nakasato, seconded by Representative Hashimoto and carried, the joint report of the Committees was adopted and H.R. No. 113, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII VISITORS BUREAU TO DEVELOP A PROGRAM TO ENABLE THE MCDONALDS HULA BOWL MARCHING BAND TO PERFORM YEAR ROUND IN ACTIVITIES TO PROMOTE HAWAII", was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Devel-

opment and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 540-84) recommending that H.C.R. No. 49, as amended in HD 1, be adopted.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.C.R. No. 49, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES GOVERNMENT TO PROMPTLY NEGOTIATE THE RETURN OF HAWAIIAN HOME LANDS AT LUALUALEI, ISLAND OF OAHU, STATE OF HAWAII, TO THE JURISDICTION OF THE HAWAIIAN HOMES COMMISSION", was adopted.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 541-84) recommending that H.R. No. 73, as amended in HD 1, be adopted.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.R. No. 73, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE COMMITTEE ON WATER, LAND USE, DEVELOPMENT AND HAWAIIAN AFFAIRS TO STUDY ALTERNATE MEANS OF RECYCLING GREYWATER IN AN EFFORT TO INCREASE THE EFFICIENT USE OF HAWAII'S LIMITED WATER RESOURCES", was adopted.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 542-84) recommending that H.C.R. No. 51, as amended in HD 1, be adopted.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.C.R. No. 51, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION TO ADOPT AND DECLARE THAT THE PRESENT PLAN UNDER WHICH THE HAWAII STATE AGENCY FOR SURPLUS PROPERTY IS OPERATING HAS BEEN DEVELOPED BY THE LEGISLATURE TO BE THIS STATE'S PERMANENT PLAN OF OPERATION AS CONTEMPLATED BY SECTION 203(J) (4) (A) OF THE FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT OF 1949, AS AMENDED BY PUBLIC LAW 94-519", was adopted.

Representative Say, for the Com-

mittee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 543-84) recommending that H.R. No. 158, as amended in HD 1, be adopted.

On motion by Representative Say, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.R. No. 158, HD 1, entitled: "HOUSE RESOLUTION RECOGNIZING ALEXANDER AND BALDWIN, INC. FOR ITS MANY YEARS OF OUTSTANDING SERVICE TO THE RESIDENTS OF MAUI COUNTY AND THE STATE OF HAWAII BY ALLOWING THE USE OF THE KAHULUI FAIRGROUNDS FOR THE ANNUAL MAUI COUNTY FAIR", was adopted.

Representatives Nakasato and Hagino, for the Committees on Tourism and Higher Education and the Arts, presented a joint report (Stand. Com. Rep. No. 544-84) recommending that H.R. No. 123 be adopted.

On motion by Representative Nakasato, seconded by Representative Hagino and carried, the joint report of the Committees was adopted and H.R. No. 123, entitled: "HOUSE RESOLUTION URGING THE RESORTS, HOTELS, AND TOURIST RELATED INDUSTRIES, THE HAWAII VISITORS BUREAU, AND STATE AND COUNTY AGENCIES TO WORK TOGETHER WITH VARIOUS CULTURAL ORGANIZATIONS TO PROMOTE TOURISM AND HAWAII'S NUMEROUS MULTICULTURAL EVENTS", was adopted.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 251 to 257) and concurrent resolution (H.C.R. No. 98) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 251) urging the United States, the Soviet Union and the United Kingdom to agree upon a Comprehensive Test-Ban Treaty was jointly offered by Representatives Kiyabu-Saballa, Albano, Hee, Leong and Souki.

A resolution (H.R. No. 252) urging the United States to adopt a policy of no-first-use of nuclear weapons was jointly offered by Representatives Kiyabu-Saballa, Albano, Hee, Leong and Souki.

A resolution (H.R. No. 253) con-

cerning structural problems at the College of Business Administration building complex was jointly offered by Representatives Hagino and Apo.

A resolution (H.R. No. 254) urging retail merchants to voluntarily curtail the import and sale of drug paraphernalia items was jointly offered by Representatives Ikeda and Stanley.

A resolution (H.R. No. 255) requesting an examination of Ka'u High School's need for a new vocational-technical building was jointly offered by Representatives Levin and Isbell.

A resolution (H.R. No. 256) requesting the Tax Review Commission to conduct a study and provide recommendations regarding the general excise tax exemption contained in Hawaii Revised Statutes, Section 237-23 as extending "to activities of non-profit hospitals, infirmaries, and sanitarium as such" was offered by Representative Blair.

A resolution (H.R. No. 257) requesting the Legislative Reference Bureau to conduct a study of the pricing and marketing structure of petroleum products in Hawaii was offered by Representative Shito.

A concurrent resolution (H.C.R. No. 98) requesting the Tax Review Commission to conduct a study and provide recommendations regarding

the general excise tax exemption contained in Hawaii Revised Statutes, Section 237-23 as extending "to activities of non-profit hospitals, infirmaries, and sanitarium as such" was offered by Representative Blair.

At 11:48 o'clock a.m., Representative Hagino asked for a recess and the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:50 o'clock a.m., the Chair directed the Clerk to note the presence of Representative Tungpalan.

At this time, Representative Hagino requested waiver of the 48-hour notice requirement for the purpose of hearing H.C.R. No. 40, and the Chair "so ordered."

Representative Albano then requested permission to make a late introduction and introduced his cousin from Manila, Mr. Eddie Alanzo, to the members of the House and audience.

ADJOURNMENT

At 11:54 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 21, 1984.

FORTIETH DAY

Wednesday, March 21, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:37 o'clock a.m., with the Vice Speaker presiding.

The Divine Blessing was invoked by Dr. Larry M. Beers representing the Baha'i Faith, after which the Roll was called showing all members present with the exception of Representatives Baker, Bunda and Peters, who were excused.

By unanimous consent, reading of the Journal was deferred.

GOVERNOR'S MESSAGE

A message from the Governor (Gov. Msg. No. 4A) transmitting copies of the State's C.I.P. Status Report - Construction Summary, prepared by the Department of Planning and Economic Development, was read by the Clerk and placed on file.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 187) transmitting Senate Concurrent Resolution No. 55 requesting the Governor to proclaim May 7 to 13 as National Photo Week, which was adopted by the Senate on March 20, 1984, was read by the Clerk and was placed on file.

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

Representative Crozier introduced Daisy Ponce and Bernadette Solomon from Ilima Intermediate School who are part of the legislative awareness program.

Representative Kiyabu introduced 28 fifth graders from Thomas Jefferson Elementary School who were accompanied by their teacher, Mrs. Heatherman and parent, Mrs. Bourget.

Representative Okamura introduced 15 student leaders from the Central District intermediate and high schools who were accompanied by Mr. Harold Higashi and Mr.

Alan Lui.

Representative Kiyabu-Saballa introduced 2 students from Ilima Intermediate School, Peter Barnhart and Paul Sweet.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

Senate Bill No. 1450-84 was referred to the Committee on Corrections and Reahabilitation.

Senate Bill No. 1847-84 was referred 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. 545-84) recommending that S.B. No. 285, SD1, 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 S.B. No. 285, SD1, HD1 entitled: "A BILL FOR AN ACT RELATING TO STATUTE OF LIMITATIONS FOR MOTOR VEHICLE REPARATIONS", passed Second Reading and was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 260 to 263) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 260) honoring the memory and contributions of Robert B. Faus, M.D. and extending condolences and deepest sympathy to his family was jointly offered by Representatives Rohlfing, Anderson, Andrews, Crozier, Dang, Hagino, Hirono, Ige, Ikeda, Isbell, Jones, Kawakami, Lardizabal, Marumoto, Medeiros, Say, Shito, Tam and Taniguchi.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, H.R. No. 260 was adopted.

A resolution (H.R. No. 261) con-

gratulating Isabel M. Tagala on becoming the first woman president of a Chamber of Commerce in Hawaii was jointly offered by Representatives Chun, Albano, Baker, Blair, Dang, Grauly, Hayes, Hee, Hirono, Jones, Kihano, Kiyabu-Saballa, Leong, Levin, Nakasato, Okamura, Wong and Yoshimura.

On motion by Representative Chun, seconded by Representative Albano and carried, H.R. No. 261 was adopted.

Representative Chun then rose and stated:

"Mr. Speaker, the resolution speaks for itself. Mrs. Tagala has shown to all of us that in areas where these offices were predominated by men, now women dare to tread."

At this time, Representative Chun introduced the honoree to the members of the House. Mrs. Tagala was accompanied by her son, Dr. Gabino Tagala Vinzones.

Representatives Albano and Kim presented the honoree and her son with leis and Representative Chun presented the certified copy of the resolution.

Representative Chun acknowledged the presence of Cecelia Villafuerte, Vice President of the Filipino Savings and Loan; Teresita Okihara, Chairman of the Committee on the Status of Women; Major T. Vergera, retired; and Edna Alikpala, Secretary of the Filipino Chamber of Commerce who were seated in the gallery.

A resolution (H.R. No. 262) congratulating the Chinese Community, Honorary Chinatown Mayor Walter Chang, the Chinatown Merchants Association, the Honolulu Chinese Jaycees, and the Honolulu Chinese Jaycees Women on the success of the 10th annual "Night in Chinatown" festival was jointly offered by Representatives Tam, Albano, Andrews, Blair, Chun, Crozier, Hagino, Hashimoto, Hee, Hirono, Honda, Ige, Kiyabu-Saballa, Leong, Levin, Matsuura, Medeiros, Menor, Nakata, Rohlfing, Say, Shito, Souki, Wong and Yoshimura.

On motion by Representative Tam, seconded by Representative Nakata and carried, H.R. No. 262 was adopted.

A resolution (H.R. No. 263) extending recognition and appreciation to Walter Won Chang, honorary Mayor

of Honolulu's Chinatown was jointly offered by Representatives Tam, Albano, Anderson, Andrews, Chun, Crozier, Dang, Grauly, Hagino, Hashimoto, Ikeda, Isbell, Jones, Kiyabu-Saballa, Lardizabal, Morgado, Nakata, Say, Takamine, Tungpalan and Yoshimura.

On motion by Representative Tam, seconded by Representative Nakata and carried, H.R. No. 263 was adopted.

Representative Tam rose and stated:

"This morning, I am honored to introduce to you and my colleagues, members of the Merchants of Chinatown; also, Vice President of the Honolulu Chinese Jaycees women; and the President of the Honolulu Chinese Jaycees.

"Unfortunately at this time, I've just received a phone call that Mr. Walter Chang is not here due to illness. I might add that Mr. Walter Chang is 81 years old this year.

"I'd like to give credit to these people who have devoted much of their time to the 'Night in Chinatown' festivities on February 2, 1984 - a celebration of the Chinese New Year. Also, I'd like to add that as a personal friend of mine, Mr. Walter Chang has done much for the Chinese community and wish to thank him very much. Thank you, Mr. Speaker."

Representatives Hashimoto then presented a lei to Mr. Frank Seto, President of the Chinatown Merchants Association; Representative Kim presented a lei to Mr. Sun Hung Wong, Secretary of the Chinatown Merchants Association; Representative Tom presented a lei to Miss Ely Chan, member of the Chinatown Merchants Association; Representative Hee presented a lei to Mrs. Jolene Goo, Vice President of Community Development of the Honolulu Chinese Jaycees Women; and Representative Kiyabu-Saballa presented a lei to Mr. Arthur Fu, President of the Honolulu Chinese Jaycees. Representatives Say, Leong and Tam presented the certified copies of the resolution.

At this time, Representative Crozier made a late introduction acknowledging 25 students from Bingham Tract School who were accompanied by their teacher, Mrs. Patricia Kugiya.

At 11:58 o'clock a.m., the Chair

declared a recess for the purpose of extending the Aloha of the members of the House to the honorees, subject to the call of the Chair.

The House of Representatives reconvened at 12:04 o'clock p.m.

By unanimous consent, the following resolution (H.R. Nos. 258 to 259 and 264) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 258) requesting that the Insurance Commissioner of the Department of Commerce and Consumer Affairs, State of Hawaii, study the feasibility of granting exemptions from the licensing requirements of insurance agents under certain circumstances was jointly offered by Representatives Kihano, Andrews, Crozier, Isbell, Lardizabal, Leong, Morgado, Rohlring, Takamine and Taniguchi.

A resolution (H.R. No. 259) requesting an informational meeting to discuss the feasibility of designating different agencies to implement the proposed water code was jointly offered by Representative Say.

A resolution (H.R. No. 264) urging the immediate protection of depositors

of Manoa Finance Company, Inc., and great Hawaiian Financial Corporation was offered by Representative Taniguchi.

A concurrent resolution (H.C.R. No. 99) urging the immediate protection of depositors of Manoa Finance Company, Inc., and Great Hawaiian Financial Corporation was offered by Representative Taniguchi.

At this time, Representative Albano requested that the 48-hour requirement on hearings be waived on S.B. No. 2093-84 and the Chair "so ordered."

At 12:07 o'clock p.m., at the request of Representative Kiyabu, the Chair declared a recess, subject to the call of the Chair.

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

ADJOURNMENT

At 12:12 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 22, 1984.

FORTY-FIRST DAY

Thursday, March 22, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Harvey Angel, Pastor of the First Baptist Church of Haleiwa, after which the Roll was called showing all members present with the exception of Representatives Baker, Kiyabu-Saballa, Morgado, Taniguchi and Tungpalan, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Thirty-Third 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-Third Day was approved.

By unanimous consent, reading of the Journal of the Fortieth Day was deferred.

At this time, Representative Kiyabu introduced to the members of the House and audience 34 fifth grade students from Liholiho Elementary School. They were accompanied by their teacher, Mr. Harry Wong.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 222 to 227, 230 to 241, 243 to 248 and 251 to 259) and concurrent resolutions (H.C.R. Nos. 88 to 98 and S.C.R. Nos. 44 and 55) were disposed of as follows:

H.R. Nos. Referred to:

- 222 Committee on State General Planning, then to the Committee on Finance
- 223 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and State General Planning, then to the Committee on Finance
- 224 Committee on State General Planning, then to the Committee on Finance

225 Committee on State General Planning, then to the Committee on Finance

226 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and State General Planning, then to the Committee on Finance

227 Jointly to the Committees on Human Services and Employment Opportunities and Labor Relations

230 Jointly to the Committees on Agriculture and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance

231 Jointly to the Committees on Agriculture and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance

232 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Agriculture, then to the Committee on Finance

233 Jointly to the Committees on Agriculture and Water, Land Use, Development and Hawaiian Affairs

234 Jointly to the Committees on Energy, Ecology and Environmental Protection and Health

235 Committee on Energy, Ecology and Environmental Protection

236 Jointly to the Committees on Energy, Ecology and Environmental Protection; Health; and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance

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

238 Committee on Transportation, then to the Committee on Finance

239 Jointly to the Committees on Transportation and Judiciary, then to the Committee on Finance

240 Committee on Transportation, then to the Committee on Finance

241 Committee on Education, then to the Committee on Finance

243 Committee on Health

244 Jointly to the Committees on

- Education and Higher Education and the Arts, then to the Committee on Finance
- 245 Committee on Water, Land Use, Development and Hawaiian Affairs
- 246 Committee on Transportation, then to the Committee on Finance
- 247 Committee on Judiciary
- 248 Committee on Public Employment and Government Operations, then to the Committee on Legislative Management
- 251 Committee on Judiciary
- 252 Committee on Judiciary
- 253 Committee on Higher Education and the Arts
- 254 Jointly to the Committees on Judiciary and Consumer Protection and Commerce
- 255 Committee on Education
- 256 Committee on Finance
- 257 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 258 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 259 Committee on Water, Land Use, Development and Hawaiian Affairs

H.C.R. Nos.

- 88 Committee on State General Planning, then to the Committee on Finance
- 89 Committee on State General Planning, then to the Committee on Finance
- 90 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs; and State General Planning, then to the Committee on Finance
- 91 Committee on State General Planning, then to the Committee on Finance
- 92 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Agriculture, then to the Committee on Finance
- 93 Jointly to the Committees on
- Energy, Ecology and Environmental Protection; Health; and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
- 94 Jointly to the Committees on Energy, Ecology and Environmental Protection and Health
- 95 Committee on Energy, Ecology and Environmental Protection
- 96 Committee on Water, Land Use, Development and Hawaiian Affairs
- 97 Committee on Judiciary
- 98 Committee on Finance

S.C.R. Nos.

- 44 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Education
- 55 Committee on Higher Education and the Arts

STANDING COMMITTEE REPORTS

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 546-84) recommending that S.B. No. 785, SD 1, 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 S.B. No. 785, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CREDIT SALES", 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. 547-84) recommending that S.B. No. 1551-84, SD 2, 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 S.B. No. 1551-84, SD 2, entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS", 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. 548-84) recommending that S.B. No. 1541-84 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 S.B. No. 1541-84, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING", 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. 549-84) recommending that H.R. No. 167 be referred to the Committee on Finance.

On motion by Representative Hayes, seconded by Representative Andrews and carried, the report of the Committee was adopted and H.R. No. 167, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE TRANSFER OF THE SADDLE ROAD ON THE ISLAND OF HAWAII TO THE STATE HIGHWAY SYSTEM", 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. 550-84) recommending that S.B. No. 1918-84, SD 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 S.B. No. 1918-84, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII", passed Second Reading and was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 265 to 278) and concurrent resolutions (H.C.R. Nos. 100 to 109) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 265) requesting a review of the interstate transmission of criminal justice data and information was offered by Representative Stanley.

A resolution (H.R. No. 266) requesting a study of the possibility of establishing a hotel room tax was jointly offered by Representatives Hayes, Albano, Andrews, Apo, Chun,

Grauly, Ikeda, Kiyabu-Saballa, Lardizabal, Leong, Levin, Menor, Nakasato, Nakata, Okamura, Say, Taniguchi and Yoshimura.

A resolution (H.R. No. 267) requesting the City and County of Honolulu to conduct a demonstration to test the need for and the effect of widening sidewalks on Kalakaua Avenue was jointly offered by Representatives Hayes, Albano, Anderson, Andrews, Apo, Chun, Crozier, Dang, Ige, Ikeda, Isbell, Jones, Lardizabal, Leong, Levin, Menor, Nakasato, Okamura, Taniguchi and Yoshimura.

A resolution (H.R. No. 268) requesting the Judiciary, the Department of Land and Natural Resources, and the Hawaii State Bar Association to develop further rules with regard to the practices and procedures of the land court was jointly offered by Representatives Hayes, Albano, Andrews, Apo, Chun, Dang, Grauly, Ikeda, Jones, Kiyabu-Saballa, Lardizabal, Leong, Levin, Menor, Nakasato, Nakata, Okamura, Say, Takamine and Taniguchi.

A resolution (H.R. No. 269) requesting the Department of Commerce and Consumer Affairs and the Hawaii State Bar Association to develop additional rules for the Business Registration Division was jointly offered by Representatives Hayes, Albano, Andrews, Apo, Chun, Grauly, Ikeda, Jones, Kiyabu-Saballa, Lardizabal, Leong, Levin, Menor, Nakasato, Nakata, Okamura, Say, Stanley, Takamine and Yoshimura.

A resolution (H.R. No. 270) requesting the Department of Education to conduct a study to determine the staff to student ratios which will establish the most conducive learning environment was offered by Representative Morgado.

A resolution (H.R. No. 271) requesting a study of the general excise taxation on income making activities of nonprofit organizations was jointly offered by Representatives Tom, Andrews, Hashimoto, Hayes, Jones, Kihano, Kiyabu-Saballa, Lardizabal, Levin, Marumoto, Matsuura, Menor, Morgado, Okamura, Shito, Stanley and Taniguchi.

A resolution (H.R. No. 272) requesting the Department of Social Services and Housing to conduct a study on how to economically and regularly use existing sources of

information to identify unreported assets and income of welfare applicants was jointly offered by Representatives Andrews, Jones, Albano, Anderson, Bunda, Crozier, Dang, Graulty, Hashimoto, Hayes, Ikeda, Isbell, Kiyabu-Saballa, Lardizabal, Leong, Levin, Marumoto, Medeiros, Menor, Nakasato, Rohlfing, Shito, Souki, Stanley, Tom and Wong.

A resolution (H.R. No. 273) requesting a study on the availability of federal funds and programs to assist State and County agencies in addressing the problem of pesticide contamination in Hawaii was jointly offered by Representatives Menor, Okamura, Kiyabu-Saballa, Say, Souki and Tam.

A resolution (H.R. No. 274) requesting a report on telecommunications resources within State government was jointly offered by Representatives Menor, Anderson, Apo, Hashimoto, Honda, Ikeda, Isbell, Kihano, Marumoto, Nakasato, Okamura, Say, Shito, Souki and Tam.

A resolution (H.R. No. 275) requesting the Federal Environmental Protection Agency to establish maximum contaminant levels in drinking water for DBCP, EDB, TCP, and other chemical contaminants was jointly offered by Representatives Menor, Okamura, Kiyabu-Saballa, Souki and Tam.

A resolution (H.R. No. 276) requesting a report on the development and implementation of a State program to regulate the treatment, storage, transport, or disposal of hazardous wastes in Hawaii was jointly offered by Representatives Menor, Anderson, Apo, Hashimoto, Honda, Ikeda, Isbell, Kihano, Marumoto, Nakasato, Okamura, Say, Shito, Souki and Tam.

A resolution (H.R. No. 277) requesting a study on the creation of a State pesticide superfund was jointly offered by Representatives Menor, Okamura, Kiyabu-Saballa, Say, Souki and Tam.

A resolution (H.R. No. 278) requesting the designation of the habitat of the Hawaiian monk seal as a critical habitat under the Endangered Species Act was jointly offered by Representatives Okamura, Kiyabu-Saballa, Apo, Dang, Hashimoto, Hee, Ige, Kiyabu, Leong, Menor, Morgado, Nakato, Say, Souki and Takamine.

A concurrent resolution (H.C.R. No. 100) requesting the City and County of Honolulu to conduct a

demonstration to test the need for and the effect of widening sidewalks on Kalakaua Avenue was jointly offered by Representatives Hayes, Albano, Anderson, Andrews, Apo, Chun, Crozier, Dang, Ige, Ikeda, Isbell, Jones, Lardizabal, Leong, Levin, Menor, Nakasato, Okamura, Taniguchi and Yoshimura.

A concurrent resolution (H.C.R. No. 101) requesting a management audit of the Hawaii Youth Correctional Facility was offered by Representative Morgado.

A concurrent resolution (H.C.R. No. 102) requesting a study of the general excise taxation of income making activities of nonprofit organizations was jointly offered by Representatives Tom, Andrews, Hashimoto, Hayes, Jones, Kihano, Kiyabu-Saballa, Lardizabal, Levin, Marumoto, Matsuura, Menor, Morgado, Okamura, Shito, Stanley and Taniguchi.

A concurrent resolution (H.C.R. No. 103) requesting a study on the availability of federal funds and programs to assist State and County agencies in addressing the problem of pesticide contamination in Hawaii was jointly offered by Representatives Menor, Okamura, Kiyabu-Saballa, Say, Souki and Tam.

A concurrent resolution (H.C.R. No. 104) requesting a report on telecommunications resources within State government was jointly offered by Representatives Menor, Anderson, Apo, Hashimoto, Honda, Ikeda, Isbell, Kihano, Marumoto, Nakasato, Okamura, Say, Shito, Souki and Tam.

A concurrent resolution (H.C.R. No. 105) requesting the Federal Environmental Protection Agency to establish maximum contaminant levels in drinking water for DBCP, EDB, TCP, and other chemical contaminants was jointly offered by Representatives Menor, Okamura, Kiyabu-Saballa, Souki and Tam.

A concurrent resolution (H.C.R. No. 106) requesting a report on the development and implementation of a State program to regulate the treatment, storage, transport, or disposal of hazardous wastes in Hawaii was jointly offered by Representatives Menor, Anderson, Apo, Hashimoto, Honda, Ikeda, Isbell, Kihano, Marumoto, Nakasato, Okamura, Say, Shito, Souki and Tam.

A concurrent resolution (H.C.R. No. 107) requesting a study on the

creation of a State pesticide superfund was jointly offered by Representatives Menor, Okamura, Kiyabu-Saballa, Souki and Tam.

A concurrent resolution (H.C.R. No. 108) requesting the designation of the habitat of the Hawaiian monk seal as a critical habitat under the Endangered Species Act was jointly offered by Representatives Okamura, Kiyabu-Saballa, Apo, Dang, Hashimoto, Hee, Ige, Kawakami, Kiyabu, Leong, Menor, Morgado, Nakata, Say, Souki and Takamine.

A concurrent resolution (H.C.R. No. 109) requesting the Legislative Auditor to conduct a study into the feasibility of providing alternative means of financing the construction of dwellings and other improvements on Hawaiian Home Lands was offered by

Representative Peters. (By request)

At this time, the Chair directed the Clerk to note the presence of Representative Taniguchi.

Representative Hagino then rose and requested waiver of the 48-hour notice requirement for hearing on Senate Bill No. 1890-84, SD 1, and the Chair, "so ordered."

ADJOURNMENT

At 11:45 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, Friday, March 23, 1984.

FORTY-SECOND DAY

Friday, March 23, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:37 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Rev. Charles Kaleikoa representing Holy Trinity Church, after which the Roll was called showing all members present with the exception of Representatives Baker and Hayes, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Forty-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 Forty-First Day was approved.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 188) returning H.C.R. No. 41, HD1 which was adopted by the Senate on March 22, 1984, in an amended form. (SD1)

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

Representative Crozier introduced "two very close friends, Lt. Richard Lee and his wife, Sherry."

Representative Kiyabu introduced 7 seventh and eighth graders from Kaimuki Intermediate School who were accompanied by their teachers: Mrs. Reynolds, Ms. Charlene Matsuo, Ms. Hashizumi and Mr. Shimabukuro.

Representative Apo introduced students from Waianae Elementary School who were accompanied by their teachers: Cy Ohira, Ann Toyota and Patricia Aki.

Representative Marumoto introduced 2 visitors from San Francisco: Karen Chin and her mother, Mrs. Henry Woo.

Representative Hee introduced 4 class presidents from Molokai High School: Robyn Bicoy of the 12th

grade; Trina Diorec of the 11th grade; Cindy Bernard of the 10th grade; and Lisa Inouye of the 9th grade.

ORDER OF THE DAY

STANDING COMMITTEE REPORTS

Representatives Tungpalan and Stanley, for the Committees on Employment Opportunities and Labor Relations and Judiciary, presented a joint report (Stand. Com. Rep. No. 551-84) recommending that H.R. No. 99, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Tungpalan, seconded by Representative Stanley and carried, H.R. No. 99, HD1 entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO TAKE CERTAIN STEPS REGARDING AFFIRMATIVE ACTION", was referred to the Committee on Finance.

Representatives Say and Shito, for the Committees on Water, Land Use, Development and Hawaiian Affairs; and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 552-84) recommending that H.R. No. 178, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Shito and carried, H.R. No. 178, HD1 entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF SUBSIDIZED INSURANCE FOR DAMAGES FROM EARTHQUAKES AND VOLCANIC ACTIVITY", 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. 553-84) recommending that H.R. No. 177, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Shito and carried, H.R. No. 177, HD1 entitled: "HOUSE RESOLUTION REQUESTING AN ASSESSMENT OF RURAL WATER CATCHMENT PROBLEMS", was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Develop-

ment and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 554-84) recommending that H.R. No. 76, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Shito and carried, the report of the Committee was adopted and H.R. No. 76, HD1 entitled: "HOUSE RESOLUTION REQUESTING AN EVALUATION OF THE ECONOMIC FEASIBILITY OF UTILIZING HILO AS A WAREHOUSING AREA FOR OAHU BUSINESSES", was referred to the Committee on Finance.

Representatives Okamura and Albano, for the Committee on Energy, Ecology and Environmental Protection; and Public Employment and Government Operations, presented a joint report (Stand. Com. Rep. No. 555-84) recommending that H.C.R. No. 78 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative Albano and carried, the joint report of the Committees was adopted and H.C.R. No. 78 entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF ESTABLISHING A STATE ENVIRONMENTAL PROTECTION AGENCY, DEPARTMENT, OR COMPARABLE BODY TO COORDINATE AND ADDRESS MATTERS OF ENVIRONMENTAL QUALITY," was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 556-84) recommending that S.B. No. 26, SD1, 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 S.B. No. 26, SD1, HD1 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of S.B. No. 26, SD1, HD1 were made available to the members of the House at 11:30 o'clock a.m.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 557-84) recommending that S.B. No. 29, SD1, 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 S.B. No. 29, SD1 entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING", 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. 558-84) recommending that H.R. No. 24, as amended in HD1, be adopted.

On motion by Representative Takamine, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.R. No. 24, HD1 entitled: "HOUSE RESOLUTION REQUESTING AN INVESTIGATION ON AGRICULTURAL PILFERAGE", was adopted.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 559-84) recommending that H.R. No. 13, as amended in HD1, be adopted.

On motion by Representative Levin, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.R. No. 13, HD1 entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES GOVERNMENT TO SPONSOR EARTHQUAKE INSURANCE", was adopted.

Representative Matsuura, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 560-84) recommending that H.R. No. 184, as amended in HD1, be adopted.

On motion by Representative Souki, seconded by Representative Matsuura and carried, the report of the Committee was adopted and H.R. No. 184, HD1 entitled: "HOUSE RESOLUTION OPPOSING THE ESTABLISHMENT OF A NATIONAL MARINE SANCTUARY FOR HUMPBACK WHALES IN HAWAIIAN WATERS", was adopted.

Representative Matsuura, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 561-84) recommending that H.C.R. No. 74, as amended in HD1, be adopted.

On motion by Representative Souki, seconded by Representative Matsuura and carried, the report of the Com-

mittee was adopted and H.C.R. No. 74, HD1 entitled: "HOUSE CONCURRENT RESOLUTION OPPOSING THE ESTABLISHMENT OF A NATIONAL MARINE SANCTUARY FOR HUMPBACK WHALES IN HAWAIIAN WATERS", was adopted.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 562-84) recommending that H.R. No. 26, as amended in HD1, be adopted.

On motion by Representative Taniguchi, seconded by Representative Grauly and carried, the report of the Committee was adopted and H.R. No. 26, HD1 entitled: "HOUSE RESOLUTION REQUESTING AN INVESTIGATION INTO THE FEASIBILITY OF ESTABLISHING CONSOLIDATION FACILITIES FOR THE STORAGE AND DISTRIBUTION OF AGRICULTURAL PRODUCTS", was adopted.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 563-84) recommending that H.R. No. 105, as amended in HD1, be adopted.

On motion by Representative Taniguchi, seconded by Representative Grauly and carried, the report of the Committee was adopted and H.R. No. 105, HD1 entitled: "HOUSE RESOLUTION URGING A CONCERTED EFFORT TO COMPLETE HIGHWAY IMPROVEMENTS FOR FORT WEAVER ROAD, OAHU", was adopted.

Representatives Taniguchi and Takamine, for the Committees on Transportation and Agriculture, presented a joint report (Stand. Com. Rep. No. 564-84) recommending that H.R. No. 107, as amended in HD1, be adopted.

On motion by Representative Taniguchi, seconded by Representative Takamine and carried, the joint report of the Committees was adopted and H.R. No. 107, HD1 entitled: "HOUSE RESOLUTION REQUESTING AN INVESTIGATION INTO THE FEASIBILITY OF OBTAINING FEDERAL FUNDS FOR THE DEVELOPMENT OF AN INTRASTATE MARINE HIGHWAY SYSTEM FOR MORE EFFICIENT MOVEMENT OF AGRICULTURAL PRODUCTS AND PERSONS", was adopted.

Representatives Okamura and Baker, for the Committees on Energy, Ecology and Environmental Protection; and Health, presented a joint report

(Stand. Com. Rep. No. 565-84) recommending that H.C.R. No. 11, as amended in HD1, be adopted.

On motion by Representative Stanley, seconded by Representative Chun and carried, H.C.R. No. 11, HD1 entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A BAN ON THE DISPOSAL OF NUCLEAR WASTE MATERIALS IN THE PACIFIC BASIN", was adopted.

Representatives Okamura and Baker, for the Committees on Energy, Ecology and Environmental Protection; and Health, presented a joint report (Stand. Com. Rep. No. 566-84) recommending that H.R. No. 57, as amended in HD1, be adopted.

On motion by Representative Stanley, seconded by Representative Chun and carried, the joint report of the Committees was adopted and H.R. No. 57, HD1 entitled: "HOUSE RESOLUTION REQUESTING A BAN ON THE DISPOSAL OF NUCLEAR WASTE MATERIALS IN THE PACIFIC BASIN", was adopted.

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No. 285) was read by the Clerk and was disposed of as follows:

A resolution (H.R. No. 285) congratulating George Wray, President of South Pacific Airways was jointly offered by Representatives Rohlifing and Kihano.

On motion by Representative Rohlifing, seconded by Representative Kihano and carried, H.R. No. 285 was adopted.

Representative Rohlifing rose and stated:

"Mr. Speaker, it is an honor for me today, to offer this resolution and I appreciate the support of this body.

"I first met our honoree when I went to American Samoa in 1978, and at that time, he was still trying to practice law at the same time that he was running and building this airline. Didn't take long before he figured out that practicing law was really kind of dumb and that he would have a lot more fun being an airline executive. So that's what he did, and I think that the results have shown that that is certainly his calling.

"The airline started as early as 1973; at that time, he had eight

employees. Now, 1984, SPIA (South Pacific Island Airways) has 225 employees. They had one aircraft in 1973; today, there are four. . . that was an Islander, one of those little jobbers. Now they've got four 707's, four twin-otters, and an Islander. I don't know if that's the same Islander that you had before, George, but I hope not.

"Now there are 19 stations, whereas, in 1973, there was one and they're all over the Pacific. Last year, 1983, SPIA carried 250,000 passengers; in 1973, 6,000 passengers, and they've traveled over, last year, 240 million miles.

"So, I think it's significant that what has happened here is a growth of an indigenous island based, island owned, operated airline. And I think that this is an example of what we in Hawaii, and people of the American colonies, so to speak, the American territories of the Pacific can do and I really think that George had done a terrific job."

Representative Rohlffing then introduced Mr. George Wray to the members of the House.

At this time, Representative Marumoto presented the honoree with a lei and Representative Rohlffing presented the certified copy of the resolution.

At 11:55 o'clock a.m., the Chair declared a recess for the purpose of extending the Aloha of the members of the House to the honoree, subject to the call of the Chair.

The House of Representatives reconvened at 12:05 o'clock p.m.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the following resolution (H.R. No. 283) was adopted:

A resolution (H.R. No. 283) recognizing Governor Luis Singson of the Province of Ilocos Sur, the Philippines was jointly offered by Representatives Albano, Graulty, Anderson, Andrews, Apo, Blair, Dang, Hayes, Kawakami, Kihano, Lardizabal, Marumoto, Medeiros, Nakasato, Stanley, Tam, and Tom.

By unanimous consent, the following resolutions (H.R. Nos. 279 to 282; 284; and 286 to 291) and concurrent resolutions (H.C.R. Nos. 110 to 113) were referred to the Committee on Legislative Management and further

action was deferred:

A resolution (H.R. No. 279) requesting the Board of Land and Natural Resources to lease the former Hale Mohalu site to an eleemosynary organization for youth athletic and recreation activities was jointly offered by Representatives Hashimoto, Tungpalan and Morgado.

A resolution (H.R. No. 280) requesting a study of employment at-will was offered by Representative Graulty.

A resolution (H.R. No. 281) requesting a review of problems relating to insurance claims by victims of Hurricane Iwa was offered by Representative Lardizabal. (By request)

A resolution (H.R. No. 282) concerning the regulation of boarding and care homes was jointly offered by Representatives Chun, Shito, Ikeda, Andrews, Blair, Crozier, Hashimoto, Hirono, Honda, Isbell, Kawakami, Kihano, Kiyabu, Kiyabu-Saballa, Lardizabal, Levin, Menor, Morgado, Nakasato, Say, Stanley and Tom.

A resolution (H.R. No. 284) requesting a feasibility study on establishing a pilot program to allow qualified women in Hale No Na Wahine to utilize vocational facilities at the Hawaii Youth Correctional Facility was offered by Representative Anderson.

A resolution (H.R. No. 286) requesting Castle and Cook, Inc. to enter into negotiations with the Honolulu Board of Water Supply and the Department of Land and Natural Resources on sharing the costs that will be incurred in resolving the problem of drinking water contamination was jointly offered by Representatives Menor, Albano, Andrews, Apo, Blair, Chun, Crozier, Graulty, Hagino, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Isbell, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Matsuura, Nakata, Say, Shito, Souki, Stanley, Takamine, Tam, Taniguchi and Yoshimura.

A resolution (H.R. No. 287) concerning the problem on night lighting from stadiums and athletic fields was jointly offered by Representatives Hayes, Albano, Andrews, Apo, Baker, Bunda, Chun, Dang, Graulty, Hagino, Hashimoto, Ige, Ikeda, Isbell, Kawakami, Lardizabal, Leong, Levin, Marumoto, Menor, Nakasato, Okamura, Say, Souki, Takamine, Tam, Taniguchi and Tungpalan.

A resolution (H.R. No. 288) requesting a study concerning the use of sirens by emergency vehicles was jointly offered by Representatives Hayes, Andrews, Apo, Baker, Bunda, Chun, Hagino, Hashimoto, Isbell, Marumoto, Medeiros, Menor, Nakasato, Nakata, Segawa, Souki and Tam.

A resolution (H.R. No. 289) requesting a study on the feasibility of requiring reaction-time testing for drivers' licenses was jointly offered by Representatives Hayes, Albano, Anderson, Andrews, Baker, Apo, Bunda, Chun, Hagino, Hashimoto, Ikeda, Isbell, Jones, Kawakami, Lardizabal, Leong, Levin, Marumoto, Matsuura, Menor, Morgado, Nakasato, Nakata, Okamura, Say, Souki, Takamine, Tam, Taniguchi, Wong and Yoshimura.

A resolution (H.R. No. 290) requesting County Police Departments to include information on seat belt use in accident reports was jointly offered by Representatives Hayes, Albano, Andrews, Apo, Baker, Bunda, Chun, Dang, Hagino, Hashimoto, Ikeda, Isbell, Jones, Kawakami, Kiyabu, Lardizabal, Leong, Levin, Marumoto, Matsuura, Menor, Morgado, Nakasato, Nakata, Okamura, Say, Souki, Tam, Taniguchi, Tungpalan, Wong and Yoshimura.

A resolution (H.R. No. 291) requesting the Prosecuting Attorney, the Waikiki Improvement Association, and the Hawaii Visitors Bureau to study crime in Waikiki was jointly offered by Representatives Hayes, Nakasato, Anderson, Andrews, Apo, Baker, Bunda, Chun, Hagino, Hashimoto, Honda, Isbell, Kawakami, Kiyabu, Marumoto, Matsuura, Medeiros, Menor, Nakata, Okamura, Souki, Tam, Tungpalan and Wong.

A concurrent resolution (H.C.R. No. 110) requesting the Board of Land and Natural Resources to lease the former Hale Mohalu site to an eleemosynary organization for youth athletic and recreation activities was jointly offered by Representatives Hashimoto, Tungpalan and Morgado.

A concurrent resolution (H.C.R. No. 111) requesting a review of problems relating to insurance claims by victims of Hurricane Iwa was offered by Representative Lardizabal. (By request)

A concurrent resolution (H.C.R. No. 112) requesting Castle and Cooke, Inc., to enter into negotiations with the Honolulu Board of

Water Supply and the Department of Land and Natural Resources on sharing the costs that will be incurred in resolving the problem of drinking water contamination was jointly offered by Representatives Menor, Albano, Andrews, Apo, Blair, Chun, Crozier, Grauly, Hagino, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Isbell, Kawakami, Kihano, Kim, Kiyabu, Kiyabu-Saballa, Lardizabal, Leong, Levin, Nakata, Say, Shito, Souki, Stanley, Takamine, Tam, Taniguchi and Yoshimura.

A concurrent resolution (H.C.R. NO. 113) requesting the Prosecuting Attorney, the Waikiki Improvement Association, and the Hawaii Visitors Bureau to study crime in Waikiki was jointly offered by Representatives Hayes, Nakasato, Anderson, Andrews, Apo, Baker, Bunda, Chun, Hagino, Hashimoto, Honda, Isbell, Kawakami, Kiyabu, Marumoto, Matsuura, Medeiros, Menor, Nakata, Okamura, Souki, Tam, Tungpalan and Wong.

ANNOUNCEMENTS

Representative Hagino announced that he would be participating in the Honolulu Symphony's Fifth Annual Fun Run on Sunday (Opus 5) along with Representatives Lardizabal, Apo, Say and Tam.

Representative Marumoto announced that she would be serving breakfast at the Ewa end of the park for all House members finishing the race.

At the time, the Chair announced that "all members of the House are reminded to make themselves available. This is one of our deadline days."

Representative Segawa moved that the House Journal remain open until midnight and all bills moving laterally to the final committee and received by the Clerk and laying on the Clerk's desk on or before midnight shall pass Second Reading and be referred to the appropriate committees as recommended by committee reports covering said bills, seconded by Representative Marumoto and carried.

At 12:10 o'clock p.m., the Chair declared a recess for the purpose of receiving committee reports.

STANDING COMMITTEE REPORTS

The following committee reports

(Stand. Com. Rep. Nos. 567-84 to 605-84) were received in the Clerk's Office up to 12:00 o'clock 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 referred to the appropriate committee:

Representative Okamura, for the Committee on Energy, Ecology and Environmental Protection, presented a report (Stand. Com. Rep. No. 567-84) recommending that S.B. No. 1503-84, be referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 568-84) recommending that S.B. No. 1629-84, SD1, as amended in HD1, be referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 569-84) recommending that S.B. No. 2123-84, be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 570-84) recommending that S.B. No. 1675-84, be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 571-84) recommending that S.B. No. 1546-84, SD1, be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 572-84) recommending that S.B. No. 2131-84, SD1, as amended in HD1, be referred to the Committee on Finance.

Representative Hagino, for the majority of the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 573-84) recommending that S.B. No. 2050-84, be referred to the Committee on Finance.

Representative Tungpalan, for the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 574-84) recommending that S.B. No. 1525-84, SD1, be referred to the Committee on Finance.

Representative Tungpalan, for the

Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 575-84) recommending that S.B. No. 1520-84, SD2, be referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 576-84) recommending that S.B. No. 2251-84, SD1, be referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 577-84) recommending that S.B. No. 2249-84, SD2, as amended in HD1, be referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 578-84) recommending that S.B. No. 2248-84, as amended in HD1, be referred to the Committee on Finance.

Representative Hirono, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 579-84) recommending that S.B. No. 1718-84, SD1, as amended in HD1, be referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 580-84) recommending that S.B. No. 546, SD1, be referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 581-84) recommending that S.B. No. 1509-84, SD1, as amended in HD1, be referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 582-84) recommending that S.B. No. 1734-84, SD1, as amended in HD1, be referred to the Committee on Finance.

Representative Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 583-84) recommending that S.B. No. 423, SD2, as amended in HD1, be referred to the Committee on Finance.

Representative Takamine, for the majority of the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 584-84) recommending that S.B. No. 1800-84, SD1, as amended in HD1, be referred to the Committee on Finance.

Representative Say, for the Com-

mittee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 585-84) recommending that S.B. No. 1890-84, SD1, as amended in HD1, be 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. 586-84) recommending that S.B. No. 2025-84, SD1, as amended in HD1, be 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. 587-84) recommending that S.B. No. 1811-84, SD1, be referred to the Committee on Finance.

Representative 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. 588-84) recommending that S.B. No. 1809-84, be referred to the Committee on Finance.

Representative Stanley, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 589-84) recommending that S.B. No. 2137-84, SD2, as amended in HD1, be referred to the Committee on Finance.

Representative Takamine, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 590-84) recommending that S.B. No. 1577-84, SD1, as amended in HD1, be referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 591-84) recommending that S.B. No. 2119-84, SD1, as amended in HD1, be referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 592-84) recommending that S.B. No. 2126-84, SD1, be referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 593-84) recommending that S.B. No. 2183-84, SD2, be referred to the Committee on Finance.

Representative Albano, for the

Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 594-84) recommending that S.B. No. 2093-84, SD1, as amended in HD1, be referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 595-84) recommending that S.B. No. 878, SD2, as amended in HD1, be referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 596-84) recommending that S.B. No. 2199-84, SD2, be referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 597-84) recommending that S.B. No. 2240-84, SD1, be referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 598-84) recommending that S.B. No. 2209-84, SD2, as amended in HD1, be referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 599-84) recommending that S.B. No. 2125-84, SD2, as amended in HD1, be referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 600-84) recommending that S.B. No. 2182-84, SD1, be referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 601-84) recommending that S.B. No. 1115, SD2, as amended in HD1, be referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 602-84) recommending that S.B. No. 2213-84, as amended in HD1, be referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 603-84) recommending that S.B. No. 1841-84, SD2, as amended in HD1, be referred to the Committee on Finance.

Representative Albano, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 604-84) recommending that S.B. No. 1725-84, SD1, be referred to the Committee on Judiciary.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 605-84) recommending that S.B. No. 1744-84, SD1, as amended in HD1, be referred to the Committee on Finance.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 11:30 o'clock a.m., Tuesday, March 27, 1984.

FORTY-THIRD DAY

Tuesday, March 27, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Olin Pendleton of the Kokokahi Church, after which the Roll was called showing all members present with the exception of Representatives Baker, Hashimoto, Hee, Hirono, Ige, Ikeda, Jones, Lardizabal, Leong, Menor, Nakasato, Tam and Tom, who were excused.

The Clerk proceeded to read the Journals of the House of Representatives of the Thirty-Fifth, Thirty-Seventh and Thirty-Ninth Days.

On motion by Representative Segawa, seconded by Representative Marumoto and carried, reading of the Journals was dispensed with and the Journals of the Thirty-Fifth, Thirty-Seventh and Thirty-Ninth Days were approved.

By unanimous consent, reading of the Journal of the Forty-Second Day was deferred.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 189) transmitting Senate Concurrent Resolution 39, SD 1, which was adopted by the Senate on March 23, 1984, was read by the Clerk and was placed on file.

By unanimous consent, further action on S.C.R. No. 39, SD 1, was deferred.

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

Representative Stanley introduced a group of 40 high school and junior high school students who are participating in the exchange program of the YMCA, Nuuanu Branch, during their Spring break. Twenty of these students are from Utsunomiya, Japan, while the other twenty students are from Oahu and are hosting the visiting students. They were accompanied by their advisor, Monica Quill.

Representative Albano introduced a

group of Seniors from the American Problems class at Farrington High School. They were accompanied by their teacher, Miss Blanche Suematsu.

Representative Andrews introduced Bob and Blanche Johnson, "constituents of mine from Kula, Maui."

Representative Graelty introduced Christine Ward, "someone I've known since she was a very little girl and is a very dear friend of the family", and her friend, Philip Gorie. Both are students at Kapiolani Community College.

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. 606-84) recommending that H.C.R. No. 6, as amended in HD 1, 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.C.R. No. 6, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF PLACING COMPLETE JURISDICTION OF ALL AGRICULTURAL LANDS UNDER THE STATE", was referred to the Committee on Finance.

Representatives Takamine and Say, for the Committees on Agriculture and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 607-84) recommending that H.R. No. 27, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Say and carried, the joint report of the Committees was adopted and H.R. No. 27, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF PLACING COMPLETE JURISDICTION OF ALL AGRICULTURAL LANDS UNDER THE STATE", 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. 608-84) recommending that H.R. No. 115 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.R. No. 115, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF ESTABLISHING A PACIFIC BASIN EXECUTIVE CHEF SCHOOL", was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 609-84) recommending that H.R. No. 117, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Chun, seconded by Representative Graulty and carried, the report of the Committee was adopted and H.R. No. 117, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING TO DETERMINE THE NUMBER OF CURRENT WELFARE RECIPIENTS WHO GREW UP IN WELFARE HOUSEHOLDS", was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 610-84) recommending that H.R. No. 56, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Chun, seconded by Representative Graulty and carried, the report of the Committee was adopted and H.R. No. 56, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF ESTABLISHING AN ALZHEIMER'S DISEASE CENTER", was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 611-84) recommending that H.R. No. 79, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Chun, seconded by Representative Graulty and carried, the report of the Committee was adopted and H.R. No. 79, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONDUCT A STUDY OF A CONTINENCE CLINIC", was referred to the Committee on Finance.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 612-84) recommending that H.R. No.

116 be referred to the Committee on Legislative Management.

On motion by Representative Chun, seconded by Representative Graulty and carried, the report of the Committee was adopted and H.R. No. 116, entitled: "HOUSE RESOLUTION REQUESTING A MONITORING OF THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING'S IMPLEMENTATION OF THE LEGISLATIVE AUDITOR'S RECOMMENDATIONS TO IMPROVE THE BUDGET MAKING PROCESS FOR ITS PUBLIC WELFARE PROGRAMS", was referred to the Committee on Legislative Management.

Representative Ige, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 613-84) recommending that H.R. No. 118 be referred to the Committee on Finance.

On motion by Representative Chun, seconded by Representative Graulty and carried, the report of the Committee was adopted and H.R. No. 118, entitled: "HOUSE RESOLUTION REQUESTING A COST ESTIMATE OF PROVIDING ESSENTIAL INTERPRETER SERVICES FOR THE HEARING IMPAIRED", was referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 614-84) recommending that H.R. No. 142, as amended in HD 1, 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.R. No. 142, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO REVIEW THE MINIMUM LEVEL OF MANDATORY AUTOMOBILE INSURANCE", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 295 and 296) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 295) congratulating Steven Morita for his selection as a 1984 Century III Leader was jointly offered by Representatives Kim, Graulty, Okamura, Anderson, Apo, Baker, Bunda, Chun, Crozier, Hashimoto, Hayes, Hirono, Ige, Ikeda, Isbell, Kiyabu-Saballa,

Lardizabal, Leong, Levin, Menor, Shito, Souki, Stanley, Wong and Yoshimura.

On motion by Representative Kim, seconded by Representative Grauly and carried, H.R. No. 295 was adopted.

Representative Kim then rose and stated:

"Mr. Speaker, I would also like to add, in addition to Steven's national accomplishments, there are a number of things that he has been noted for. They include the Outstanding Freshman Award, the Outstanding Sophomore Award, the Outstanding Junior, Outstanding Student of the Year 1983, Winner of the Year for the Senate Youth Program, President of the Outstanding Student Council of the State, Chairman of the State Student Conference, planner of the State Student Conference, and probably the most significant contribution to the State of Hawaii to this date is that Steven has worked as a volunteer in my office during the interim.

I also found out, Mr. Speaker, before coming to the floor that Steven has just been accepted to the University of Notre Dame and in addition to winning approximately \$3,800 in scholarship money, he has been awarded a \$60,000 ROTC scholarship.

So, in recognition of all of these, Mr. Speaker, may I present to you Mr. Steven Morita."

Representative Kim then asked the honoree, Steven, to rise and be recognized. Accompanying Steven were his parents, Nora and Wallace Morita.

Floral leis were presented to Mr. and Mrs. Morita by Representatives Grauly and Chun, while Representative Kim presented Steven with a red carnation lei and a certified copy of the resolution.

A resolution (H.R. No. 296) honoring Hugh O'Reilly and the 27th Infantry Regiment Wolfhounds was jointly offered by Representatives Kiyabu-Saballa and Hagino.

On motion by Representative Kiyabu-Saballa, seconded by Representative Hagino and carried, H.R. No. 296 was adopted.

Representative Kiyabu-Saballa then rose to introduce the honoree,

stating:

"Mr. Speaker, Mr. Hugh O'Reilly is special in that he is a wonderfully unselfish human being, a quality which, unfortunately, today is very difficult to find as some of you may know. Mr. O'Reilly's act of humanitarianism occurred shortly after the devastation of World War II, when, while staying among the people he had once considered the enemy, he was now moved by the plight of the impoverished, malnourished Japanese orphans in a village near Osaka. In fact, he was so touched by these children that he became their special benefactor, persuading members of his 27th Infantry 'Wolfhounds' to adopt the orphanage and supply them with much needed food, clothing, and that most precious commodity called love.

For his inspiring compassion, Mr. O'Reilly has been honored by the Japanese government in awarding him the Order of the Sacred Treasure, Sixth Class. He has become a subject of an American movie called, 'Three Stripes in the Sun', which is now telling a story of his amazing fete.

Most recently, Mr. O'Reilly became the first member, and then President of the Honolulu Japanese Chamber of Commerce of non-Japanese descent, which recognizes his special involvement with Japanese people, and his commitment to bettering the community at large."

Representative Kiyabu-Saballa then asked Mr. Hugh O'Reilly to stand and be recognized. Representative Kiyabu-Saballa also asked Colonel H.T. Link and Sgt. Major Julius Lang of the 'Wolfhounds' to stand and be recognized.

Representative Kiyabu-Saballa then presented an orchid lei and a certified copy of the resolution to Mr. O'Reilly, while Representatives Isbell and Tungpalan presented orchid leis to Colonel Link and Sgt. Major Lang, respectively. Representative Hagino presented them with certified copies of the resolution.

Representative Marumoto then rose and stated:

"Mr. Speaker, I am very happy to see Mr. O'Reilly recognized today for his humanity. But, Mr. Speaker, I don't think he could have been half as effective as he has throughout his entire career without the assistance of his beautiful, intelligent and gracious wife, Yuko. I think so highly of her

that I felt we should mention her today."

Representative Hagino then rose and requested that certified copies of the resolution be sent to the Department of Defense and to the Secretary of Army, and the Chair "so ordered."

At 11:59 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "for the purpose of extending our personal aloha to our honorees this morning."

Upon reconvening at 12:05 o'clock p.m., the Chair directed the Clerk to note the presence of Representatives Ikeda, Jones, Leong and Menor.

By unanimous consent, the following resolutions (H.R. Nos. 292 to 294) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 292) urging the United States Secretary of Agriculture to revise the sugar import quota downward was jointly offered by Representatives Takamine, Albano, Bunda, Chun, Crozier, Dang, Hashimoto, Hee, Isbell, Kawakami, Kiyabu-Saballa, Levin, Matsuura, Menor, Nakata, Okamura, Say, Souki, Tam and Wong.

A resolution (H.R. No. 293) requesting that the Attorney General of the State of California and the Superior Court of the County of Los Angeles grant a certain hyperbaric chamber to the Hyperbaric Treatment Center, John A. Burns School of Medicine, University of Hawaii, was jointly offered by Representatives Kihano, Andrews, Apo, Baker, Bunda, Chun, Crozier, Dang, Graulty, Hashimoto, Hayes, Hirono, Ikeda, Isbell, Jones, Kawakami, Lardizabal, Leong, Levin, Matsuura, Medeiros, Menor, Morgado, Nakata, Okamura, Say, Segawa, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Tom, Wong and Yoshimura.

A resolution (H.R. No. 294) requesting designation of endangered species protection month was offered

by Representative Okamura.

THIRD READING

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

S.B. No. 26, SD 1, HD 1:

By unanimous consent, action was deferred one day.

S.B. No. 29, SD 1:

By unanimous consent, S.B. No. 29, SD 1, was recommitted to the Committee on Consumer Protection and Commerce.

At this time, Representative Stanley rose and requested waiver of the 48-hour notice requirement for hearings on S.B. No. 1725-84, SD 1, and the Chair, "so ordered."

Representative Kawakami then rose and requested waiver of the 48-hour notice requirement for hearings on all bills referred to the Finance Committee and the Chair, "so ordered."

Representative Say then rose and requested waiver of the 48-hour notice requirement for hearings on S.B. No. 2184-84, SD 1, and the Chair, "so ordered."

At 12:07 o'clock p.m., Representative Rohlfing asked for a recess, and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:13 o'clock p.m.

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, Wednesday, March 28, 1984.

FORTY-FOURTH DAY

Wednesday, March 28, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:42 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Reverend Zeinei Okimura representing the Shingon Mission, after which the Roll was called showing all members present with the exception of Representative Baker, who was excused.

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

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 190 to 192) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 190) transmitting Senate Concurrent Resolution No. 43, SD1 requesting the convening of a State Travel Industry Congress to review and establish a unified policy direction for the visitor industry, which was adopted by the Senate on March 27, 1984, was placed on file.

A communication from the Senate (Sen. Com. No. 191) returning House Bill No. 212, HD1 entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", which passed Third Reading in the Senate on March 27, 1984, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 192) returning House Bill No. 223, HD1 entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS", which passed Third Reading in the Senate on March 27, 1984, in an amended

form, was placed on file.

By unanimous consent, H.B. Nos. 212, HD1 and 223, HD1 were placed on the Clerk's desk, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. Nos. 212, HD1, SD1 and 223, HD1, SD1 were made available to the members of the House at 11:30 o'clock a.m.

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

Representative Ige introduced 18 students and their chaperones from Kaneohe.

Representative Segawa introduced Mrs. Penny Iboshi from the Hemophilia Foundation, who was accompanied by her sons, Ron and Lee.

Representative Kim introduced Ed Kawahara, "a friend and photographer."

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

Senate Bill No. 538 was re-referred to the Committee on Finance.

Senate Bill No. 300 was re-referred to the Committee on Transportation.

UNFINISHED BUSINESS

Stand Com. Rep. No. 556-84 on S.B. No. 26, SD1, HD1 on Third Reading:

By unanimous consent, action was deferred one day.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 299 to 301) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 299) congratulating and extending best wishes to Beatrice Krauss for her many contributions and years of devoted community service was jointly offered by Representatives Dang, Taniguchi, Albano, Andrews, Apo, Blair, Chun, Crozier, Graulty, Hagino, Hashimoto, Hee, Hirono, Ikeda, Isbell, Jones, Kihano, Kim, Kiyabu-Saballa, Leong,

Levin, Marumoto, Matsuura, Medeiros, Menor, Morgado, Nakasato, Nakata, Okamura, Rohlfing, Say, Shito, Souki, Stanley, Tam, Wong and Yoshimura.

On motion by Representative Dang, seconded by Representative Taniguchi and carried, H.R. No. 299 was adopted.

A resolution (H.R. No. 300) recognizing the Lyon Arboretum Association's tenth anniversary was jointly offered by Representatives Dang, Taniguchi, Anderson, Andrews, Graulty, Hagino, Isbell, Jones, Kihano, Kim, Kiyabu-Saballa, Levin, Marumoto, Medeiros, Okamura, Segawa, Shito and Wong.

On motion by Representative Dang, seconded by Representative Taniguchi and carried, H.R. No. 300 was adopted.

Representative Dang rose and stated:

"Mr. Speaker, at this time, I'd like to say a few words about the two presentations.

"The first honoree is Beatrice Krauss, a respected ethnobotanist who is currently affiliated with the Arboretum. Specializing in Hawaiiana, she has a broad knowledge and continuing interest in Hawaiian flora. She has enjoyed several stimulating and rewarding careers, and continues to involve herself with the community. We are certainly fortunate to have such a person whose knowledge of Hawaii and its flora is extensive.

At this time, Representative Dang introduced Beatrice Krauss to the members of the House.

Representative Dang then acknowledged presence of the volunteers and members of the Lyon Arboretum who were seated in the gallery.

Representative Dang then continued:

"The second presentation, Mr. Speaker, is being made in recognition of the Lyon Arboretum Association's tenth anniversary. As detailed in the resolution, the Arboretum has been involved in numerous service projects and other activities. In celebration of its tenth anniversary, I think that it's appropriate that we urge such efforts by private organizations to supplement organizations such as the Arboretum, which does receive only

limited State funding."

At this time, Representative Dang introduced Mrs. Yun Soong Jim, President of the Lyon Arboretum Association.

Representatives Taniguchi and Dang then presented leis to the honorees, and Representatives Okamura and Hagino presented certified copies of the resolution.

A resolution (H.R. No. 301) congratulating the 1984 Miss Oahu Filipina Queen, Dody M. Viquelia; the Queen's Court, Princess Ginger M. Davenport, Diana H. Castillo, Roseline G. Medina, and Lory-Ann T. Daquioag; the General Chairperson of the 1984 12th Annual Miss Oahu Filipina Pageant, Suzette M. Parraga; and the President of the Oahu Filipino Community Council, Victor D. Guillermo, Jr., was jointly offered by Representatives Menor, Tungpalan, Albano, Kihano, Kiyabu-Saballa, Bunda, Kim, Lardizabal, Chun, Graulty, Andrews, Apo, Blair, Crozier, Dang, Hashimoto, Hayes, Hee, Hirono, Honda, Ige, Isbell, Kawakami, Leong, Levin, Nakata, Okamura, Shito, Souki, Stanley, Takamine, Tam, Taniguchi, Tom, Wong and Yoshimura.

On motion by Representative Menor, seconded by Representative Tungpalan and carried, H.R. No. 301 was adopted.

Representative Menor rose and stated:

"It is indeed an honor and privilege for me to be able to address this distinguished body and speak in behalf of this particular resolution. As the resolution indicates, the 1984 Miss Oahu Filipina Pageant is the 12th annual pageant and is preliminary to the Miss Hawaii Filipina pageant that is conducted on a state-wide basis.

"I think that an important point that needs to be emphasized, Mr. Speaker, is the fact that the Miss Oahu Filipina Pageant is not solely, or merely a contest that judges the physical beauty of its contestants, although I think it would be obvious by looking at the contestants that if physical appearance were the sole criteria, that in fact they would be worthy and deserving of the highest honors and recognition.

"On terms of the program format, Miss Oahu Filipina contest requires its contestants to participate in various phases of competition, which includes

a talent and gown contest, all of which are designed to select those individuals who best represent the composite qualities of the Filipina woman of today - those qualities being talent, charm, graciousness, intelligence, and of course, beauty.

"Since its inception, the Miss Oahu Filipina pageant has been a source of ethnic pride and cultural appreciation. Concerning this year's contest, the reigning queen and her court had the honor of being selected out of 19 outstanding contestants and based on their performance and their exemplary achievements, they indeed are worthy of the recognition that they are receiving today."

At this time, Representative Menor presented the 1984 Miss Oahu Filipina Queen, Dody M. Viquelia; the Queen's Court, Princess Ginger M. Davenport, Princess Diana H. Castillo, Princess Roseline G. Medina, and Princess Lory-Ann T. Daquioag to the members of the House. Accompanying the Queen and her court were Suzette M. Parraga, General Chairperson of the 1984 Pageant and Mr. Victor D. Guillermo, Jr., President of the Oahu Filipino Community Council.

Representative Menor also acknowledged Benjamin and Thomassina Viquelia of Mililani, parents of the queen; Mr. Thomas Fujimoto, grandfather of the queen; and Joey and Marni, sisters of the queen who were seated in the gallery.

Representative Menor also noted that Miss Viquelia is active with the Mililani Pop Warner organization and had organized a young cheerleading group that had won a state-wide contest and the members of the cheerleading group were also in the gallery.

Representative Menor then introduced the mother of the Second Princess, Mrs. Victoria Castillo, who was seated in the gallery.

At this time, leis were presented to the honorees by Representatives Albano, Gaulty, Bunda, Kihano, Lardizabal and Chun; and Representatives Jones, Kim, Yoshimura, Ige, Kiyabu-Saballa and Tungpalan presented certified copies of the resolution to the members of the Queen's court and to Miss Parraga and Mr. Guillermo, Jr. Representative Menor presented a lei and the certified copy of the resolution to Queen Viquelia.

Representative Kihano rose and stated:

"Representative Menor forgot to mention my name because I was also a participant at the Miss Oahu Filipina pageant - not as a beauty contestant, but I was an escort because my daughter was one of the contestants, and it was really a privilege and honor for me have the young ladies here with us this morning."

Representative Kim rose and stated:

"Mr. Speaker, I'd be remiss if I didn't stand and say a few words about our honorees. Both Dody Viquelia, the Queen, and Rose Medina were students of mine at Models of the Century. I'm very proud to see them here today, and see how they've developed into young ladies and I've also had the privilege of working with Diana Castillo and Ginger Davenport and I feel honored to stand here and say how proud I am of all of them. Congratulations."

Representative Stanley rose and stated:

"I would be remiss if I didn't share with you and the members of this House the fact that Suzette is my hairdresser and that's why I look so good. So when you are greeting Suzette, who did this wonderful job in coordinating the pageant, you should also thank her for the much improved appearance of Representative Stanley."

The Chair replied:

"I will definitely thank her for that, Representative Stanley."

At 12:15 o'clock p.m., the Chair declared a recess for the purpose of extending the Aloha of the members of the House to the honorees, subject to the call of the Chair.

The House of Representatives reconvened at 12:23 o'clock p.m.

By unanimous consent, the following resolutions (H.R. Nos. 297 to 298) and concurrent resolution (H.C.R. No. 114) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 297) requesting the Department of Social Services and Housing to examine the possibility of fingerprinting recipients of public assistance benefits was jointly offered by Representatives Isbell, Albano, Chun, Hashimoto, Ige, Jones, Lardizabal, Leong, Marumoto and Rohlfling.

A resolution (H.R. No. 298) calling for the establishment of a natural resource management task force for Moloka'i was jointly offered by Representatives Hee, Takamine and Matsuura.

A concurrent resolution (H.C.R. No. 114) calling for the establishment of a natural resource management task force for Moloka'i was jointly offered by Representatives Hee, Takamine and Matsuura.

ANNOUNCEMENTS

Representative Albano rose and gave notice of his intent to agree to the amendments proposed by the Senate in H.B. Nos. 212, HD1, SD1 and 223, HD1, SD1.

Representative Okamura requested that the 48-hour notice requirement on hearings be waived on S.B. No. 1878-84, and the Chair "so ordered."

At 11:28 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 Representatives reconvened at 11:29 o'clock a.m.

ADJOURNMENT

At 11:29 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, March 29, 1984.

FORTY-FIFTH DAY

Thursday, March 29, 1984

The House of Representatives of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Marvin Bice, Pastor of the Central Baptist Church, after which the Roll was called showing all members present with the exception of Representatives Andrews, Baker, Gaulty, Honda and Morgado, who were excused.

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

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

By unanimous consent, reading of the Journal of the Forty-Fourth Day was deferred.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 193) transmitting Senate Concurrent Resolution No. 31, SD 1, requesting an assessment of water hazard warning measures at state and county beach parks, which was adopted by the Senate on March 28, 1984, was read by the Clerk and placed on file.

By unanimous consent, further action on S.C.R. No. 31, SD 1, was deferred.

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

Representative Chun introduced Summer Craig, Joy Alejo, Melinda Barrows and Kelli Smotherman who belong to Brownie Troop 554 of Foster Village. They were accompanied by their leaders, Nina Craig and Celeste Alejo.

Representative Levin introduced 4 students from Hawaii: Steven Sakata and Jacqueline Akahido from Ka'u High School, and Kalani Simpson and Eric McCarthy from Naalehu School. They were accompanied by Irene

McGuire and Jim Simpson.

Representative Okamura introduced Gerard Jervis, a former member of the Board of Regents, University of Hawaii at Manoa.

Representative Say introduced a group of students from Hokulani School. They were accompanied by their teacher, Mrs. Kikuye Okinaka.

Representative Say then introduced Mrs. John Kobayashi and her family, along with their friends from the "Windy City" of Chicago, Mr. and Mrs. DeVitto.

Representative Menor introduced a group of Girl Scouts, Troop 635, from Mililani Town. They were accompanied by their troop leader, Mrs. Dale Daida; and parents, Mrs. Virginia Johnson and Mrs. Marsha Lohden.

ORDER OF THE DAY

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. 312) honoring Walt Dulaney and George Kon, cofounders of the Alliance for Drama Education was jointly offered by Representatives Hagino and Apo and was read by the Clerk.

On motion by Representative Hagino, seconded by Representative Apo and carried, H.R. No. 312 was adopted.

Representative Hagino then rose to introduce the honorees, stating:

"Mr. Speaker, it is my privilege and honor today to introduce to all of you two gentlemen whose life's work has been filled with selflessness and sacrifice. Although the financial life-style of Walt Dulaney and George Kon has been described as 'independently poor', their work in Hawaii's drama education has been nothing short of visionary.

Their seven-year old Alliance for Drama Education which is a drama

education support organization is a nationally-imitated model which, in a few short years, has provided our State's thespian educational community with a sense of direction, common cause, and a feeling of ohana and kokua.

The Alliance for Drama Education has grown to a membership of over 300 Hawaii residents who have pooled their efforts to enlighten the State about the unlimited potential of theatre as a viable and important educational tool; their dedication and hard work in uplifting the youth of Hawaii through drama education is a rare and inspiring achievement.

Mr. Speaker and colleagues, I am very pleased to present to you today, these very special people -- Walt Dulaney and George Kon."

Representative Hagino then asked Mr. Dulaney and Mr. Kon to stand and be recognized.

Orchid leis were presented to the honorees by Representatives Tungpalan and Hashimoto while Representatives Souki and Ige presented them with certified copies of the resolution.

Representative Kim then rose and stated:

"Mr. Speaker, I had the privilege of working under Walt when I was in high school. I was on the Liberty House High Board and Walt Dulaney was the Director of the High Board, and he contributed a lot into the development of what I am today, and I am very glad to see that he has returned back to Hawaii and is now sharing his talents with the rest of Hawaii.

Thank you."

Representative Hagino then asked the family of George Kon who travelled from Maui and who were seated in the gallery to stand and be recognized, as follows: Mr. and Mrs. Sadao Kon, parents; Mrs. Toni Goto, sister; Hideo and Sue Kon, aunty and uncle; Jeanne Asan, cousin; Laurie, niece; and Steven, nephew.

At 11:50 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "for the purpose of extending our personal congratulations to our honorees this morning."

Upon reconvening at 11:56 o'clock a.m., the Chair directed the Clerk to note the presence of Representative

Grauly.

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

S.B. No. 26, SD 1, HD 1, on Third Reading:

On motion by Representative Shito, seconded by Representative Kim and carried, S.B. No. 26, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Andrews, Baker, Honda and Morgado being excused.

The Chair directed the Clerk to note that S.B. No. 26 had passed Third Reading at 11:59 o'clock a.m.

STANDING COMMITTEE REPORTS

Representatives Okamura and Baker, for the Committees on Energy, Ecology and Environmental Protection and Health, presented a joint report (Stand. Com. Rep. No. 615-84) recommending that H.C.R. No. 12 be adopted.

On motion by Representative Okamura, seconded by Representative Chun and carried, the report of the Committee was adopted and H.C.R. No. 12, entitled: "HOUSE CONCURRENT RESOLUTION URGING PRESIDENT RONALD REAGAN, SECRETARY OF STATE GEORGE P. SCHULTZ, AND THE UNITED STATES CONGRESS TO WORK TOWARD THE BANNING OF ALL FORMS OF NUCLEAR WEAPONS TESTING IN THE PACIFIC BASIN", was adopted.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 616-84) recommending that H.R. No. 108 be adopted.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.R. No. 108, entitled: "HOUSE RESOLUTION REQUESTING MEETINGS TO DETERMINE THE ADVISABILITY OF

RESTRICTING NET FISHING IN A PORTION OF THE HARBOR AND NEARSHORE WATERS OF KAWAIHAE, HAWAII", was adopted.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 617-84) recommending that H.R. No. 106, as amended in HD 1, be adopted.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.R. No. 106, HD 1, entitled: "HOUSE RESOLUTION RELATING TO THE DESIGNATION OF A 'HAWAII CORRECTIONAL OFFICERS WEEK'", was adopted.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 618-84) recommending that H.R. No. 67, as amended in HD 2, be adopted.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.R. No. 67, HD 2, entitled: "HOUSE RESOLUTION REQUESTING A FEASIBILITY STUDY FOR THE ESTABLISHMENT OF A CONVENTION CENTER", was adopted.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 619-84) recommending that H.R. No. 65, as amended in HD 1, be adopted.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.R. No. 65, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A COMPREHENSIVE EVALUATION OF THE HAWAII VISITORS BUREAU", was adopted.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 620-84) recommending that H.C.R. No. 35, as amended in HD 1, be adopted.

On motion by Representative Kiyabu, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.C.R. No. 35, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STATUS REPORT ON THE BIG ISLAND OCEAN RECREATION AND TOURISM PROJECT", was adopted.

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. 621-84) recommending that S.B. No. 1707-84, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Say, seconded by Representative Apo and carried, the joint report of the Committees was adopted and S.B. No. 1707-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Say and Andrews, for the majority of the Committees on Water, Land Use, Development and Hawaiian Affairs and State General Planning, presented a joint report (Stand. Com. Rep. No. 622-84) recommending that S.B. No. 2180-84, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Say, seconded by Representative Apo and carried, the joint report of the majority of the Committees was adopted and S.B. No. 2180-84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT", passed Second Reading and was placed on the calendar for Third Reading, with Representative Isbell voting no.

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. 623-84) recommending that S.B. No. 1532-84, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Say, seconded by Representative Apo and carried, the joint report of the Committees was adopted and S.B. No. 1532-84, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY", 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. 624-84) recommending that S.B. No. 1871-84 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 S.B. No. 1871-84, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", 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. 625-84) recommending that S.B. No. 1553-84, SD 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 S.B. No. 1553-84, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Takamine and Stanley, for the Committees on Agriculture and Judiciary, presented a joint report (Stand. Com. Rep. No. 626-84) recommending that S.B. No. 1951-84 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Takamine, seconded by Representative Stanley and carried, the joint report of the Committees was adopted and S.B. No. 1951-84, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE", 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. 627-84) recommending that S.B. No. 1788-84, SD 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 S.B. No. 1788-84, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND EXPENDITURE CEILING", 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. 628-84) recommending that S.B. No. 1709-84, SD 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 S.B. No. 1709-84, SD 1, 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 placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 629-84) recommending that S.B. No. 1786-84, SD 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 S.B. No. 1786-84, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME 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. 630-84) recommending that S.B. No. 1507-84, SD 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 S.B. No. 1507-84, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS", 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. 631-84) recommending that S.B. No. 1950-84, SD 2, 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 S.B. No. 1950-84, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE

BONDS", 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. 632-84) recommending that S.B. No. 1757-84, SD 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 S.B. No. 1757-84, SD 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 S.B. Nos. 1707-84, HD 1; 2180-84, HD 1; 1532-84, SD 1, HD 1; 1871-84; 1553-84, SD 1; 1951-84; 1788-84, SD 1, HD 1; 1709-84, SD 1, HD 1; 1786-84, SD 1; 1507-84, SD 1; 1950-84, SD 2; and 1757-84, SD 1, were made available to the members of the House at 11:30 o'clock a.m.

Representatives Okamura and Baker, for the Committees on Energy, Ecology and Environmental Protection and Health, presented a joint report (Stand. Com. Rep. No. 633-84) recommending that H.R. No. 58 be adopted.

On motion by Representative Okamura, seconded by Representative Chun and carried, the joint report of the Committees was adopted and H.R. No. 58, entitled: "HOUSE RESOLUTION URGING PRESIDENT RONALD REAGAN, SECRETARY OF STATE GEORGE P. SCHULTZ, AND THE UNITED STATES CONGRESS TO WORK TOWARD THE BANNING OF ALL FORMS OF NUCLEAR WEAPONS TESTING IN THE PACIFIC BASIN", was adopted.

INTRODUCTION OF RESOLUTIONS

On motion by Representative Segawa, seconded by Representative Marumoto and carried, the following resolution (H.R. No. 310) was adopted:

A resolution (H.R. No. 310) honoring the memory of the Reverend Myoshin Takiko Ichinose and extending condolences to her family and friends was jointly offered by Representatives Rohlfing, Anderson, Hashimoto, Hayes, Honda, Ikeda,

Isbell, Marumoto, Nakasato and Say.

By unanimous consent, the following resolutions (H.R. Nos. 302 to 309 and 311) and concurrent resolutions (H.C.R. Nos. 115 to 12) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 302) requesting the Department of Planning and Economic Development to prepare a master plan to aid small businesses in Hawaii was offered by Representative Say.

A resolution (H.R. No. 303) urging the Governor of the State of Hawaii to designate October 11, 1984 as Lions Club Day was offered by Representative Say.

A resolution (H.R. No. 304) requesting the Department of Land and Natural Resources to study the feasibility of setting aside State lands to permit certain residents to practice a subsistence lifestyle was jointly offered by Representatives Apo, Okamura, Nakata, Tungpalan, Wong and Andrews.

A resolution (H.R. No. 305) requesting a study of governmental tort liability was jointly offered by Representatives Ikeda, Stanley and Isbell.

A resolution (H.R. No. 306) relating to development of a deepwater cable and alternative energy resources to supply baseload electricity for transmission by cable was jointly offered by Representatives Okamura and Kiyabu-Saballa.

A resolution (H.R. No. 307) requesting a study on separating the governance of the community colleges from the University of Hawaii system was jointly offered by Representatives Albano, Anderson, Grauly, Hayes, Kim and Levin.

A resolution (H.R. No. 308) concerning circumvention of the sunshine law through creation of ad hoc committees was jointly offered by Representatives Rohlfing, Anderson, Dang, Hagino, Hayes, Ikeda, Isbell, Marumoto and Medeiros.

A resolution (H.R. No. 309) urging the Department of Accounting and General Services to reconsider its ten-year age limitation policy for conventional school buses was jointly offered by Representatives Kawakami, Hashimoto and Taniguchi.

A resolution (H.R. No. 311) requesting the State Board of Education to submit a plan for the education of the children of the Niihau Island community was offered by Representative Hashimoto.

A concurrent resolution (H.C.R. No. 115) relating to the report on the final compensation plan and the cost thereof was jointly offered by Representatives Albano, Anderson, Gaulty, Hayes, Kim, Levin, Nakasato and Taniguchi.

A concurrent resolution (H.C.R. No. 116) requesting the Department of Land and Natural Resources to study the feasibility of setting aside State lands to permit certain residents to practice a subsistence lifestyle was jointly offered by Representatives Apo, Okamura, Nakata, Tungpalan, Wong and Andrews.

A concurrent resolution (H.C.R. No. 117) relating to development of a deepwater cable and alternative energy resources to supply baseload electricity for transmission by cable was jointly offered by Representatives Okamura and Kiyabu-Saballa.

A concurrent resolution (H.C.R. No. 118) requesting designation of Endangered Species Protection Month was jointly offered by Representatives Okamura and Kiyabu-Saballa.

A concurrent resolution (H.C.R. No. 119) requesting a review of the

interstate transmission of criminal justice data and information was offered by Representative Stanley.

A concurrent resolution (H.C.R. No. 120) requesting the State Board of Education to submit a plan for the education of the children of the Niihau Island community was offered by Representative Hashimoto.

At this time, the Chair directed the Clerk to note the presence of Representative Morgado.

Representative Stanley then rose and requested waiver of the 48-hour notice requirement for hearings on S.B. No. 2205-84, SD 2, and the Chair, "so ordered."

The Chair made the following announcement:

"Members are reminded to make themselves available for the purpose of signing committee reports for the timely decking of proposals on this floor."

ADJOURNMENT

At 12:06 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 30, 1984.