

THIRTY-SECOND DAY

Friday, March 8, 1985

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1985, convened at 11:44 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Brother Eugene Fitzsimmons, of Saint Louis High School, after which the Roll was called showing all members present with the exception of Representative Pfeil, who was excused.

The Clerk proceeded to read the Journals of the House of Representatives of the Twenty-Seventh, Twenty-Eighth, Twenty-Ninth and Thirtieth Days.

On motion by Representative Okamura, seconded by Representative Ikeda and carried, reading of the Journals was dispensed with and the Journals of the Twenty-Seventh, Twenty-Eighth, Twenty-Ninth and Thirtieth Days were approved.

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

Representative Leong introduced sixty-nine students from Haleiwa Elementary School who were accompanied by their teachers, Mrs. Koga, Mrs. Harada and Mrs. Kawachi and a staff member, Mr. Ed Brussad.

Representative Andrews, on behalf of the Representatives from Maui, introduced several boy scouts from Troop 18 from the Makawao Hongwanji. They were accompanied by their scoutmasters, Mr. Lou Shimabuku and Scott Sato.

Representative Kim rose on a point of information.

The Chair directed Representative Kim to state her point.

Representative Kim, inquired:

"I would like to know if we have mandatory seat belts in the chamber -- I find some seat belts here on my chair. I would like to know who put them there."

The Chair responded:

"The Chair is missing his."

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

House Bill No. 1581 was re-referred to the Committee on Water, Land Use Development and Hawaiian Affairs.

House Bill No. 905 was re-referred jointly to the Committees on Health and Human Services.

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of considering a resolution out of order.

INTRODUCTION OF RESOLUTION

A resolution (H.R. No. 213) honoring Fred W. Friendly: executive, educator, author and First Amendment advocate was jointly offered by Representatives Hagino, Okamura, Anderson, Apo, Blair, Bunda, Cavasso, Crozier, Graulty, Hashimoto, Hemmings, Hirono, Honda, Ikeda, Kihano, Lardizabal, Leong, Lindsey, Liu, Marumoto, Medeiros, Menor, Metcalf, Morgado, Nakasato, Nakata, Onouye, Oshiro, Say, Shito, Shon, Tajiri, Tam, Taniguchi, Tom, Tungpalan and Yoshimura was read by the Clerk.

On motion by Representative Hagino, seconded by Representative Okamura and carried, H.R. No. 213 was adopted.

Representative Hagino rose and stated:

"The foundation of democracy is really built on a free press and a free media. Today, we have as our honored guest, a man who has been a giant in the field of news broadcasting.

"As noted in the resolution, he began his career many years ago. Later, he teamed up with another famous newscaster, Edward R. Murrow.

"One of the achievements that he accomplished with Mr. Murrow was that during the fifties, they were some of first news reporters to begin to expose the excesses of then Senator Joseph McCarthy and I believe,

helped to bring about an end to that period of time, thirty years ago, which many feel to have been a nightmare.

"He later became, in his illustrious career, the head of CBS news and under his tenureship at CBS news, that organization won many awards mainly because of Mr. Friendly's stewardship.

"I would like to tell a little story which I think some people may recall, as to how he left CBS News.

"It happened back in February 10, 1966. At that time, Congress was holding hearings on the Vietnam War. Upon learning that his own network was not televising the congressional series because his own network preferred to broadcast "I Love Lucy" reruns, not even the original, but the reruns of "I Love Lucy," and a soap opera called "Love of Life", Mr. Friendly turned his resignation the following day upon learning that his own network had not covered this vital congressional hearing.

"In another series of congressional hearings that he covered as a reporter, which I think is of special interest to all of us, are the hearings that were held on Hawaii Statehood. We just celebrated our Silver Jubilee and Mr. Friendly insisted that CBS cover the Statehood hearings back in the fifties, and he was telling me just before our Session here, that, as part of the controversy of our then Territory, becoming a State--the Fiftieth State of the Nation, that he had received criticisms as to why he was, in effect, promoting our admission as a State.

"I think you can see by the resolution, he has been a very courageous individual. Since leaving the broadcast industry, he has gone on to become an author, a producer of a very well-regarded series on the Constitution broadcast by PBS, and he has become a distinguished scholar at the Columbia University, particularly at the School of Journalism.

"He is with us here because the American Civil Liberties Union is celebrating its twentieth anniversary awards dinner and he is the keynote speaker at that event. Just as an aside, the person who is going to be honored at the dinner is someone who is known to all of us here, Mr. Emmet Cahill. The dinner will be held on Saturday.

"At this time, I would like to

introduce to all of you this distinguished, courageous individual, Mr. Fred W. Friendly."

Representative Hagino then asked Mr. Friendly to rise and be recognized.

Representative Hagino also introduced Mrs. Friendly; Vanessa Chong, Executive Director of ACLU, Hawaii; Roger Fronseca, President of the Board of Directors of ACLU; Neil Hubert, member of the board; Dave Johnson, member of the board of ACLU; and John Gray, a very hard working volunteer of ACLU. They were all asked by Representative Hagino to stand and be recognized.

Floral leis were presented to Mr. Friendly by Representative Kim; to Mrs. Friendly by Representative Apo; to Vanessa Chong by Representative Tam; to Fronseca by Representative Hashimoto; to Mr. Hubert by Representative Tungpalan; to Mr. Johnson by Representative Ikeda and Representative Marumoto presented a certified copy of the resolution to the honoree.

The Chair stated:

"Before granting permission, the Chair would like to remind Representative Kim to unbuckle her seat belt before proceeding. Will you please proceed."

At 12:00 o'clock p.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 12:13 o'clock p.m.

Representative Hirono rose on a point of personal privilege.

The Chair directed Representative Hirono to state her point.

Representative Hirono stated:

"I'd like to set the records straight. This morning paper in a front page article relating to the ..."

At this time, the Chair interrupted Representative Hirono and asked:

"Does that have to do with the newspaper article?"

Representative Hirono replied:

"It has to do with the recording of my vote on a bill which was in error,

and I would like to set the record straight."

The Chair responded:

"Representative Hirono, the Chair has a definition on personal privilege, that you must have been aggrieved, number one; and that grievance occurred on this floor. The Chair allows all members to bring everything outside of this process, to this floor to have it brought under the heading of personal privilege, we'll be here all night. The Chair, as a consequence, declares you out of order."

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

The House of Representatives reconvened at 12:20 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of taking up bills on Third Reading on the basis of a modified consent calendar.

At 12:21 o'clock p.m., Representative Anderson asked for a recess, and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:25 o'clock p.m.

UNFINISHED BUSINESS

Stand. Com. Rep. No. 346 on H.B. 194, HD1:

Representative Metcalf moved that the report of the Committee be adopted and H.B. No. 194, having been read throughout, pass Third Reading, seconded by Representative Tom.

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

"Mr. Speaker, I've been trying to find out since yesterday the need for this bill. I think we have shoreline setbacks by the county. I think we have a Corps of Engineers. I think if there's anything that is going to take away the rights of people that there already, or to take care of problems, there are already bills that will take care of this. To have added

legislation is not needed at this particular time.

"Also, Mr. Speaker, if this bill goes through, the way I read it, it's going to take a person forever to get a wall built if he is losing his or her land. It doesn't say if there is a stream coming down pertaining to ocean, but the average stream, that is open -- because I have friends who, for over 30 years, the stream was closed; they opened it and it eroded all of the land. They had a heck of a time and it cost them a lot of money to try to get their land back.

"For that reason, Mr. Speaker, I vote against this bill, and I hope my colleagues will consider it too.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 194, HD1, entitled: "A BILL FOR AN ACT RELATING TO ACCRETION", having been read throughout, passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Anderson and Hemmings voting no, and Representative Pfeil being excused.

The Chair directed the Clerk to note that H.B. No. 194 had passed Third Reading at 12:27 o'clock p.m.

STANDING COMMITTEE REPORTS

Representatives Morgado and Shito for the Committees on Education and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 368) recommending that H.B. No. 152 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Lindsey, seconded by Representative Shito and carried, the joint report of the Committees was adopted and H.B. No. 152, entitled: "A BILL FOR AN ACT RELATING TO AGENTS OF PRIVATE SCHOOLS AND CORRESPONDENCE SCHOOLS", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Menor and Grauly, for the Committees on Corrections and Rehabilitation and Human Services, presented a joint report (Stand. Com. Rep. No. 369) recommending that H.B. No. 1135 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Menor, seconded by Representative Grauly and carried, the joint report of the Committees was adopted and H.B. No. 1135, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII YOUTH CORRECTIONAL FACILITY", passed Second Reading and was placed on the calendar for Third Reading.

Representative Menor, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 370) recommending that H.B. No. 683, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Menor, seconded by Representative Blair and carried, the report of the Committee was adopted and H.B. No. 683, HD1, entitled: "A BILL FOR AN ACT RELATING TO PRISONER FURLOUGH", passed Second Reading and was placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 371) recommending that H.B. No. 28, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Tom, seconded by Representative Metcalf and carried, the report of the Committee was adopted and H.B. No. 28, HD1, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE", 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. 583, HD1 and 28, HD1, were made available to the members of the House at 11:30 o'clock a.m.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 372) recommending that H.B. No. 989 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Say, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 989, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", 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. 373) recommending that H.B. No. 699 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Say, seconded by Representative Tom and carried, the report of the Committee was adopted and H.B. No. 699, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed Second Reading and was placed on the calendar for Third Reading.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 374) recommending that H.B. No. 698, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Say, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 698, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed Second Reading and was placed on the calendar for Third Reading.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 375) recommending that H.B. No. 921, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Say, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 921, HD1, 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.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 376) recommending that H.B. No. 957, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Say, seconded by Representative Tam and carried, the report of the Committee

was adopted and H.B. No. 957, HD1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", 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. 377) recommending that H.B. No. 700, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Say, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 700, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of H.B. Nos. 698, HD1; 921, HD1; 957, HD1; and 700, HD1, were made available to the members of the House at 11:30 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 211 and 212) and concurrent resolutions (H.C.R. Nos. 59 to 63) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 211) authorizing the Board of Land and Natural Resources to negotiate for the leasing of submerged lands for reclamation, at the expense of the lessee, and approving the development of submerged lands at Ke'ehi Lagoon was jointly offered by Representatives Apo and Cachola.

A resolution (H.R. No. 212) requesting that the State seek ways to protect the sea birds that nest outside of the Kilauea Point Wildlife Administrative Site on Kauai was jointly offered by Representatives Apo, Kawakami and Lardizabal.

A concurrent resolution (H.C.R. No. 59) requesting the State to furnish employees to police the shore waters of Kailua, Lanikai and Waimanalo was jointly offered by Representatives Cavasso, Anderson, Apo, Medeiros, Metcalf, Shito and Tungpalan.

A concurrent resolution (H.C.R. No. 60) authorizing the Board of Land and Natural Resources to negotiate for the leasing of submerged lands for reclamation, at the expense of the lessee, and approving the development of submerged lands at Ke'ehi Lagoon was jointly offered by Representatives Apo and Cachola.

A concurrent resolution (H.C.R. No. 61) requesting that the State seek ways to protect the sea birds that nest outside of the Kilauea Point Wildlife Administrative Site on Kauai was jointly offered by Representatives Apo, Kawakami and Lardizabal.

A concurrent resolution (H.C.R. No. 62) recognizing 1985 as the International Youth Year (IYY) in accordance with the Declaration of the United Nations was offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 63) requesting the Board of Land and Natural Resources to proceed expeditiously with all required actions to consummate, if feasible, a land exchange between Campbell Estate lands at Kahauale'a with the adjacent state-owned lands for the purpose of facilitating the development of geothermal resources on the exchanged state lands was offered by Representative Say.

ANNOUNCEMENTS

At this time, Representative Hirono rose on a point of information.

The Chair directed Representative Hirono to state her point.

Representative Hirono asked:

"Will the Clerk read off the "no" votes on a bill that was voted upon yesterday, H.B. 89, HD1, relating to mandatory use of seat belts?"

The Chair asked the Clerk if the information was available.

The Clerk responded, stating:

"Yes, Mr. Speaker, the vote was 41 ayes, 8 noes and 2 excused with the following Representatives voting "no" thereon: Representatives Anderson, Graulty, Ikeda, Kim, Menor, Nakata, Onouye and Souki."

Representative Hirono then thanked the Chair.

Representative Crozier: "Your Committee on Legislative Management

will be having a hearing at 4:30 in Room 435. Decision making to follow."

Representative Metcalf: "Your Committee on Judiciary has a number of important committee reports that need to be signed by members this afternoon including among them, H.B. No. 100, HD1, relating to the penal code. Request that all members of the Judiciary Committee stop by the Chairman's office by 3:00 p.m. this afternoon for signing of those bills."

Representative Shon: "Your Committee on Ocean and Marine Resources will have a hearing on Monday morning at 8:30 in Room 328."

Representative Hagino: "I'd like to request that certified copies of the resolution adopted today for Mr. Friendly be sent to ACLU, Hawaii; ACLU, National Headquarters; Columbia University and CBS if there are no objections."

The Chair "so ordered."

Representative Shito: "Besides the committee reports that have been circulated, I request the Consumer Protection and Commerce members check with my office because I have ten more committee reports that have been prepared for their signatures."

Representative Souki: "Your Committee on Finance will be meeting today at 1:30 to hear various bills for decision making. Also, between 3:00 and 4:00 o'clock we'll be having decision making on the Work Comp."

Representative Okamura, on behalf of the members of the House of Representatives, wished "two members of the House a very Happy Birthday: Representative Cachola who is celebrating his birthday today and to an oversight, belated Happy Birthday to Representative Hagino who celebrated his birthday two days ago."

At 12:34 o'clock p.m. Representative Crozier asked for a recess, and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:35 o'clock p.m.

Representative Crozier announced: "Your Committee on Legislative Management has to amend the time. We will have to change it from 4:30 p.m. to 7:00 p.m."

Representative Kawakami: "The Majority will have an open Majority caucus on Monday morning at 10:00 a.m."

At 12:36 o'clock p.m., the Chair declared a recess until 8:00 o'clock p.m.

NIGHT SESSION

The House of Representatives reconvened at 11:19 o'clock p.m.

At this time, Representative Okamura made the following motion, seconded by Representative Ikeda and carried:

"I move that all bills listed on Supplemental Calendars 1 and 2 pass Second Reading and be placed on the calendar for Third Reading, and that the Journal be kept open till midnight to receive all other bills; and as to said bills which are placed on the Clerk's desk up to midnight, pass Second Reading and be placed on the calendar for Third Reading, and all bills awaiting the expiration of the forty-eight hour period before passage on Third Reading be deferred till Monday, March 11, 1985."

The Chair then reminded all members of Finance "to make yourself available to sign committee reports."

Representative Ikeda announced that there will be a Minority caucus on Sunday at 6:30 p.m.

At 11:20 o'clock p.m. the Chair declared the House in recess for the purpose of receiving and decking Committee reports.

STANDING COMMITTEE REPORTS

The following Standing Committee Reports (Stand. Com. Rep. Nos. 378 to 578) were received in the Chief 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 placed on calendar for Third Reading except those bills which recommended passage on Third Reading, which were deferred.

Representatives Morgado and Tom, for the Committees on Education and Judiciary, presented a joint report (Stand. Com. Rep. No. 378) recommending that H.B. No. 697, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Shito and Tom, for the Committees on Consumer Protec-

tion and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 379) recommending that H.B. No. 570, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 380) recommending that H.B. No. 1050 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 381) recommending that H.B. No. 173 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 382) recommending that H.B. No. 361 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 383) recommending that H.B. No. 574 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 384) recommending that H.B. No. 597 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 385) recommending that H.B. No. 801 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 386) recommending that H.B. No. 317, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 387) recommending that H.B. No. 105, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 388) recommending that H.B. No. 333, as amended in HD1, pass Second Reading

and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 389) recommending that H.B. No. 373, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 390) recommending that H.B. No. 460, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 391) recommending that H.B. No. 603, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 392) recommending that H.B. No. 326, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 393) recommending that H.B. No. 364, as amended in HD1, pass Second Reading and be 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. 394) recommending that H.B. No. 1490, as amended in HD2, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Say and Yoshimura, for the Committees on Water, Land Use Development and Hawaiian Affairs and Public Employment and Government Operations, presented a joint report (Stand. Com. Rep. No. 395) recommending that H.B. 455 pass Second Reading and be placed on the calendar for Third Reading.

Representatives Hashimoto and Shito, for the Committees on Housing and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 396) recommending that H.B. No. 1353 pass Second Reading and be 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. 397) recommending that H.B. No. 995, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 398) recommending that H.B. No. 33, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 399) recommending that H.B. No. 330 pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 400) recommending that H.B. No. 275, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Apo, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 401) recommending that H.B. No. 1547, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Tom and Shito, for the Committees on Judiciary and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 402) recommending that H.B. No. 503, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 403) recommending that H.B. No. 19 pass Second Reading and be placed on the calendar for Third Reading.

Representatives Grauly and Bunda, for the Committees on Human Services and Health, presented a joint report (Stand. Com. Rep. No. 404) recommending that H.B. 434, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Shito and Tom, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 405) recommending that

H.B. No. 558, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Shito and Tom, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 406) recommending that H.B. No. 223, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 407) recommending that H.B. No. 122, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Bunda and Morgado, for the Committees on Health and Education, presented a joint report (Stand. Com. Rep. No. 408) recommending that H.B. No. 156 pass Second Reading and be placed on the calendar for Third Reading.

Representatives Bunda and Yoshimura, for the Committees on Health and Public Employment and Government Operations, presented a joint report (Stand. Com. Rep. No. 409) recommending that H.B. No. 160 pass Second Reading and be placed on the calendar for Third Reading.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 410) recommending that H.B. No. 270 pass Second Reading and be placed on the calendar for Third Reading.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 411) recommending that H.B. No. 1450, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 412) recommending that H.B. No. 116, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Apo, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 413) recommending that H.B. No. 190, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Bunda, for the

majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 414) recommending that H.B. No. 488, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 415) recommending that H.B. No. 519 pass Second Reading and be placed on the calendar for Third Reading.

Representative Menor, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 416) recommending that H.B. No. 1132, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 417) recommending that H.B. No. 262, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 418) recommending that H.B. No. 259, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 419) recommending that H.B. No. 1162, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 420) recommending that H.B. No. 465, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 421) recommending that H.B. No. 401 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 422) recommending that H.B. No. 691 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a

report (Stand. Com. Rep. No. 423) recommending that H.B. No. 657 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 424) recommending that H.B. No. 794 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 425) recommending that H.B. No. 1605 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 426) recommending that H.B. No. 1615 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 427) recommending that H.B. No. 1386 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 428) recommending that H.B. No. 1493, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 429) recommending that H.B. No. 1492 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 430) recommending that H.B. No. 1488 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 431) recommending that H.B. No. 1487 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 432) recommending that H.B. No. 1470, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a

report (Stand. Com. Rep. No. 433) recommending that H.B. No. 283, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 434) recommending that H.B. No. 1298 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 435) recommending that H.B. No. 1257 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 436) recommending that H.B. No. 1254, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 437) recommending that H.B. No. 1248 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 438) recommending that H.B. No. 329, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 439) recommending that H.B. No. 34 pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 440) recommending that H.B. No. 32, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 441) recommending that H.B. No. 29, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Say and Andrews, for the Committees on Water, Land Use Development and Hawaiian Affairs and Planning, Energy and Environmental Protection, presented a joint

report (Stand. Com. Rep. No. 442) recommending that H.B. No. 1063, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Andrews and Say, for the Committees on Planning, Energy and Environmental Protection and Water, Land Use Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 443) recommending that H.B. No. 1239, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 444) recommending that H.B. No. 183 pass Second Reading and be placed on the calendar for Third Reading.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 445) recommending that H.B. No. 167, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Andrews and Say, for the Committees on Planning, Energy and Environmental Protection and Water, Land Use Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 446) recommending that H.B. No. 949 pass Second Reading and be placed on the calendar for Third Reading.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 447) recommending that H.B. No. 220 pass Second Reading and be placed on the calendar for Third Reading.

Representatives Yoshimura, Honda and Apo for the Committees on Public Employment and Government Operations, Agriculture and Ocean and Marine Resources, presented a joint report (Stand. Com. Rep. No. 448) recommending that H.B. No. 214, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Andrews and Say, for the Committees on Planning, Energy and Environmental Protection and Water, Land Use Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 449) recommending that H.B. No. 430, as amended in HD1, pass Second Reading

and be placed on the calendar for Third Reading.

Representatives Yoshimura and Bunda, for the Committees on Public Employment and Government Operations and Health, presented a report (Stand. Com. Rep. No. 450) recommending that H.B. No. 169 pass Second Reading and be placed on the calendar for Third Reading.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 451) recommending that H.B. No. 692, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 452) recommending that H.B. No. 110, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 453) recommending that H.B. No. 674, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 454) recommending that H.B. No. 824, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 455) recommending that H.B. No. 762 pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 456) recommending that H.B. No. 761 pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 457) recommending that H.B. No. 760 pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 458) recommending that H.B. No. 759 pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 459) recommending that H.B. No. 758 pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 460) recommending that H.B. No. 757 pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 461) recommending that H.B. No. 756, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 462) recommending that H.B. No. 755 pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 463) recommending that H.B. No. 743, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 464) recommending that H.B. No. 1382 pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 465) recommending that H.B. No. 1378 pass Second Reading and be 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. 466) recommending that H.B. No. 1360, as

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

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 467) recommending that H.B. No. 1366 pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 468) recommending that H.B. No. 1356 pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 469) recommending that H.B. No. 1354, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 470) recommending that H.B. No. 233, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 471) recommending that H.B. No. 1057 pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 472) recommending that H.B. No. 462 pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 473) recommending that H.B. No. 496, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 474) recommending that H.B. No. 499, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 475) recommending that H.B. No. 1061, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 476) recommending that H.B. No. 1054, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Shito and Tom, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 477) recommending that H.B. No. 800, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 478) recommending that H.B. No. 557, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 479) recommending that H.B. No. 520, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Shito and Tom, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 480) recommending that H.B. No. 509, pass Second Reading and be placed on the calendar for Third Reading.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 481) recommending that H.B. No. 290 pass Second Reading and be placed on the calendar for Third Reading.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 482) recommending that H.B. No. 518, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Taniguchi and Say,

for the Committees on Transportation and Water, Land Use Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 483) recommending that H.B. No. 217, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Taniguchi and Shito, for the Committees on Transportation and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 484) recommending that H.B. No. 720, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Taniguchi and Morgado, for the Committees on Transportation and Education, presented a joint report (Stand. Com. Rep. No. 485) recommending that H.B. No. 612, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Taniguchi and Shito, for the Committees on Transportation and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 486) recommending that H.B. No. 826, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Tom and Menor, for the Committees on Judiciary and Corrections and Rehabilitation, presented a joint report (Stand. Com. Rep. No. 487) recommending that H.B. No. 100, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 488) recommending that H.B. No. 834, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 489) recommending that H.B. No. 1350, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 490) recommending that H.B. No. 1270, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 491) recommending that H.B. No. 839, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 492) recommending that H.B. No. 1369, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 493) recommending that H.B. No. 549, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 494) recommending that H.B. No. 569, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 495) recommending that H.B. No. 1357, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 496) recommending that H.B. No. 1351, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 497) recommending that H.B. No. 1333, as amended in HD1, pass Second Reading and be 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. 498) recommending that H.B. No. 571, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 499) recommending that H.B. No. 1489, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 500) recommending that H.B. No. 791, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Apo 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. 501) recommending that H.B. No. 832, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Graulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 502) recommending that H.B. No. 776, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 503) recommending that H.B. No. 22, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 504) recommending that H.B. No. 614, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committees on Finance, presented a report (Stand. Com. Rep. No. 505) recommending that H.B. No. 1131, as amended in HD2, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Tungpalan and Shito, for the Committees on Employment Opportunities and Labor Relations and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 506) recommending that H.B. No. 962, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 507) recommending that H.B. No. 23, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 508) recommending that H.B. No. 20, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 509) recommending that H.B. No. 39, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 510) recommending that H.B. No. 49, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 511) recommending that H.B. No. 56, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 512) recommending that H.B. No. 57, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 513) recommending that H.B. No. 79, as amended in HD3, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 514) recommending that H.B. No. 104, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 515) recommending that H.B. No. 107, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 516) recommending that H.B. No. 108, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 517) recommending that H.B. No. 134, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 518)

recommending that H.B. No. 144, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 519) recommending that H.B. No. 146, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 520) recommending that H.B. No. 147, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 521) recommending that H.B. No. 166, as amended in HD2, pass Third Reading.

Representative Apo, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 522) recommending that H.B. No. 889, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 523) recommending that H.B. No. 174, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 524) recommending that H.B. No. 52, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 525) recommending that H.B. No. 60, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 526) recommending that H.B. No. 94, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 527) recommending that H.B. No. 95, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 528) recommending that H.B. No. 354, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 529) recommending that H.B. No. 436, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 530) recommending that H.B. No. 448, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 531) recommending that H.B. No. 526, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 532) recommending that H.B. No. 1207, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 533) recommending that H.B. No. 1231, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance presented a report (Stand. Com. Rep. No. 534) recommending that H.B. No. 1244, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 535) recommending that H.B. No. 1271, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 536) recommending that H.B. No. 1275, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 537) recommending that H.B. No. 1285, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 538) recommending that H.B. No. 179, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 539) recommending that H.B. No. 184, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 540) recommending that H.B. No. 192, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 541) recommending that H.B. No. 193, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 553) recommending that H.B. No. 285, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 565) recommending that H.B. No. 693, as amended in HD2,

pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 566) recommending that H.B. No. 705, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 567) recommending that H.B. No. 813, as amended in HD3, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 568) recommending that H.B. No. 838, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 569) recommending that H.B. No. 997, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance presented a report (Stand. Com. Rep. No. 570) recommending that H.B. No. 1127, as amended in HD2, pass Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 571) recommending that H.B. No. 1163, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 572) recommending that H.B. No. 1166, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 573)

recommending that H.B. No. 1393, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 574) recommending that H.B. No. 1289, as amended in HD2, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 575) recommending that H.B. No. 1246, as amended in HD1, pass Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 576) recommending that H.B. No. 1251, as amended in HD2, pass Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 577) recommending that H.B. No. 1186, as amended in HD1, pass Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 578) recommending that H.B. No. 463, as amended in HD2, pass Third Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawaii, the 48-hour notice was given on the foregoing House bills that were placed on the calendar for Third Reading.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 11:30 o'clock a.m. Monday, March 11, 1985.

THIRTY-THIRD DAY

Monday, March 11, 1985

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1985, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend Faaleaga L. Mapu of the Waianae United Methodist Church, after which the Roll was called showing all members present with the exception of Representative Hirono, who was excused.

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

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

Representative Kiyabu introduced 60 fourth, fifth and sixth grade students from Epiphany School. They were accompanied by their teachers, Ms. Brenda Wagner, Mrs. Beris Dennis and Mrs. Rene Nakayama; and Mrs. Adaline Ifuki, room mother. "These students will be leaving for Washington, D.C. on Wednesday, March 13th."

Representative Anderson introduced Sunny Garcia and his son "who are my good friends and neighbor."

Representative Crozier introduced Peling Ongayo and Elesha Stovall, students from Ilima Intermediate School who are participating in the Legislative Awareness Program.

Representative Crozier then introduced Jimmy Hartford, "a very good friend of mine who is an outstanding member of the Makakilo community."

ORDER OF THE DAY

COMMITTEE REFERRALS

The following Senate Bills were disposed of as following:

<u>S.B. Nos.</u>	<u>Referred to:</u>
35	Committee on Finance
117	Committee on Finance
119	Committee on Finance

477 Committee on Finance

479 Committee on Finance

1351 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 180 to 193) and concurrent resolutions (H.C.R. Nos. 47 to 55) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
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180	Jointly to the Committees on Public Employment and Government Operations and Planning, Energy and Environmental Protection, then to the Committee on Finance
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181	Committee on Ocean and Marine Resources, then to the Committee on Finance
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182	Committee on Planning, Energy and Environmental Protection, then to the Committee on Finance
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183	Committee on Consumer Protection and Commerce, then to the Committee on Finance
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184	Committee on Human Services, then to the Committee on Finance
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185	Jointly to the Committees on Public Employment and Government Operations and Judiciary, then to the Committee on Finance
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186	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Planning, Energy and Environmental Protection
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187	Committee on Corrections and Rehabilitation
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188	Committee on Public Employment and Government Operations, then to the Committee on Finance
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189	Jointly to the Committees on Public Employment and Government Operations and Higher Education and the Arts, then to the Committee on Finance
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190	Committee on Public Employ-
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ment and Government Operations,
then to the Committee on Finance

191 Committee on Health, then
to the Committee on Consumer
Protection and Commerce

192 Committee on Corrections
and Rehabilitation, then to the
Committee on Finance

193 Jointly to the Committees on
Employment Opportunities and Labor
Relations and Public Employment
and Government Operations, then to
the Committee on Judiciary

H.C.R. Nos.

47 Jointly to the Committees on
Planning, Energy and Environmental
Protection and Public Employment
and Government Operations, then to
the Committee on Finance

48 Committee on Ocean and
Marine Resources, then to the
Committee on Finance

49 Committee on Planning,
Energy and Environmental Protec-
tion, then to the Committee on
Finance

50 Committee on Human Ser-
vices, then to the Committee on
Finance

51 Jointly to the Committees on
Water, Land Use, Development and
Hawaiian Affairs and Planning,
Energy and Environmental Protec-
tion

52 Committee on Public Employ-
ment and Government Operations,
then to the Committee on Finance

53 Jointly to the Committees on
Public Employment and Government
Operations and Higher Education
and the Arts, then to the Committee
on Finance

54 Committee on Public Employ-
ment and Government Operations,
then to the Committee on Finance

55 Committee on Health, then
to the Committee on Consumer
Protection and Commerce

SUSPENSION OF RULES

On motion by Representative Okamu-
ra, seconded by Representative Ikeda
and carried, the rules were sus-
pended for the purpose of considering
bills on Third Reading on the basis of

a modified consent calendar.

UNFINISHED BUSINESS

Stand. Com. Rep. No. 508 on H.B.
No. 20, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 20, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR", having been read throughout, passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Hemmings and Ikeda voting no, and Representative Hirono being excused.

Stand. Com. Rep. No. 509 on H.B.
No. 39, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 39, HD 2, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 510 on H.B.
No. 49, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 49, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CARE FOR THE ELDERLY", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 511 on H.B.
No. 56, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 56, HD 2, 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 49 ayes to 1 no, with Representative Hemmings voting no, and Representative Hirono being excused.

The Chair directed the Clerk to note that H.B. Nos. 20, 39, 49 and 56 had passed Third Reading at 11:50 o'clock p.m.

Stand. Com. Rep. No. 512 on H.B. No. 57, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 57, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY", having been read throughout, passed Third Reading by a vote of 49 ayes to 1 no, with Representative Hemmings voting no, and Representative Hirono being excused.

Stand. Com. Rep. No. 513 on H.B. No. 79, HD 3:

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

Stand. Com. Rep. No. 514 on H.B. No. 104, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 104, HD 2, entitled: "A BILL FOR AN ACT RELATING TO NAMES", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 515 on H.B. No. 107, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 107, HD 2, entitled: "A BILL FOR AN ACT RELATING TO STATE WARRANTS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

The Chair directed the Clerk to note that H.B. Nos. 57, 104 and 107 had passed Third Reading at 11:51 o'clock a.m.

Stand. Com. Rep. No. 516 on H.B. No. 108, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the

Committee was adopted and H.B. No. 108, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RETENTION OF CASHED WARRANTS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 517 on H.B. No. 134, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 134, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 518 on H.B. No. 144, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 144, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

The Chair directed the Clerk to note that H.B. Nos. 108, 134 and 144 had passed Third Reading at 11:52 o'clock a.m.

Stand. Com. Rep. No. 519 on H.B. No. 146, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 146, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 520 on H.B. No. 147, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the

Committee was adopted and H.B. No. 147, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYEES HEALTH FUND", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 521 on H.B. No. 166, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 166, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

The Chair directed the Clerk to note that H.B. Nos. 146, 147 and 166 had passed Third Reading at 11:53 o'clock a.m.

Stand. Com. Rep. No. 523 on H.B. No. 174, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 174, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT RELATIONS BOARDS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 524 on H.B. No. 52, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 52, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 525 on H.B. No. 60, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 60, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUGAR RESEARCH AND DEVELOPMENT", having been read throughout, passed Third Reading by

a vote of 50 ayes, with Representative Hirono being excused.

The Chair directed the Clerk to note that H.B. Nos. 174, 52 and 60 had passed Third Reading at 11:54 o'clock a.m.

Stand. Com. Rep. No. 526 on H.B. No. 94, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 94, HD 2, entitled: "A BILL FOR AN ACT RELATING TO APPROPRIATION FOR THE REPAIR AND MAINTENANCE OF PRISON FACILITIES", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 527 on H.B. No. 95, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 95, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EXPANSION OF EDUCATION AND VOCATIONAL TRAINING PROGRAMS IN CORRECTIONAL FACILITIES", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 528 on H.B. No. 354, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 354, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

The Chair directed the Clerk to note that H.B. Nos. 94, 95 and 354 had passed Third Reading at 11:55 o'clock a.m.

Stand. Com. Rep. No. 529 on H.B. No. 436, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 436, HD 2, entitled: "A BILL FOR

AN ACT RELATING TO PERSONAL CARE SERVICES", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 530 on H.B. No. 448, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 448, HD 2, entitled: "A BILL FOR AN ACT RELATING TO KAHUKU HOSPITAL OPERATING SUBSIDY", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

The Chair directed the Clerk to note that H.B. Nos. 436 and 448 had passed Third Reading at 11:56 o'clock a.m.

Stand. Com. Rep. No. 531 on H.B. No. 526, HD 1:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 526, HD 1, having been read throughout, pass Third Reading, seconded by Representative Souki.

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

"Mr. Speaker, real briefly, I think this is a bill of the future and it is a real sleeper for this session. Most of the part of this century, we have had an adversary relationship between labor and management in the State of Hawaii, and most recently, it has reared its ugly head in the workers' compensation hearing and this is destructive to the economic welfare of our State.

"This bill provides an opportunity for employees to have a vested or equitable interest in business and that is the way of the future, Mr. Speaker, because it will eliminate this adversary relationship and put us all in the same area of interest; that is, better business is going to benefit both the owners of the business and the employees. And if the employees own the business, it is going to be better for all of us, and we won't need to go through these battles that we have been going through over the last several weeks.

"I urge my fellow members to vote in favor of this bill. It is a good

bill.

"Thank you."

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

"Mr. Speaker, I concur with the Representative's statements in favor of the bill. I would just like for the record to reflect that because there was one individual in particular that had championed this cause and has brought it to the attention of the Legislature this year, and that is Mr. Bob Bumgarner, and I thank you very much for that.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 526, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEE STOCK OWNERSHIP", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 532 on H.B. No. 1207, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1207, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE EAST HAWAII OCEAN RECREATION FACILITIES AND PROGRAMS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

The Chair directed the Clerk to note that H.B. Nos. 526 and 1207 had passed Third Reading at 11:58 o'clock a.m.

Stand. Com. Rep. No. 533 on H.B. No. 1231, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1231, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 534 on H.B. No. 1244, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1244, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IN-SERVICE TRAINING", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 535 on H.B. No. 1271, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1271, HD 2, 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 Hirono being excused.

Stand. Com. Rep. No. 536 on H.B. No. 1275, HD 1:

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

Stand. Com. Rep. No. 537 on H.B. No. 1285, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1285, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL RECORDS CLEARANCE", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

The Chair directed the Clerk to note that H.B. Nos. 1231, 1244, 1271 and 1285 had passed Third Reading at 11:59 o'clock a.m.

Stand. Com. Rep. No. 538 on H.B. No. 179, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 179, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF THE SPECIAL LAND AND DEVELOPMENT FUND", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 539 on H.B.

No. 184, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 184, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE AQUACULTURE ADVISORY COUNCIL", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 540 on H.B. No. 192, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 192, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES", having been read throughout, passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Anderson and Ikeda voting no, and Representative Hirono being excused.

The Chair directed the Clerk to note that H.B. Nos. 179, 184 and 192 had passed Third Reading at 12:00 o'clock p.m.

Stand. Com. Rep. No. 541 on H.B. No. 193, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 193, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WILDLIFE", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 542 on H.B. No. 207, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 207, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ENERGY", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 543 on H.B. No. 208, HD 2:

On motion by Representative Kiyabu, seconded by Representative

Souki and carried, the report of the Committee was adopted and H.B. No. 208, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

The Chair directed the Clerk to note that H.B. Nos. 193, 207 and 208 had passed Third Reading at 12:01 o'clock p.m.

Stand. Com. Rep. No. 544 on H.B. No. 209, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 209, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX INCREMENT FINANCING", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 545 on H.B. No. 227, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 227, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CEMETERIES AND MORTUARIES", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

The Chair directed the Clerk to note that H.B. Nos. 209 and 227 had passed Third Reading at 12:02 o'clock p.m.

Stand. Com. Rep. No. 546 on H.B. No. 240, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 240, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSIONER OF FINANCIAL INSTITUTIONS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 547 on H.B. No. 229, HD 2:

On motion by Representative

Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 229, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL EMPLOYMENT AGENCIES", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 548 on H.B. No. 234, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 234, HD 2, entitled: "A BILL FOR AN ACT RELATING TO OPTOMETRY", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

The Chair directed the Clerk to note that H.B. Nos. 240, 229 and 234 had passed Third Reading at 12:03 o'clock p.m.

Stand. Com. Rep. No. 549 on H.B. No. 236, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 236, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

Stand. Com. Rep. No. 550 on H.B. No. 263, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 263, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RETENTION OF STATE TAX REFUNDS", having been read throughout, passed Third Reading by a vote of 49 ayes to 1 no, with Representative Bunda voting no, and Representative Hirono being excused.

Stand. Com. Rep. No. 551 on H.B. No. 272, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 272, HD 1, entitled: "A BILL FOR

AN ACT RELATING TO HOUSING", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Hirono being excused.

The Chair directed the Clerk to note that H.B. Nos. 236, 263 and 272 had passed Third Reading at 12:04 o'clock p.m.

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

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

STANDING COMMITTEE REPORTS

Representatives Andrews and Say, for the Committees on Planning, Energy and Environmental Protection; and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 579) recommending that H.B. No. 76, as amended in HD 1, be recommitted jointly to the Committees on Planning, Energy and Environmental Protection; and Water, Land Use, Development and Hawaiian Affairs.

On motion by Representative Andrews, seconded by Representative Say and carried, the joint report of the Committees was adopted and H.B. No. 76, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALL MATTERS OF LAND USE", was recommitted jointly to the Committees on Planning, Energy and Environmental Protection; and Water, Land Use, Development and Hawaiian Affairs.

Representatives Andrews and Say, for the Committees on Planning, Energy and Environmental Protection, presented a joint report (Stand. Com. Rep. No. 580) recommending that H.B. No. 432, as amended in HD 1, be recommitted jointly to the Committees on Planning, Energy and Environmental Protection; and Water, Land Use, Development and Hawaiian Affairs.

On motion by Representative Andrews, seconded by Representative Say and carried, the joint report of the Committees was adopted and H.B. No. 432, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALL MATTERS OF LAND USE", was recommitted jointly to the Committees on Planning, Energy and Environmental Protection; and Water, Land Use, Development and Hawaiian Affairs.

Representative Kiyabu, for the

Committee on Finance, presented a report (Stand. Com. Rep. No. 627) recommending that H.B. No. 404, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 627 on H.B. No. 404, HD 2, was deferred until Wednesday, March 13, 1985, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 404, HD 2, were made available to the members of the House at 11:00 o'clock a.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 628) recommending that H.B. No. 99, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 628 on H.B. No. 99, HD 1, was deferred until Wednesday, March 13, 1985, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 99, HD 1, were made available to the members of the House at 11:00 o'clock a.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 629) recommending that H.B. No. 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

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

The Chair directed the Clerk to note that printed copies of H.B. No. 1, HD 1, were made available to the members of the House at 11:00 o'clock a.m.

At this time, the Chair announced:

"There are a number of bills that are still under discussion in both caucuses. The Chair will allow both caucuses the time to come up with their position on said matters so we shall stand in recess until 5:00 p.m. this evening."

At 12:10 o'clock p.m., the House of

Representatives stood in recess until 5:00 o'clock p.m. this evening.

EVENING SESSION

The House of Representatives reconvened at 5:10 o'clock p.m.

The Chair announced:

"Deliberations are continuing on all the measures before us this evening. As a consequence, we shall stand in recess until 6:15 p.m. this evening."

At 5:11 o'clock p.m., the House of Representatives stood in recess until 6:15 o'clock p.m. this evening.

NIGHT SESSION

The House of Representatives reconvened at 6:43 o'clock p.m.

The Chair then directed the Clerk to note the presence of Representative Hirono.

UNFINISHED BUSINESS

Stand. Com. Rep. No. 552 on H.B. No. 281, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 281, 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 50 ayes to 1 no, with Representative Hemmings voting no.

The Chair directed the Clerk to note that H.B. No. 281 had passed Third Reading at 6:43 o'clock p.m.

Stand. Com. Rep. No. 553 on H.B. No. 285, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 285, HD 2, having been read throughout, pass Third Reading, seconded by Representative Souki.

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

"Mr. Speaker, the only reservations I have with this bill is based on the discussion that we had about another bill with the Department of Transportation and Harbors in which it was stated that to be exempt from county

approval completely within the special management area might indeed jeopardize our coastal zone management program.

"In looking at this bill, this bill may also get us in trouble with that so I would register a no vote because it does, on page 3, allow them to plan, design and construct airports without county approval.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 285, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AERONAUTICS", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Shon voting no.

Stand. Com. Rep. No. 554 on H.B. No. 346, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 346, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 285 and 346 had passed Third Reading at 6:44 o'clock p.m.

Stand. Com. Rep. No. 555 on H.B. No. 347, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 347, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 556 on H.B. No. 357, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 357, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT FEES", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 557 on H.B. No. 363, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 363, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVERS' EDUCATION FUND UNDERWRITERS' FEE", having been read throughout, passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Blair, Cavasso, Hemmings, Ikeda, Jones, Liu and Marumoto voting no.

The Chair directed the Clerk to note that H.B. Nos. 347, 357 and 363 had passed Third Reading at 6:45 o'clock p.m.

Stand. Com. Rep. No. 558 on H.B. No. 374, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 374, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 374 had passed Third Reading at 6:46 o'clock p.m.

Stand. Com. Rep. No. 559 on H.B. No. 393, HD 1:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 393, HD 1, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Kamali'i then rose to speak in favor of the bill, stating:

"Mr. Speaker, the DOE priority funds are a means of allowing individual schools, through their principals, to make expenditures suitable to their schools' particular needs.

"Such specialized needs, however, should not depart from established educational theory or principle. And most important, the expenditures should not enforce student stereotypes or re-enforce educational disadvantage.

"What do I mean?

"Last year, as a part of the continuing research first initiated by the

work of the Native Hawaiians Study Commission, we investigated the library resources of elementary schools in rural areas.

"What we found was highly disturbing.

"The Library Resources Division of the Department of Education believes that 15 books per student is the adequate level for a school library. Anything less than 10 books per pupil is dismal, and a contributing force to the educational disadvantage of our student population.

"From the computer records of the Library Division, we learned that schools such as Manoa, Kahala, and Kamiloiki Elementary -- those schools with the highest standardized achievement test scores for early education reading tests -- had libraries with more than 20 books per student.

"In those schools where the reading scores were unacceptably low -- Waianae, Kalihi-waena, Keanae -- there were an average of less than 8 library books per student.

"It is my profound hope, Mr. Speaker, that the principals in these and similar schools, will seriously consider using their special funds for library acquisition.

"We will be monitoring the situation, and if such special funds are not used in this way, then I think special legislation next year for a special library resources fund should be introduced at these target schools.

"My fear is that the principals may be assuming that these children do not read, therefore, the investment in books is not a good one. One principal that I checked with had used his special funds for playground equipment. But let me say, Mr. Speaker, that when the choice is between a book and a ball, there is no question in my mind that the book comes first and I do seriously hope that the principals will agree.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 393, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 393 had passed

Third Reading at 6:49 o'clock p.m.

Stand. Com. Rep. No. 560 on H.B. No. 383, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 383, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SPORTS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 561 on H.B. No. 440, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 440, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC MONEY AND PUBLIC CONTRACTS", having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Ikeda and Liu voting no.

Stand. Com. Rep. No. 562 on H.B. No. 441, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 441, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Anderson voting no.

The Chair directed the Clerk to note that H.B. Nos. 383, 440 and 441 had passed Third Reading at 6:50 o'clock p.m.

Stand. Com. Rep. No. 563 on H.B. No. 689, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 689, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CRIMINAL JUSTICE DATA CENTER", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ikeda voting no.

Stand. Com. Rep. No. 564 on H.B.

No. 690, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 690, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CRIMINAL JUSTICE DATA CENTER", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 565 on H.B. No. 693, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the majority of the Committee was adopted and H.B. No. 693, 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 to 3 noes, with Representatives Anderson, Hemmings and Ikeda voting no.

The Chair directed the Clerk to note that H.B. Nos. 689, 690 and 693 had passed Third Reading at 6:51 o'clock p.m.

Stand. Com. Rep. No. 566 on H.B. No. 705, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 705, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF OFFENDERS UNDER TREATY", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 567 on H.B. No. 813, HD 3:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 813, HD 3, entitled: "A BILL FOR AN ACT RELATING TO COUNTY BONDS AND FINANCING SOLID WASTE PROCESSING AND DISPOSAL AND ELECTRIC GENERATING FACILITIES", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 568 on H.B. No. 838, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 838, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAILER REGISTRATION", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 705, 813 and 838 had passed Third Reading at 6:52 o'clock p.m.

Stand. Com. Rep. No. 569 on H.B. No. 997, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 997, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE'S RENTAL ASSISTANCE PROGRAM", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hemmings voting no.

Stand. Com. Rep. No. 570 on H.B. No. 1127, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1127, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTY POWERS TO ISSUE HOUSING BONDS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 571 on H.B. No. 1163, HD 2:

On motion by Representative Tom, seconded by Representative Metcalf and carried, the report of the Committee was adopted and H.B. No. 1163, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD VICTIMS AND WITNESSES; RIGHTS AND SERVICES", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 997, 1127 and 1163 had passed Third Reading at 6:53 o'clock p.m.

Stand. Com. Rep. No. 572 on H.B. No. 1166, HD 2:

On motion by Representative

Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1166, HD 2, entitled: "A BILL FOR AN ACT RELATING TO VICTIM NOTIFICATION REQUIREMENTS OF CONDITIONAL RELEASE CENTERS; FURLOUGHS FOR PRISONERS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 573 on H.B. No. 1393, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1393, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 574 on H.B. No. 1289, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1289, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1166, 1393 and 1289 had passed Third Reading at 6:54 o'clock p.m.

Stand. Com. Rep. No. 575 on H.B. No. 1246, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1246, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hashimoto voting no.

Stand. Com. Rep. No. 576 on H.B. No. 1251, HD 2:

On motion by Representative Tom, seconded by Representative Metcalf and carried, the report of the Committee was adopted and H.B. No. 1251, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LITTER", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1246 and 1251 had passed Third Reading at 6:55 o'clock p.m.

Stand. Com. Rep. No. 577 on H.B. No. 1186, HD 1:

Representative Tom moved that the report of the Committee be adopted and H.B. No. 1186, HD 1, having been read throughout, pass Third Reading, seconded by Representative Metcalf.

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

"Mr. Speaker, we are all aware in these chambers this evening that a no-fault insurance policy belongs to the automobile. The registered owners of that automobile rightfully pay the premiums to that automobile.

"Now, why am I against this bill, Mr. Speaker?"

"Let me give you a hypothetical situation. Let's just assume now, Mr. Speaker, that I borrow your car for one purpose or the other and the Police Department finds that your automobile does not have no-fault insurance. This bill will say that they will suspend my license for a year and I believe that is not fair. This bill also, Mr. Speaker, tells you that your license also shall be suspended.

"Therefore, I don't see why I should have my license suspended for I have done no wrong and I did not intend to do wrong. Because of this, Mr. Speaker, I am voting no on this bill."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1186, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE", having been read throughout, passed Third Reading by a vote of 41 ayes to 10 noes, with Representatives Anderson, Apo, Hemmings, Ikeda, Jones, Marumoto, Medeiros, Oshiro, Tam and Taniguchi voting no.

The Chair directed the Clerk to note that H.B. No. 1186 had passed Third Reading at 6:56 o'clock p.m.

Stand. Com. Rep. No. 578 on H.B. No. 463, HD 2:

Representative Kiyabu moved that

the report of the Committee be adopted and H.B. No. 463, HD 2, having been read throughout, pass Third Reading, seconded by Representative Souki.

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

"Mr. Speaker, I am, like so many of us here today, perplexed at this issue on workmen's compensation but I have not had the benefit of participating in the negotiations so I will confine my remarks to only one aspect of this bill -- the establishment of the State fund.

"Mr. Speaker, I find highly objectionable the campaign of ignorance that has been waged against the State fund. I have been bombarded with mail urging simply, 'Haldi yes; State fund no.' I've declined to press the senders as to whether or not they have actually read Haldi or understood this State fund.

"One thing is certain, Mr. Speaker. The concept of a State fund has scared the heck out of the insurance industry. Recognizing that State funds have been enormously successful in other states, they have stampeded the business community into rejecting this State fund, and sadly, that stampede has included some who sit here among us today. While recognizing that this is a golden opportunity to engage in partisan attacks, I would hope that at least we who are supposed to know what we are doing would stick to the facts on the matter.

"Finally, Mr. Speaker, I am disappointed that we did not include the necessary funds to set up our State fund right now for if insurance premiums are as bad as everyone says, there is little justification for holding off for another year.

"Thank you."

Representative Hemmings then rose to speak against H.B. No. 463, HD 2, stating:

"Mr. Speaker, a great amount of time, money and human effort has been put forth to curb a very serious problem in our State. That is excessive workers' compensation insurance rates. Throughout it all, I sincerely regret that the issue has been polarized -- business against labor.

"Colleagues, we are no longer in the plantation era. The Big Five is

gone; the sugar industry is on its deathbed. It is a common opinion that Hawaii is not a good place to do business. The adversarial role or mentality that has dominated labor/business relations in the past has reared its ugly head with this issue -- workers' compensation insurance. We are faced with a brave new world. If we don't change our attitudes and methods, our State is doomed to follow the Big Five in the sugar industry into bankruptcy. We are living in a world market now. All our businesses, our labor, our economy must be competitive throughout the world,

"House Bill 463, House Draft 2, if implemented, will add drastically to the negative business climate here in Hawaii.

"Mr. Speaker, I know that the hardworking, honest laborers of Hawaii want opportunities. They want pay raises; they want fringe benefits and they want job security -- the most important need of all for labor. Business people who own and operate Hawaii businesses want basically the same thing.

"House Bill 463, House Draft 2, if implemented, will further destroy our economy. This will hurt all the people of Hawaii, especially laborers. Remember, Mr. Speaker, when business gets bad, big business packs its bags and leaves, or the Big Five, and unfortunately, small businesses who cannot afford to leave simply go bankrupt.

"What are the poor workers of Hawaii going to do?

"Common sixth sense dictates a change, Mr. Speaker. Our present workers' compensation law is a disaster. That is why we are here. House Bill 463, House Draft 2, will make it worse. I urge a no vote on this bill.

"Thank you, Mr. Speaker."

Representative Takamine rose to speak in favor of H.B. 463, HD 2, "with serious reservations", stating:

"Mr. Speaker, the past six weeks has been an experience I had never gone through before and a very valuable learning experience for me. But more importantly, what occurred was a focussed effort to address a very serious problem in our State.

"Many people participated and their efforts and contributions should be

recognized. At the outset, a commitment was made to perform a comprehensive analysis of the various components that contribute to the cost of the workers' compensation system. This task was undertaken by your Committees on Labor and Consumer Protection. The chairpersons of both committees and their members spent considerable time addressing this important issue and should be commended for their patience and efforts to understand the problem. Your Finance Committee, though not being able to spend as much time analyzing the problem due to the legislative calendar, also rendered its recommendations. The Speaker, majority leader and other members of leadership also provided guidance and contributed to getting us this far. There were many people from the community who participated and made the effort to voice their views. The small businesses and business organizations that took the time to provide testimony and all the union representatives and injured workers who testified deserve our sincere appreciation. I am grateful to all of the other participants, including Mr. Haldi, Mr. Webb and Mr. LeCompte, and the lawyers for the injured worker who presented a different perspective. It is through such participation that our system of government works, and we cannot forget the staff whose long hours of hard work made possible consideration of House Bill 463, House Draft 2, for Third Reading this evening.

"And last but not least, I would like to convey my appreciation to the Majority members of this House for the genesis of House Bill 463 is really found in the Majority Program that was adopted at the outset of the session. There, the Majority committed itself to 'place priority on, and to take affirmative action to remedy this complex and sensitive situation in a manner that is equitable to all concerned. . .'

"Mr. Speaker, one aspect of House Bill 463, House Draft 2, that is worth noting is the establishment of a mechanism for creating what has been referred to as a State fund. Mr. Haldi, the consultant, was instructed to 'evaluate the insurance system as it applies to the workers' compensation program. . .and ascertain what might be the likely effects of Act 263, Session Laws Hawaii, 1983, which allows investment income to be considered in the making of rates for workers' compensation insurance.' However, Mr. Haldi's final report did not include any substantive recom-

mendations on this point. Your Committees, during legislative hearings, were informed that a non-profit mechanism could be used to directly bring down the high premium rates that are being assessed against the business community. By establishing an advisory committee to consider the feasible means of implementing a non-profit insurance mechanism in Hawaii, House Bill 463, House Draft 2, addresses itself to the problem of reducing the financial burden presently imposed on small businesses.

"One area of grave concern is the proposed changes regarding the presumption clause. It was clear during the legislative hearings that this has become a very emotional issue. Based on actuarial calculations, we were told by the National Council of Compensation Insurance that a change in the presumption clause would amount to a 2 percent savings on cost. This actual savings is out of proportion to the strong feelings expressed that this was a major cost component of the system.

"From a dispassionate analysis of the provision, there are important reasons for opposing the proposed change. Such a change undercuts the historical trade-off where the worker gave up his right to sue in exchange for a no-fault recovery program with lower benefits.

"More importantly, Mr. Speaker, it creates unfairness in the system against the injured worker. The specific change imposes a change in the burden of proof that the employer carries, and lowers it from a 'substantial evidence' to a 'preponderance of the evidence' standard. What this means is that where the employer can show by at least 51 percent of the proof, a little more than one half, that there is no work connection with the injury, he will prevail and the worker will receive nothing.

"Especially in heart attack, stroke, and mental stress cases, the medical profession does not have a clear understanding of what the specific causal factors are. Therefore, doctors will disagree on causation. By lowering the standard, we allow economic factors to play a larger role in determining the outcome of the case. Due to its greater financial resources, the insurance company will always be more capable of hiring 2 or 3 doctors who will be willing to testify there is no connection to

work. The worker will not have the necessary resources to compete with the insurance company and thus in many cases will probably lose or be discouraged from pursuing a legitimate claim that he or she may have. The law was never intended to allow the economic strengths of the parties to play such a predominant role in deciding the outcome of the case. This is what the proposed change does.

"Moreover, it appears particularly unfair to have the economic strength of the parties play such a role in those cases where doubt is caused by the medical profession not having a clear understanding of what causes a medical condition.

"Such a change, Mr. Speaker, is clearly unfair, and I am unhappy with the final language of House Bill 463, House Draft 2. Yet, it is part of a more comprehensive package of changes that are intended to address the escalating costs of workers' compensation.

"With these stated reservations, Mr. Speaker, I am voting for the bill.

"Thank you."

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

"Mr. Speaker, this bill includes a probable mandate for a workmens' compensation fund. I have been here a few years and I have yet to see a special fund that didn't create more problems than it set out to solve, and now we are asking the taxpayers to believe government should be selling insurance. We are just jumping from the frying pan into the fire, Mr. Speaker.

"Let us look at some examples. We believe that the State could better handle the physicians' malpractice insurance fund. That fund went bankrupt. Then, we supposedly insured Thrift Guaranty and what did that get from that? Angry depositors and now they want their \$30-million back.

"We don't have a good record in this area, Mr. Speaker. But does that mean that we wouldn't succeed with a workmens' compensation fund? Well, look at us now. All State workers are presently covered by the State fund. While private insurance premiums jump up 50 percent, the State fund premiums increased an incredible 34 percent.

"With this in mind, Mr. Speaker, I am voting against the bill.

"Thank you."

Representative Bunda rose on a point of information and inquired whether or not he had a potential conflict inasmuch as he is in the insurance business.

The Chair ruled "no conflict."

Representative Bunda then spoke in favor of the bill with reservations, stating:

"At the outset, I must recognize that a tremendous amount of work went into this bill and I commend those of the respective committees who worked long and hard on it.

"Mr. Speaker, as you know, the reason why this bill is before us is because of the spiraling costs within our workers' compensation system. I support the passage of this bill as major steps have been taken in the correct direction to eliminate some of the deficiencies.

"Mr. Speaker, my reservation about this bill stems from the possible establishment of a State-run workers' compensation insurance fund, the apparent purpose of which is to provide private insurance carriers with competition in order to bring insurance rates down. If, indeed, the establishment of the fund will bring costs down to employers without State subsidies of any kind, then it would be difficult to oppose the establishment of such a fund. However, Mr. Speaker, the State's track record in sustaining funds established to protect certain segments of our society has been manifestly a poor one.

"The establishment of a State insurance fund to offer direct competition to private insurance carriers concerns me, for with its establishment, some of the existing insurance carriers may stop writing workers' compensation policies.

"Mr. Speaker, another concern to which I refer is the testimony presented by the State's Director of Labor that to start up a State fund would require an initial appropriation of \$300,000 for minimal staffing and other related expenses, and would eventually require between 50 to 100 positions at an annual cost of \$1.2- to \$2.5-million. Further, the National Association of Insurance Commissioners has preliminarily estimated

that to write even ten percent of the market and to make the fund viable, our fund will require \$8-million in capital and surplus. And because ours would be a new fund, with a small capital base, little investment income could be generated out of which dividends could be paid. In other words, Mr. Speaker, for the Hawaii fund to be able to match the performances of the California and Arizona state funds, funds which the proponents of the establishment of a State fund cite as examples of successful state funds, we must also have a large fund, one which we cannot initially have, and one which the prospects of having in the future appears minimal.

"Mr. Speaker, another bothersome aspect of the creation of a State fund is the unwise interference by the State in a field better left to the private enterprise. There was no showing in the Haldi report that our current private insurance system was responsible for the high cost of the workers' compensation system. In fact, Mr. Speaker, in the Haldi report, it is concluded that the workers' compensation law problem is a benefits problem and not an insurance problem.

"Mr. Speaker, I believe it is the government's role, especially the policymaking body, to be fair and consistent. If, in the interest of cost containment, the rallying cry of this session, a State insurance fund must be established in the workers' compensation system, then logically and fairly, a State fund should be established to provide public competition to doctors and lawyers in private practice. In addition, a State fund should be established in the area of automobile insurance because of the skyrocketing cost of automobile insurance. Furthermore, more State hospitals should be created to provide competition to the private sector acute care hospitals since there is no denying there is a need for hospital cost containment.

"The point I am making, Mr. Speaker, is that if we start with the creation of a State workers' compensation insurance fund to provide direct competition to the private sector in order to ostensibly bring about cost containment, then the logical end may be the creation of State funds to provide government competition in all phases of activities involving private enterprise. I am certain not one of us here hopes for that to happen.

"For these reasons, Mr. Speaker, I am voting for the passage of this bill with reservations. But let us not accept it as the final solution to the problems which exist in our workers' compensation laws, but let us continue to exert efforts to make the law fair and equitable for all of the people of this State.

"Thank you, Mr. Speaker."

Representative Kamalii then rose to speak in favor of the bill with reservations, stating:

"Mr. Speaker, this measure is not all that everyone wants -- whether from the workers' point of view, or that of the employer.

"In fact, the most unfortunate aspect of the discussion about workmen's compensation has been just this tendency to view these and other proposed changes as either pro-labor or anti-business.

"As legislators, we are well aware of and sensitive to the competing interests which come before us. However, the balance which we hope to find is not, strictly speaking, a compromise between the two positions. Rather, the balance is the public interest. And the public interest is best served when we can maintain a sense of fairness and common sense in what we do.

"The two most blatant examples of unfairness in the present law are addressed in this measure: 1) a downward shift of evidentiary standards to 'a preponderance' of proof by the employer to demonstrate that heart attack, stroke, or mental illness is not job-related and, therefore, not compensable; and 2) a waiting period of two work days to avoid compensation payments for days not normally included in a regular payroll.

"Other imbalances remain. But these two changes are a clear signal of 'good faith' adjustments in law by this Legislature.

"Far less acceptable, Mr. Speaker, are attempts within this bill to strike a compromise between legislative remedies.

"In particular, I am talking about the 'study' of a State compensation fund. Such a fund does not just upset the balance we are attempting to foster; it destroys it.

"Here we are, attempting to forge

fairness -- and then suddenly declaring, 'well, the only way it can be done is if government does it.'

"Simply, my colleagues, that isn't true.

"The only examples we have of State insurance funds are so fundamentally different from our own situation that they offer no guidance at all. Both California and Arizona have populations far greater than our own -- numbers able to generate investment potential and dividend return. A capability that we lack.

"In addition, their laws are virtually the reverse of our own. They require a preponderance of evidence by the injured worker to prove a claim.

"I am confident that further amendments will be made to this bill both in the Senate and in Conference Committee. It is my sincerest hope that in that process, we will find a private sector solution. If not, then I will be compelled to vote against this measure the next time that it is before us. Why? Because I will not admit that we have failed when we have not yet even tried because, Mr. Speaker, that is our only fair thing to do.

"Thank you."

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

"My reservations are, Mr. Speaker, that from day one, since we started working on this bill, the presumption clause has not been something that's emotional. Both sides of the aisle, labor and business, said it was very, very important. Labor said keep it business and get rid of it. If it was emotional, it would not have been that much of a thing that we had to work on. It wouldn't have had the impact that everybody was worried about.

"After we had the Haldi report, we had 32 measures that they asked us to consider. Each one would change two or three percent and that is what we fought -- the percentages. The overall would have been a savings of twenty percent. We ended up, Mr. Speaker, with choosing four, and that's a compromise -- four measures and we might even have a cost rise rather than a cost going down.

"That's one of the reasons I don't like the bill, Mr. Speaker, and it is not emotion. I've had every report

that we could possibly get from Mr. Takamine, from our own staff, and from the staff of the business community. It's not something that we're just looking at and playing games with.

"People are in trouble. That's why we have this. Normally, when we have any type of a . . . I'm trying to think of the word right now...when-ever we go ahead and spend money to have an issue looked at, we normally look at it, we use it as a guideline. This time, it's so important that it's not just something to be a guideline. There's people out there losing their jobs.

"The business community can no longer pass on costs to the people out there that is the consumer. They're at a point now where they are not even hiring in some cases. We have talked to businessmen that said to hire someone would cost them a thousand dollars up front. They haven't hired in two years. There's businesses letting people go. Construction companies that said, 'I used to have 20 people; I now have 6.' They're paying in excess of \$250,000. A small business person from Maui -- \$25,000 a year for 10 people.

"These are costs that people are just looking at and they want us to go ahead and try to solve this. And then we say we have a compromise. We're going to take 4 of the 32 recommendations and we are going to send it over.

"And for Representative Shon, if the Haldi report versus the State fund is one that we haven't really looked at, then the two gentlemen that came from California and Arizona, both after under questioning, their laws aren't anywhere near ours.

"If we are going to have a State fund, we just don't look at how we're going to implement it, we have to accept their whole law. That's the only way it'll work. But if we would sit down and try to take care of our own problems instead of using the bandaid, we'd be fine. Two or three percent here or there isn't going to hurt us. Both sides, we've got people that are temporarily out and they're on a disability that they'll never be able to go up on. They have been out for years and they're here. They can't go up.

"We've got to look at something like that. But first, we have got to bring costs down so that we can look

at how we're going to take care of those that absolutely deserve to get a little more. The Haldi report will give them about 80 percent, after taxes, whereas on the other side, it was 66 percent. We've got to look at all of the compromises that are there and we'll try to make up our own decisions rather than say a State fund -- that's the easiest way to go.

"For that reason, Mr. Speaker, I'm going to vote for the bill but I am hoping that I can get on a conference and at least sit and listen and try not to be too emotional, but sometimes I get that way. I hope my colleagues will vote for it and then fight to try and work things out.

"Thank you, Mr. Speaker."

Representative Menor rose to speak in favor of the bill with reservations, stating:

"As a member of the Employment Opportunities and Labor Relations Committee and the Consumer Protection Committee, I support this bill because of the fact that I think it contains good positive provisions. For example, there is a provision relating to establishment of medical guidelines that would bring some form of control over excessive medical treatment. In addition, I think that this particular area and bill needs additional discussion so, therefore, passing it out of the House would ensure that.

"On the other hand, I do have some concerns.

"My first biggest concern, I believe, is with respect to the provision relating to the presumption clause. As I read the language in the bill relating to the presumption clause, I believe that the language, as it is written, may pose some serious constitutional problems and may result in some constitutional challenge as to that section of the bill. What the bill or the provision relating to the presumption essentially does is it creates two classes or categories of workers -- workers with particular kinds of injuries; for example, relating to cardiovascular ailments, and those that are specified in the bill would have the presumption apply but the preponderance of the evidence then would be the one that would be applicable.

"In the other situations, for other types of injuries for those categories of employees, then you have the substantial evidence rule applying.

And I believe that this kind of distinction between these two categories of classifications of employees may raise some constitutional problems in terms of possible challenges under the equal protection laws and I don't think that the testimonies offered during the hearing could provide a sufficient evidentiary basis to argue for the constitutionality of that provision, so as this bill is further discussed in conference committee, I hope that this particular concern can be addressed.

"My own preference would be to adopt a standard that would be applied across the board for all categories of employees. My stated preference has been for the adoption of a clear and convincing standard which is in between the substantial evidence standard and the preponderance of the evidence standard. I think that the adoption of this intermediate standard would, on the one hand, address the employers' concerns about not having to face an almost insurmountable evidentiary burden in trying to overcome the presumption while, on the other hand, recognizing the fact that an employee faces an imbalance in resources and we wouldn't want to put him in a position of having to hire attorneys and also to expend considerable resources in just pressing a claim. So, perhaps this adoption of an intermediate standard, across the board, would possibly minimize the legal challenges based on constitutionality while, at the same time, addressing the balance between the employer and the employee.

"I am also concerned, Mr. Speaker, as Representative Bunda had stated very well, the creation of a State fund. I think that this matter deserves further study in terms of the way it would be managed and also the experiences of other states. So while I support the study, I think that having an affirmative statement in the bill saying that the Legislature supports the creation of a State fund causes me some difficulties.

"In addition, I also am concerned about the fact that while we have made some improvements in the bill with respect to the waiting period, that we do not allow, under this bill, the retroactive collection of benefits for the initial days work loss, and this could be a deviation from what other states basically provide in terms of allowing the retroactive collection of benefits. I think that the biggest problem under this existing law is the fact that the time period for retro-

actively collecting benefits is relatively short. It means that an employee who is injured for a short period of time can just stay off the job for an additional day or two and be able to collect benefits retroactively. On the other hand, I do not believe that we would all here agree that an employee who is legitimately injured for a long period of time, that employee should not be adequately compensated for the wages lost. And so I think that some form of retroactive collection of benefits should be allowed, but what we ought to do is look at what other states are doing. For example, in California, which has a 14-day time period before you can collect their benefits retroactively, as opposed to what we have now in Hawaii which is, I believe, five days.

"And finally, Mr. Speaker, I don't think that the bill addresses the so-called problem of double dipping in which somebody who is initially injured receives or compensationally claim and then is subsequently injured is able to receive full benefits for that subsequent injury even if that injury is basically an aggravation of the initial injury. I think that we need to have some clarification in terms of apportioning the relative awards where you have subsequent injuries to take into account the fact that the second injury is, in fact, an aggravation of the first injury.

"So based on those concerns, Mr. Speaker, I think that this bill deserves further study. It should be studied further. I would favor this bill but again, I favor it with reservations.

"Thank you very much, Mr. Speaker."

Representative Cavasso then rose to speak against the bill "as a small businessman", stating:

"Mr. Speaker, I speak as a small businessman with a laborer's background. At 14 years old, I went to work in the trenches at Correa's Plumbing in Kailua. I started my own lawnmowing business at 15 when I was at Kailua High School. At 28, I finally began my own landscape contracting firm and I have been given much and I have the ability to do other things than run a small business. The primary reason for starting this particular business, the landscaping company, was so that I could provide jobs to some people who I knew who were disabled and who needed work. The company grew over

7 years to employing 19 people, and experiencing the problems of our insurance and surviving in this community. I should share that during that time, there were many years when I paid myself less than the lowest paid employee in the company.

"I believe in workmen's compensation and the need for workmen's compensation. But not what we have here. The other night -- Friday night -- I was sitting right here and talking to some of the representatives and the feeling that came to me was somewhat a feeling of hopelessness and like, hey chuck it. Why fight to keep employees any longer. Why not just let them go and insure themselves. I desire to keep employees in my company; I desire to keep them insured; I desire to keep them safe; I desire to pay this. But we have a problem that's running out of control.

"Workmen's compensation began before I was born and it was under control until about ten years ago. It's only in the last ten years that something has gone wrong and we need now to deal with that which has gone wrong and straighten it out. What came out Friday night, coming against me and the feeling that came. . . I am a responsible person, and yet, the feeling came -- I don't want to deal with this any longer. Let the employees go. That's wrong, and I wonder if I am feeling this, how many other small employers with two or three, or five or ten, or even twenty employees in the State, are feeling the same way. We need to deal with this.

"I would like to address four points in this current situation and share from small business perspective, someone who is in the ground, working.

"Permanent partial disability. The law, as it says right now or as this is saying, is providing for double dipping. Someone in my company could get hurt in the leg, for example, and he could be given a permanent partial disability payment of \$300 a month. Suppose he is earning \$900 a month in my company and he goes and gets hurt and comes back and he gets a permanent partial disability. He gets \$300 a month for the permanent partial disability. He will also continue to get, not only that permanent partial disability, but will continue to get the \$900 a month that he is working for me for if he can do his job properly.

"I spent time in the military. I was injured on active duty. I received a disability for an injury to my leg. The disability goes as long as I don't go back to work but when I go back to work for the military, that disability gradually cuts down, depending on the amount of work and my earning capacity with the United States military. We should follow their example and make sure that we do not permit the double dipping. It must be cut down by percentage at least.

"The second point that I make. We have left it at 66-2/3 percent instead of going to 80 percent of after tax income. I did some calculations this morning. I called a number of contractors, got some payrolls that were actually paid this week, and did some figures. If we leave it at 66-2/3 with the rate we are going in taxes right now, if you're a single person (laborer) making \$40,000 a year, and this is a report of one labor I got this morning. After taxes, you make 62 percent of what you earned. So if we pay him 66-2/3 percent of his income for workmen's compensation, he will make more under workmen's compensation by a number of thousands of dollars, to be exact 4-2/3 percent, than he is making right now in his regular job. If that person is married, they would make 70 percent, so if they are on workmen's compensation, a married person with four dependents would make less on workmen's compensation slightly. Now this is the higher salary.

"I also got some prices for some lower salaries and we've got laborers out there at the lower salary at \$10,000 a year, and they would be hurt by this 66-2/3 benefit. They would gain more by the 80 percent figure because a single person making \$10,000 get 77 percent of his income to keep at working right now. He keeps 87 percent if he's got four dependents. It's a disincentive and I might add that if you've got union benefits, you also take the union benefits out of the man's salary and he does not have that to count when he goes and collects workmen's compensation.

"And the third point I make is presumption. I notice that some laws, I believe it is English laws, says that you are presumed guilty until you're innocent. What we have here is myself -- an employer. I am presumed guilty if an employee walks in and says, 'I got hurt.' He claims that he got hurt. I am presumed guilty. I must pay the fine, or the

bill, or whatever it be, until I can prove otherwise.

"The last point I make and it is in relation to fraud. The stopping of payments has been eliminated if we catch someone that's fraud. The people, whether we realize it or not, are stealing from the employer if they are in fraud and we must be able to stop that when that is discovered. In our own community and our courts, we call stealing something that can be punished and must be stopped immediately. We need to do the same thing with our insurance and with our business. We need to help our business environment to move on. And I might say that as far as fraud, we're saying that, yes, fraud is bad, but that the employer has a chance to defend himself. I share cases where I had an employee that works for me and the gentleman went away, claimed through our government organization and our bureaucrats claimed unemployment insurance after coming to work for me. He had left his family on the mainland to come to work in Hawaii, got a job with me, and then got a call from his wife and returned to the mainland. The decision of the government. . .bureaucrats who have decided and said that he had legitimate reason to leave my company to return to his wife and I am the one who supports the family. And yet, I see this tendency on the part of our administration, on the part of our Department of Labor and such to grant all, absolute all benefits of doubt, to the worker, feeling that the employer can afford anything and I share that. . . and I ask for these four points to be addressed should this bill pass on the Senate side.

"Mahalo."

Representative Shito then rose to speak in favor of the bill with serious reservation, stating:

"Section 14 of the bill which establishes a State compensation insurance fund should not have that incorporated in the bill. If we are to have a study, Mr. Speaker, it should have been encompassed in a House Concurrent Resolution, but outlines the perimeters of the study.

"Secondly, Mr. Speaker, I was faced once before whether to vote for a bill as such and I find myself in the same situation again tonight. The measure before us does not go far enough and the recommendation is contained in the Haldi report.

"It is for this reason I am voting for the bill with very serious reservations.

"Thank you."

Representative Ikeda then rose and stated:

"Mr. Speaker, I rise to speak against House Bill 463, House Draft 2, and with a very heavy heart, I might add.

"Mr. Speaker, if there ever was a bill that I would like to support this session, House Bill 463 would be it. We have, over the last four years, wrestled with this problem of increasing costs within the workers' compensation system, looking for ways to relieve this problem.

"We established a Governor's Commission in 1980 to study the problem and, last session, this Legislature placed a one-year moratorium on workers' compensation premium rate increases and at the same time, commissioned a study at the cost of \$150,000. The intent of that study was to provide a comprehensive examination of Hawaii's workers' compensation system in comparison with other states and to provide objective recommendations for improving the system.

"Insurers agreed to the moratorium because they were hopeful that costs could be reduced after careful study and amendments to the law by the Legislature.

"Mr. Speaker, we now have the results of that study, known as the Haldi study, as well as the results of another study conducted by Mr. John Lewis, based on a closed claim study, and commissioned by the Chamber of Commerce. Both studies identify the major cost factors in the workers' compensation system. The Haldi report shows that between 1977 and 1983, benefit payments per employee have increased fourfold, from \$70.46 to \$271.41.

"The Lewis study notes that Hawaii has the highest frequency of lost time cases of the 45 states studies; the frequency of permanent partial disability cases is the second highest; and permanent total disability frequency is the highest by a wide margin -- 97 per 100,000 compared to an average of 9 per 100,000.

"Both studies also noted that Supreme Court decisions interpreting statutory language have also con-

tributed to the high number of cases coming into the system, as well as their cost.

"Both studies also agree that much can be done by the Legislature statutorily to correct this situation. Mr. Speaker, the Lewis study also goes a step further and points out potential cost increases in certain areas if no changes are made to the current law. And, Mr. Speaker, all of this is relevant as we analyze the bill before us. Let's really look at what this bill does.

"First of all, it does nothing to address the major problem of pure loss costs--the fact that direct benefit payments to injured workers are essentially running out of control in this State.

"Proponents of the bill will argue that the section on temporary total disability gives the employer the right to ask the Director to investigate if the employer feels that the injured employee's benefits exceeds his regular after-tax pay in such a manner that the benefits are an actual disincentive to the employee's prompt return to work. And the Director may for good cause adjust benefits. However, Mr. Speaker, the bill goes on to say that in the event of a conflict, Section 386-31 (a) and (b) shall prevail. This totally negates the whole process.

"In addition, Mr. Speaker, no change has been made in the way benefits are computed and paid a part-time employee. Under our present system, a part-time employee will almost always collect more in benefits than he would in wages if he returned to work.

"Proponents of this bill will argue that the change in the waiting period from 2 calendar days to 2 working days will reduce costs. Mr. Speaker, while this is a minor improvement to the present system, both the Haldi and Lewis studies say that any cost savings are questionable and will not result in true cost savings.

"Secondly, Mr. Speaker, this bill fails to address the problem of liberal court interpretations of the law and, in fact, may justify further expansion of decisions to allow more cases into the system.

"Much evidence has been presented showing that judges in Hawaii have interpreted statutory language common to other states in a significantly different manner. And, as John

Lewis points out, the statutory presumption of compensability is such an instance.

"This bill sets up a separate evidentiary standard of 'a preponderance of the evidence' to overcome presumption for claims involving cardiovascular disease, stroke, hypertension and mental stress. While this change may seem like an improvement, given the legislative intent expressed in the committee reports, there is no conclusive reason to believe that there will be a significant change in the system. Also, Mr. Speaker, at the present time, these claims account for less than one percent of the total amount of claims although I will admit that it has a potential for growth, especially if this bill passes. The remainder of the injuries will still be decided by the 'substantial' standard.

"Third, Mr. Speaker, this bill will actually increase costs rather than reduce them.

"John Lewis, in his study, noted several aspects of the current system which, if not controlled, can be the source of substantial increases in cost in the not too distant future. The first is vocational rehabilitation. Lewis notes the change in vocational rehabilitation from counseling and job placement services to a system which provides formal training and education. He also notes that vocational rehabilitation does not serve to reduce costs of other benefits such as permanent partial disability.

"Mr. Speaker, this bill states the purpose of rehabilitation as, 'to restore an injured workers' earning capacity as cost-effectively as possible and to return the injured worker to suitable work in the active labor force as quickly as possible.'

"That little word change from 'the active labor force' in the original version of this bill, to 'suitable work' in this version, will have a major impact in increasing costs. As noted by our own State Director of Personnel Services, Mr. James Takushi, this change will 'dramatically increase costs.' Let me read the example he gave in his testimony.

"Conservation Resources Enforcement Officer III, SR 13, earning \$2,112.00 per month sustains an injury which prevents him from meeting the firearms certification requirements. Due to the inability to locate suitable employment within the State system, he is terminated. The

State has an obligation to provide vocational rehabilitation services. Under the proposed legislation, he has to be restored to his previous earning capacity. Because he was employed in a highly specialized area, we cannot find any comparable jobs in the normal labor market. Rehabilitation activities would be numerous and costly. The employee might still be deemed permanently and totally disabled if he can't be retrained and placed in a job that would provide for a salary of \$2,112.00 per month. This could occur even if the employee was physically capable of resuming some other type of employment which paid less.

"I might add, Mr. Speaker, that the State is self insured but our costs have exceeded those in the private sector.

"Four, fraud is another area which has not been adequately addressed. This bill eliminates the only existing provision that allows an employer to terminate on-going temporary disability benefits without the need for an order by the Director of Labor. If this bill passes, there will be no mandatory termination of benefits for fraud. Penalties are left to the discretion of the Director.

"It is also important to note, Mr. Speaker, that the committee report of House Draft 1 of this bill, which this version incorporates, states: 'Your committees believe that the humanitarian purposes and remedial character of the workers' compensation law cannot be ignored in enforcing Section 386-98.' One cannot help but wonder what, if any, sanctions will be imposed for fraud under these conditions.

"Mr. Speaker, this bill adds a very costly feature to the system -- an accident and fraud prevention unit which will require 9 positions and will cost approximately \$256,000 per year. This provision was retained despite the Director of Labor's testimony that 'most of the duties and responsibilities proposed for the accident prevention unit are now performed by the Division of Occupational Safety and Health.'

"And, Mr. Speaker, no provision is made to strengthen the administration of the workers' compensation program by the Department or to mandate enforcement and monitoring by the Department although these recommendations were made in the Haldi report. And finally, Mr. Speaker, this bill establishes a State com-

pensation fund in spite of the fact that Haldi found 'intense price and service competition' in the sale of workers' compensation insurance in Hawaii.

"Mr. Speaker, I asked Mr. Haldi to elaborate on what his study team did to investigate whether rates for workers' compensation insurance were disproportionately high and out of line with benefit payments. I would like to read a portion of his response.

"He said: 'I will endeavor to answer that question directly. Let me first state, though, that the attack on insurance rates, insurance industry profits and general overhead expense of the system is, in my opinion, a shibai of the first order. The major reason for this shibai, I suppose, is to deflect attention from the fact that direct benefit payments to injured workers (pure loss costs) are essentially running out of control in Hawaii. They are out of control because virtually no effort is made to control costs by either the Department of Labor and Industrial Relations or the statute.'

"Mr. Speaker, this has been an unusually long speech for me but that is because this issue is one of major importance and may very well be the most important thing we address in this decade because of its impact on the state of our State and its economy. I have tried to remind you of this over the past few days by pointing out the impact that high workers' compensation costs have had on housing, industry, and all other consumer items.

"The Governor, in his state of the State address emphasized the need to attract new business to Hawaii. He specifically targetted workers' compensation as a problem area. He said: 'Our compensation costs are higher than anywhere else in the country. And obviously we must reassess the cost-effectiveness of our workers' compensation system. All aspects of this complex program must be reviewed, including the tendency of the courts in recent years to broaden dramatically the idea of what is a work-related injury.'

"Mr. Speaker, Hawaii is in a crisis situation. We have not been able to create an adequate number of high level jobs and therefore have experienced a 'brain drain.' We need to improve the business climate and our anti-business image if we expect to attract new industries to Hawaii

and thus create new jobs. We must do this or suffer the consequences. We are no longer a plantation economy.

"Mr. Speaker, House Bill 463, House Draft 2, will not help the situation and, therefore, I must vote against it. I would like to leave you with one last thought as expressed by Dr. Haldi in his letter to me.

"Dr. Haldi said: 'If the Legislature so desires, it of course may ignore the obvious. But the Legislature should at least be put on notice that it is engaging in willful and massive self-deception which will not change the level of pure loss costs, nor will it change the marked underlying trend toward higher benefit payments.'

"Mr. Speaker, I ask you and my colleagues not to engage in 'willful and massive self-deception' and to join me in voting no on this bill. We can come back next year and do a better job.

"Thank you."

Representative Kim rose to speak in favor of H.B. No. 463, HD 2, with some reservations, stating:

"Mr. Speaker, although I am for this bill, I am disappointed that we have neglected to heed--in full--the recommendations set forth in the Haldi report. Instead of implementing an objective study which we commissioned, we have a bill before us which has been 'manipulated' by various groups in our community so that much needed changes will occur only in piecemeal fashion.

"Because of this, Mr. Speaker, I believe that the amendments in House Bill 463, House Draft 2, which addresses the waiting period and creates a new standard of evidence in the presumption clause is a giant step in the right direction. Without addressing the presumption, Mr. Speaker, every disease, every heart failure, every illness due to normal aging process will be determined to be work related.

"We must remind ourselves the basic objective of the workers' compensation law, and that is to take care of the worker who is legitimately hurt on the job. I don't believe that the law was intended to compensate the worker who after work engages in a sports activity, collapses, and then links it to the stress of the work place. It is about time that we looked at the

loopholes. It is about time that we look at our current law and it has been shown that our current law encourages people to stay home long after the injury is over. We must begin to address measures that will encourage the worker to go back to work.

"This bill in no way, Mr. Speaker, will rob the worker of his benefits. After all, I am a worker, you are a worker, my father and brother are construction workers, my mother has worked in the hotel for 20 years. I believe that this bill only begins to address the high cost of workers' compensation. When the cost of business gets too high, Mr. Speaker, two things happen.

"First, the cost is passed on to the worker or consumer; and second, when cost is so high, businesses go out of business. We are beginning to see some of our major industries slowly die. These people who are now out of work, they no longer need to have to worry about the benefits of workers' compensation. This law will do them no good. They are worried about finding a job so that they can feed their families. I urge you, my colleagues, don't pass any more of the high cost on to the consumers and let us not put any more consumers out of work.

"For these reasons, Mr. Speaker, I plan to vote in favor of the bill but with reservations.

"Thank you."

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

"My reservations are based on the changes in the presumption clause and the retroactivity. My support is based on the creation of the State fund. We do have a crisis in workmen's compensation. It's squeezing the small business person, it's squeezing the consumer, and if it squeezes much tighter, it will hit the employees.

"However, as Representative Cavasso mentioned, we had a system that worked, that was in balance, with the worker on one side and the union; and the other side, the employer and the insurance company. The balance was fairly even. Somewhere along the way, things went out of whack and it seems that this happened when the insurance industry found that it was easier to increase rates and continue to pay

benefits than to contest or to vigorously investigate cases.

"Certainly, benefit levels have risen. As Representative Ikeda mentioned, four times between 1977 and 1983. However, in that same time period, premiums collected in this State tripled, and if you look at the quantitative difference between collection and payout, what you find is that the difference in 1983 is more than twice what it was in 1977. If you also look at these numbers, you find that the insurance industry has returned less than 50-cents on the dollar in benefits to the workers. If you look at all those years, beginning in about the mid-1970s, this is what you find. So, the insurance industry makes its money off investments and it also has more than 50 percent of the premiums that have been paid in -- far more than adequate for the expenses, I believe.

"But, I think that we, too, bear responsibility in all this. Why has it been so easy for the industry to increase the rates? Is it the Insurance Commissioner? Is it us in our oversight?

"The industry has had no incentive to investigate and to police the cases that come before them. There is responsibility to be borne all around.

"Thank you, Mr. Speaker."

Representative Tungpalan then rose to speak in favor of the bill with serious reservations, stating:

"I will be voting for this bill because it will establish a State workers' compensation insurance fund. We have heard from State fund experts from California and Arizona who have stated that 'operating under our present law and given the amount of premiums written and losses incurred, if there were a State fund in existence in Hawaii in 1983, that fund would have returned twelve or thirteen percent dividends to employers in this State.' Let me say again, that these dividends would have been returned under our present law.

"If you recall, 1983 was the same year insurance companies came in and requested a 55 percent increase from our Insurance Commissioner. They got an average 29 percent and were allowed to raise premiums to 54 percent for certain employers. Establishing a State fund system would encourage competition in the marketplace and ensure businessmen and

women affordable policies with improved services.

"House Bill 463, House Draft 2, also contains measures for an accident and fraud prevention unit. This is not an adversarial unit -- it is one to aid both the employer and the employee. The only way everyone wins in this system is through good safety programs. We are trying here to keep accidents at a minimum, thereby reducing the frequency of claims.

"The reservations I have with this bill deal with two amendments made in the committee on Friday. We are penalizing both employees and employers by docking the injured worker's first day's pay. In so doing, we will be the only State in the union to do this as all other states allow their injured workers to recapture lost pay. What we are doing in effect is establishing a punitive system of workers' compensation. We are saying to injured workers that you will be docked for the first two days of any injury. We are also penalizing the employers of those injured workers who have sick leave because these businesses ultimately will have to pay the total cost of the first two days of injury. The only party who benefits here is the insurance company.

"The second serious reservation I have about this bill pertains to the lowering of the burden of proof when a claim is filed for work-related cardiovascular disease, cerebral disease, hypertension, mental stress, or anything linked to the natural aging process or consequent degeneration of the tissue, organ or body parts. Essentially what we are doing is eliminating the presumption clause and, as such, will cause more litigation and higher costs. Furthermore, Mr. Michael Camalario of the National Council of Compensation Insurance told us that changing the presumption would reduce the current cost in workers' compensation by only two percent. Mr. John Haldi, himself, said it might reduce costs by only one, three or five percent. Therefore, I don't think we will be reducing costs by changing the presumption. In fact, I believe we will be doing the opposite. Not only will there be more litigation, but there will also be need for more medical testimonies and the side that has the most medical experts will ultimately win. This type of system does not insure justice for all but favors the one with the most money.

"However, Mr. Speaker and my

fellow colleagues, after weighing this bill today, I believe it deserves to be passed on to the Senate for further consideration. As such, I will be voting aye with the noted reservations."

Representative Hashimoto rose and stated:

"Mr. Speaker, I would like to speak in favor of this bill with grave reservations very briefly in the interest of time.

"My major objection lies in the creation of the State fund that I think that the chairman and vice chairman of the Consumer Protection and Commerce Committee have very eloquently expressed my views. It is my hope, Mr. Speaker, that as this bill works through our legislative process, many of the concerns and reservations that have been expressed here tonight will be addressed in a very positive manner.

"Thank you, Mr. Speaker."

At 8:05 o'clock p.m., Representative Ikeda asked for a recess and the Chair declared a recess, subject to the call of the Chair.

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

Representative Blair 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 Blair's speech is as follows:

"Mr. Speaker, while I will be voting for House Bill 463, I must go on record as expressing my unhappiness with the substance of this bill and with the procedure by which the bill was developed. Regarding the substance of the bill, I will be brief. The issue is highly complex. That is why we commissioned the Haldi study. Despite this complexity, Mr. Speaker, the bottom line is a clear and simple one. This issue is before us for one reason and one reason only: the high cost of workers' compensation in Hawaii as compared with other states. As a percentage of payroll, it is my understanding that our employers are paying 2-1/2 times the national average. It is unfortunate and inexplicable that this House has chosen to ignore the fundamental issue of cost. As the bill came out of the Consumer Protection and Labor

Committees, it actually would have increased the cost of workers' compensation insurance. This is nothing less than astonishing.

"The bill before us today is a significant improvement over the product of the Consumer Protection and Labor Committees, but it is not even close to what is necessary if we are to resolve the problem. For that reason, Mr. Speaker, I must express grave reservations about the substance of this bill. I am only supporting its passage to allow further consideration in the Senate. Although I am not optimistic that the Senate will improve very much on the draft before us, we should all vote for it so that there will at least be an opportunity. I assure you, Mr. Speaker, that when the bill is back before us from the conference committee, I will not be voting based upon procedural necessities but on the merits of the bill. My vote will depend on how well it meets the needs of the community for a relief from the high cost of this mandatory insurance.

"I do not wish to dwell on the procedural problems that have plagued this bill. However, the handling of House Bill 463 has been outrageous and I must go on record as protesting it.

"As a member of both the Consumer Protection and Committee and Committee on Labor and Industrial Relations, I sat through more hearings on this bill than on any other bill in the eleven years that I've been a member of this House. At the end of all of those hearings (for what I presume must seem like good reason to the Chairman of the lead committee, but which I cannot accept) members of the committees were presented with a draft of the bill only minutes before the deadline and told that we had two choices: 1) sign the bill in spite of our reservations and hope that it would be amended and improved, or 2) vote against the bill and see the issue languish for another year. In light of all the work of the committee members, I think that this procedure was a gross disservice to us and made an absolute mockery of the democratic process. This affront to participation by members of the committees was compounded when the current draft of the bill came out of the Finance Committee at a time when it was impossible, for procedural reasons, to offer any amendments. Once again, we were forced to vote for the bill because of the desire to

keep the issue alive so that further amendments might be made in the Senate, to strengthen the bill and reduce the cost of workers' compensation insurance.

"Very well, Mr. Speaker, I will bide my time, knowing that I will have an opportunity to express my displeasure if this bill is not significantly improved in the Senate or in the conference committee. I submit to you that while the apparent strategy used to pass this bill has, thus far, stifled input from the majority of the members of this House, it ultimately will fail. The bill cannot pass without the support of a majority. As things now stand, I am perfectly prepared to withhold my support unless the final draft presented to the House significantly reduces the cost of workers' compensation insurance. It will be a travesty if we pass a bill which makes only token improvements because, in doing so, we are only attempting to reduce the pressure for reform. I would rather see the pressure increased, if that is what is necessary to affect a fundamental reform. This is not a case where a small portion of a loaf is better than none at all.

"In closing, Mr. Speaker, I stress my belief that amendment of the workers' compensation law is one of the most important items on our agenda. I rank it second only to the budget. In light of its importance, I am especially dismayed with the methods used to force a totally inadequate bill down our throats.

"Thank you, Mr. Speaker. That concludes my remarks on House Bill 463."

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

"Mr. Speaker, on the issue of presumption, I guess a lot of figures were thrown out concerning the actual cost and loss attributable to the present presumption clause in the evidentiary standards related to that clause. Let me just say that in all the testimonies which came out, the thing which impressed me the most was the one lack of real analysis which was made on that point; that is, the two percent and one percent figures that have been thrown out. It seems to me to be really based on an analysis of appeals decisions to both the Labor Board of Appeals as well as Supreme Court decisions and not really any analysis on how that particular clause works in the actual

rendering of decisions on the hearings level and how it sets up certain standards and approach to making decisions at all levels of the system so that the cost attributable to that clause currently is, I feel, probably much higher but in need of further analysis.

"The change in the bill, I believe, will merely cause greater confusion than what currently exists and the confusion that granted that would have lasted for some time, even in accepting Haldi's proposals. But, as is with the two standards, I concur with the Representative from the Leeward side who is also the chairman of the Corrections Committee in questioning the constitutionality of the section as constructed.

"Finally, let me say, too, that the lack of leadership on this issue from the Administration, I think, is a bothersome issue, Mr. Speaker. It has been an issue; it's been with us, at least the awareness of it, has been around for four to five years, perhaps longer, and the lack of sense of any clear direction as to which way those who have to administrate the law. . . how they felt the law should go, I thought was a real detriment in coming up with a very constructive proposal.

"Concerning the comp fund, let me just say that for many reasons already stated, that I just feel like we are going through a black hole in hyperspace and I am very afraid that we are going to end up in 'Jabber-the-hut's' dungeon -- that creature coming from Star Wars fame.

"Thank you, Mr. Speaker."

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

"House Draft 2 is not terribly different from House Draft 1 which passed, as you know, on a week ago, Friday.

"On his opening statements, the Department of Labor head stated that he thought that the purpose of the bill was to lower the cost to the employer, not to raise benefits, which is what House Draft 1 did and House Draft 2 is not much different, and this is what it has done. It has not lowered the cost at all. I also recall him stating that to implement the bill, he would need at least \$1-million, or very close to it, and 45 positions or more. So we have now added another cost, not just to the business directly

in the community but to government. When government raises costs, everybody pays because it's their tax money.

"People who can least afford to pay for workmen's compensation is the consumer and workmen's compensation is a consumer bill. When you are going to build a home, 16- to 20 percent of the cost of that home is to pay for workmen's compensation premium. When you go to the grocery store and buy your groceries, the cost is passed on to you and the groceries are higher.

"Workmen's compensation is one of the reasons for the high cost of living and only one in the State of Hawaii. Until we truly address the costs and realize that when we add on investigative units, add on more personnel, a State fund which have not even mentioned the millions of dollars necessary nor the personnel for that, then we have to realize that we've got to tackle the problem, and perhaps the best way is to start with this bill which is the only living vehicle we have. Otherwise, I probably would not be voting for it. When it goes over to the Senate, I hope that they massage it, work with it, and when it goes into conference, I hope we come out with something that we can live with. If not, perhaps what we have done is bring a whole new awareness to a very big problem. We put it into the focus it needed; people are understanding workmen's compensation more -- certainly, I do. I really didn't understand it well to begin with but I feel very familiar with it now, and I know we have to do something, so I would hope that we look at this as only the beginning of something that is very important to the State of Hawaii.

"I thank you very much, Mr. Speaker."

Representative Kihano rose and requested a ruling of his possible conflict as he is in the insurance business, and the Chair ruled, "no conflict."

Representative Kihano then stated:

"Mr. Speaker, I am in favor of this measure and to cut it short, I want to have the remarks by the chairman of Consumer Protection Committee as well as the vice chairman as part of my own in the Journal."

The Chair "so ordered." (By reference only)

Representative Blair rose and requested a conflict ruling as he occasionally represents plaintiffs in workers' compensation matters, and the Chair ruled, "no conflict."

Representative Marumoto rose to speak against H.B. 463, HD 2, stating:

"I think, Mr. Speaker, about this time, we could all write a book entitled, Everything You Wanted to Know About Workers' Compensation, But Were Afraid to Ask.

"I have really been impressed with my colleagues who have labored long and hard over this complex subject and have mastered the intricate features of this type of insurance as our Representative from Kona just remarked. It seems like we have been living with this subject day and night for about a month. Last week, we Republicans, and many Majority members were up in arms with the changes made to the original workers' compensation bill.

"Today, we are facing essentially the same bill with some new wrinkles.

"Some of us are pacified with the new wrinkles made by the Finance Committee. Not to take anything away from the amendments made to the bill -- some of them were good ones -- but the amendments were made to the same old law which has been causing us grief and driving us bankrupt. That is why I am voting no this evening.

"Even in its present form, many of my colleagues have expressed dissatisfaction with this measure, but they have indicated that they be voting aye because they do not wish to kill the 'messenger' to the Senate who holds the only hope for further improvement. The 'messenger' will perhaps return to this House with just such a message.

"One year ago, we commissioned a learned gentleman to review our workers' compensation system. This year, Dr. John Haldi presented us with an objective overview of our law and how it functions.

"Dr. Haldi found that our costs were inordinately high compared to other states because of our high frequency and high severity rates and that our benefits were adequate but we were paying too much because of our presumption clause which allows the high frequency to occur.

"Dr. Haldi recommended change -- massive change. He listed over thirty recommendations which would overhaul the system, but we are adopting only the waiting/retroactive period change and taking some of his suggestions in the medical/legal cost areas. We are not making any systemic changes. We have totally rejected his idea to base workmen's compensation insurance on wages lost. And until we realize that we must accept his total package, we are stuck with our old, out-of-control structure with costs that will continue to climb. We will continue to have no time limits on vocational rehabilitation, no changes in benefits, no end to disincentives in the program, and we will have an untested medical cost containment section, a questionable accident prevention program, and a controversial State-run insurance company.

"I am not optimistic that this bill, as it presently exists, will help our employers and our workers. It will not encourage job opportunities or the economic climate. It will not help Hawaii.

"Thank you, Mr. Speaker."

Representative Crozier rose and requested a conflict ruling as he "has a permanent partial disability claim and I receive money from a mutilated finger and also for a damaged neck," and the Chair ruled, "no conflict."

Representative Crozier then rose to speak in favor of the bill with reservations, stating:

"I will just make it short, sir. So far, there have been six people speaking against the bill and with myself, there's eleven of us speaking with reservations. I think the message to the Senate is that we are not happy with this bill. This bill is not flying through the process; it is crawling through, and they have to do something to upgrade the bill further.

"Thank you, sir."

Representative Grauly rose and requested a conflict ruling as "I represent between 30 to 40 workers' compensation claimants at the present time," and the Chair ruled, "no conflict."

Representative Jones rose and stated:

"Mr. Speaker, if I could just ask that the comments of Representative

Marumoto be incorporated in the Journal as my own."

The Chair "so ordered." (By reference only)

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 463, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION", having been read throughout, passed Third Reading by a vote of 43 ayes to 8 noes, with Representatives Cavasso, Hemmings, Ikeda, Jones, Liu, Marumoto, Medeiros and Pfeil voting no.

The Chair directed the Clerk to note that H.B. No. 463 had passed Third Reading at 8:25 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 214 and 215) and concurrent resolutions (H.C.R. Nos. 64 and 65) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 214) requesting a reorganizational plan to separate the School of Travel Industry Management from the College of Business Administration of the University of Hawaii at Manoa and to increase support allocated to the School of TIM was jointly offered by Representatives Hemmings, Cachola, Cavasso, Isbell, Kihano, Kim, Onouye, Pfeil, Say, Tam and Yoshimura.

A resolution (H.R. No. 215) requesting a study of the feasibility of the use of a land readjustment system for the redevelopment and revitalization of certain older communities was jointly offered by Representatives Tam, Apo, Cavasso, Hemmings, Honda, Menor, Shon and Tungpalan.

A concurrent resolution (H.C.R. No. 64) requesting a reorganizational plan to separate the School of Travel Industry Management from the College of Business Administration of the University of Hawaii at Manoa and to increase support allocated to the School of TIM was jointly offered by Representatives Hemmings, Cachola, Cavasso, Isbell, Kihano, Kim, Onouye, Pfeil, Say, Tam and Yoshimura.

A concurrent resolution (H.C.R. No. 65) requesting a study of the feasibility of the use of a land readjustment system for the re-

development and revitalization of certain older communities was jointly offered by Representatives Tam, Apo, Cavasso, Hemmings, Honda, Menor, Shon and Tungpalan.

THIRD READING

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

H.B. No. 152:

On motion by Representative Lindsey, seconded by Representative Shito and carried, H.B. No. 152, entitled: "A BILL FOR AN ACT RELATING TO AGENTS OF PRIVATE SCHOOLS AND CORRESPONDENCE SCHOOLS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 152 had passed Third Reading at 8:26 o'clock p.m.

H.B. No. 1135:

On motion by Representative Menor, seconded by Representative Grauly and carried, H.B. No. 1135, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII YOUTH CORRECTIONAL FACILITY", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Morgado voting no.

H.B. No. 683, HD 1:

On motion by Representative Menor, seconded by Representative Blair and carried, H.B. No. 683, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRISONER FURLOUGH", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1135 and 683 had passed Third Reading at 8:27 o'clock p.m.

H.B. No. 28, HD 1:

Representative Tom moved that H.B. No. 28, HD 1, having been read throughout, pass Third Reading, seconded by Representative Metcalf.

Representative Marumoto 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 Marumoto's remarks are as follows:

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

"The alarming rise in child-abuse and neglect cases, both on the national level and here in Hawaii, urgently required a review of our existing laws governing child abuse. I commend the Judiciary chairman for passing out a bill which offers a significant and timely remedy to minimize the trauma a child victim experiences during investigation proceedings and courtroom examinations.

"However, since our purpose is to protect the child while ensuring accuracy and validity of the child's testimony, I hope that the court will adopt rules and regulations to ensure that the total number of interviews a child is subjected to, be minimized to avoid confusion and alienation of the child during investigation, and that persons conducting the interviews utilize a script of questions prepared and mutually agreed upon by the social worker, police officer, medical staff, and other persons professionally involved who are required to collect information from the victim.

"Allowing the use of videotaped testimony in court is a step forward toward what I hope is a continuing effort to combat the problems of child abuse and neglect in our State."

The motion was put by the Chair and carried, and H.B. No. 28, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 28 had passed Third Reading at 8:28 o'clock p.m.

H.B. No. 989:

On motion by Representative Say, seconded by Representative Tam and carried, H.B. No. 989, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Cavasso, Hemmings, Ikeda, Isbell and Jones voting no.

H.B. No. 699:

On motion by Representative Say, seconded by Representative Tam and

carried, H.B. No. 699, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed Third Reading by a vote of 51 ayes.

H.B. No. 698, HD 1:

On motion by Representative Say, seconded by Representative Tam and carried, H.B. No. 698, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 989, 699 and 698 had passed Third Reading at 8:29 o'clock p.m.

H.B. No. 921, HD 1:

On motion by Representative Say, seconded by Representative Tam and carried, H.B. No. 921, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ikeda voting no.

H.B. No. 957, HD 1:

On motion by Representative Say, seconded by Representative Tam and carried, H.B. No. 957, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", passed Third Reading by a vote of 51 ayes.

H.B. No. 700, HD 1:

On motion by Representative Say, seconded by Representative Tam and carried, H.B. No. 700, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed Third Reading by a vote of 51 ayes.

H.B. No. 697, HD 1:

On motion by Representative Lindsey, seconded by Representative Tom and carried, H.B. No. 697, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REPORTING OF PENAL CODE OFFENSES OCCURRING IN PUBLIC SCHOOLS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to

note that H.B. Nos. 921, 957, 700 and 697 had passed Third Reading at 8:30 o'clock p.m.

H.B. No. 570, HD 1:

On motion by Representative Shito, seconded by Representative Tom and carried, H.B. No. 570, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHECKS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1050:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1050, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE", passed Third Reading by a vote of 51 ayes.

H.B. No. 173:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 173, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES", passed Third Reading by a vote of 51 ayes.

H.B. No. 361:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 361, entitled: "A BILL FOR AN ACT RELATING TO COMPLIANCE WITH COURT ORDERS IN TRAFFIC CASES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 570, 1050, 173 and 361 had passed Third Reading at 8:31 o'clock p.m.

H.B. No. 574:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 574, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE", passed Third Reading by a vote of 51 ayes.

H.B. No. 597:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 597, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION", passed Third Reading by a vote of 51 ayes.

H.B. No. 801:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 801, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF A MINOR", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 574, 597 and 801 had passed Third Reading at 8:32 o'clock p.m.

H.B. No. 317, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 317, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIMITATIONS PERIOD FOR FEDERAL ACTIONS BROUGHT IN STATE COURT", passed Third Reading by a vote of 51 ayes.

H.B. No. 105, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 105, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES", passed Third Reading by a vote of 51 ayes.

H.B. No. 333, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 333, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF DEFENDANTS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 317, 105 and 333 had passed Third Reading at 8:33 o'clock p.m.

H.B. No. 373, HD 1:

Representative Tom moved that H.B. No. 373, HD 1, having been read throughout, pass Third Reading, seconded by Representative Metcalf.

Representative Hemmings then rose to speak in favor of the bill with strong reservations, stating:

"Mr. Speaker, this bill does not address the other half of the problem. That problem is the people who are paying for this act of prostitution and I hope in future legislation, we will address that issue in order that

there is some equality to the law.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 373, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 373 had passed Third Reading at 8:34 o'clock p.m.

H.B. No. 460, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 460, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEY'S FEES, COSTS, AND EXPENSES", passed Third Reading by a vote of 51 ayes.

H.B. No. 603, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 603, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING", passed Third Reading by a vote of 51 ayes.

H.B. No. 326, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 326, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS", passed Third Reading by a vote of 51 ayes.

H.B. No. 364, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 364, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 460, 603, 326 and 364 had passed Third Reading at 8:35 o'clock p.m.

H.B. No. 1490, HD 2:

Representative Say moved that action be deferred one day.

At 8:36 o'clock p.m., the Chair declared a recess, subject to the call

of the Chair.

Upon reconvening at 8:55 o'clock p.m., Representative Say withdrew his motion to defer action and moved that H.B. No. 1490, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE FACILITATION OF PERMIT PROCESSING INVOLVING PUBLIC LANDS", be recommitted to the Committee on Water, Land Use, Development and Hawaiian Affairs, seconded by Representative Tam and carried.

H.B. No. 455:

On motion by Representative Say, seconded by Representative Yoshimura and carried, H.B. No. 455, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURES", passed Third Reading by a vote of 51 ayes.

H.B. No. 1353:

On motion by Representative Hashimoto, seconded by Representative Shito and carried, H.B. No. 1353, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 455 and 1353 had passed Third Reading at 8:55 o'clock p.m.

H.B. No. 995, HD 2:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 995, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MASSAGE", passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Grauly, Levin, Menor, Onouye and Tam voting no.

H.B. No. 33, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 33, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING", passed Third Reading by a vote of 51 ayes.

H.B. No. 330:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 330, entitled: "A BILL FOR AN ACT RELATING TO

NUISANCE ABATEMENT", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 995, 33 and 330 had passed Third Reading at 8:56 o'clock p.m.

H.B. No. 275, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, H.B. No. 275, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Third Reading by a vote of 51 ayes.

H.B. No. 1547, HD 1:

On motion by Representative Apo, seconded by Representative Shon and carried, H.B. No. 1547, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING REGULATIONS", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Yoshimura voting no.

H.B. No. 503, HD 1:

On motion by Representative Tom, seconded by Representative Shito and carried, H.B. No. 503, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES FOR THE PURPOSE OF CORRECTING ERRORS, CLARIFYING LANGUAGE, CORRECTING REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 275, 1547 and 503 had passed Third Reading at 8:57 o'clock p.m.

H.B. No. 19:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, H.B. No. 19, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET", passed Third Reading by a vote of 51 ayes.

H.B. No. 434, HD 1:

On motion by Representative Grauly, seconded by Representative Bunda and carried, H.B. No. 434, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE", passed Third Reading by

vote of 51 ayes.

H.B. No. 558, HD 1:

On motion by Representative Shito, seconded by Representative Tom and carried, H.B. No. 558, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 19, 434 and 558 had passed Third Reading at 8:58 o'clock p.m.

H.B. No. 223, HD 1:

On motion by Representative Shito, seconded by Representative Tom and carried, H.B. No. 223, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT (MODIFIED)", passed Third Reading by a vote of 51 ayes.

H.B. No. 122, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 122, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATIVE POWER OF THE ATTORNEY GENERAL", passed Third Reading by a vote of 51 ayes.

H.B. No. 156:

On motion by Representative Bunda, seconded by Representative Morgado and carried, H.B. No. 156, entitled: "A BILL FOR AN ACT RELATING TO IMMUNIZATION FOR SCHOOL ATTENDANCE", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Cavasso voting no.

The Chair directed the Clerk to note that H.B. Nos. 223, 122 and 156 had passed Third Reading at 8:59 o'clock p.m.

H.B. No. 160:

On motion by Representative Bunda, seconded by Representative Yoshimura and carried, H.B. No. 160, entitled: "A BILL FOR AN ACT RELATING TO HANSEN'S DISEASE", passed Third Reading by a vote of 51 ayes.

H.B. No. 270:

On motion by Representative Hashimoto, seconded by Representative Cachola and carried, H.B. No. 270, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 160 and 270 had passed Third Reading at 9:00 o'clock p.m.

H.B. No. 1450, HD 1:

Representative Hashimoto moved that H.B. No. 1450, HD 1, having been read throughout, pass Third Reading, seconded by Representative Cachola.

Representative Shon rose and stated:

"Mr. Speaker, I rise to speak regrettably against this bill. I realize the work that has gone into this bill and the well-meaning intentions for this to stimulate the building of housing. . . the intention of the bill is to increase the feasibility of private development in conjunction with the Hawaii Housing Authority.

"However, I think that this bill really goes away from the primary intent of the statute that is involved. The statute reads: 'The Legislature has determined that there exists a critical shortage of housing units for lower income residents.'

"What this bill does, Mr. Speaker, is to allow developers the enormous benefits under this section in exchange for a mere 20 percent of the unit to be set aside for low income. The language of the bill, to be sure, says, 'at least 20 percent,' but what business person in their right mind would not hold out for the lowest percent possible.

"What are these benefits that is involved with this section of the law?

"I was really shocked, Mr. Speaker, when I read chapter 359G. I wonder how many of us sitting here, on the floor of this House, have had a clear picture as to what we're getting into, and I would like to quote just briefly from the law in terms of the benefits that would be accrued to any developer that went in with the Hawaii Housing Authority under the provisions of this bill.

"Quote: 'Project shall be exempt from all statutes, ordinances, charter provisions, and rules of any governmental agency relating to zoning and construction standards for subdivisions, development, and improvement of land and the construction, improvement, and sale of homes thereon.'

"Can you imagine that, Mr. Speaker? Exempt from all these laws, and just for a mere 20 percent dedicated to low income. What developer in a situation where the land was zoned, say, for a hundred and fifty feet, in terms of high-rises. . . what developer would not agree to go up to three hundred and fifty feet just to get the exemptions? And, sure, they'd dedicate 20 percent. But this could really do violence to our sense of zoning in certain neighborhoods and I realize that up to now, this law has not been utilized. The existing law says 60 percent. Perhaps, that is indeed too high. But I am not really sure that going down to 20 percent is in the intention of the original chapter.

"I have talked with the consumer housing task force people and they tell me this bill has been defeated several years in a row and they say that the argument that housing cannot be built with a higher percentage of low income and for them that means approximately 75,000 or less, that recent developments in expandable housing and in self-help housing have indeed proved that these houses can be built, that the incentives are coming onto line.

"So, I would hope that we would not go leaping off the tallest high-rise or reform here, Mr. Speaker. I think we should take another look at what we're doing. This bill, while attempting to respond to provision that has not yet attracted much attention and use, attempts to abandon the very purpose of the chapter, I think. If the Senate would have no more amendments to this bill, this bill would fly through as it is. And while the committee report does have very strong and admirable language which indicates that there should be rules and regulations that somehow creates a grading system and a waiting system for the various benefits as respect to the percentage of low income housing. In spite of the committee report, the bill does not have that, and I am very concerned that if this bill were to pass and the Senate made no amendments, we would not get into conference with this bill, that we

would be in a sense saying, anyone can go in with HHA for a mere 20 percent and getting exempt from all kinds of zoning and other regulations.

"I don't think this is a proper kind of thing that we are after. What we are after is more housing and not really providing a very small amount of low income housing in all kinds of urban and other areas in which the density in the zoning has been set to conform to the standards and the sensibilities of a community.

"So, I would urge all of you to reconsider on this bill and if the bill should pass, I would hope that those who are involved in a potential conference committee would look very carefully at the proposed rules and regulations which are not in the bill now.

"Thank you."

The motion was put by the Chair and carried, and H.B. No. 1450, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING PROJECTS", having been read throughout, passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Isbell, Kamali'i, Kim and Shon voting no.

The Chair directed the Clerk to note that H.B. No. 1450 had passed Third Reading at 9:05 o'clock p.m.

H.B. No. 116, HD 1:

On motion by Representative Honda, seconded by Representative Nakata and carried, H.B. No. 116, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EXPORT OF FRUITS, VEGETABLES, NUTS, AND COFFEE", passed Third Reading by a vote of 51 ayes.

H.B. No. 190, HD 1:

On motion by Representative Apo, seconded by Representative Shon and carried, H.B. No. 190, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISH CATCH REPORTS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 116 and 190 had passed Third Reading at 9:06 o'clock p.m.

H.B. No. 488, HD 1:

Representative Bunda moved that H.B. No. 488, HD 1, having been read throughout, pass Third Reading, seconded by Representative Kihano.

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

"With all due respect to the chairman of the Health Committee who I respect and admire and have enjoyed working with through the session, this bill, unfortunately, really does not do a thing that does not occur already.

"As introduced, it would have mandated some changes in the law concerning animal therapy, allowing pets to visit their owners who are ill, and I would have voted against that. However, because it has been made permissive, as I said to start off, it does not change the situation as it exists today and, as such, it really comes under the heading of, I think, 'Unnecessary Legislation', so I vote no.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 488, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Liu voting no.

The Chair directed the Clerk to note that H.B. No. 488 had passed Third Reading at 9:07 o'clock p.m.

H.B. No. 519:

On motion by Representative Taniguchi, seconded by Representative Oshiro and carried, H.B. No. 519, entitled: "A BILL FOR AN ACT RELATING TO MOTOR AND OTHER VEHICLES", passed Third Reading by a vote of 51 ayes.

H.B. No. 1132, HD 1:

On motion by Representative Menor, seconded by Representative Blair and carried, H.B. No. 1132, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 519 and 1132 had passed Third Reading at 9:08 o'clock p.m.

H.B. No. 262, HD 1:

On motion by Representative Grauly, seconded by Representative Leong and carried, H.B. No. 262, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", passed Third Reading by a vote of 51 ayes.

H.B. No. 259, HD 1:

On motion by Representative Grauly, seconded by Representative Leong and carried, H.B. No. 259, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDIGENT BURIALS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1162, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 1162, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RIGHTS OF VICTIMS AND SURVIVING IMMEDIATE FAMILY MEMBERS TO NOTIFICATION OF PAROLE OR RELEASE OF A PRISONER", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 262, 259 and 1162 had passed Third Reading at 9:09 o'clock p.m.

Representative Tom, at this time, moved that all Judiciary bills on pages 16 and 17 on today's O.D. pass Third Reading, seconded by Representative Metcalf.

At 9:10 o'clock p.m., Representative Ikeda asked for a recess and the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 9:20 o'clock p.m., Representative Tom withdrew his previous motion and Representative Metcalf his second.

H.B. No. 465:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 465, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL", passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Anderson and Levin voting no.

H.B. No. 401:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 401, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS", passed Third Reading by a vote of 51 ayes.

H.B. No. 691:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 691, entitled: "A BILL FOR AN ACT RELATING TO SHOPLIFTING", passed Third Reading by a vote of 51 ayes.

H.B. No. 657:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 657, entitled: "A BILL FOR AN ACT RELATING TO PRE-SENTENCE DIAGNOSIS", passed Third Reading by a vote of 51 ayes.

H.B. No. 794:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 794, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1605:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 1605, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION", passed Third Reading by a vote of 51 ayes.

H.B. No. 1615:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 1615, entitled: "A BILL FOR AN ACT RELATING TO PROMOTING A DANGEROUS DRUG IN THE SECOND DEGREE", passed Third Reading by a vote of 51 ayes.

H.B. No. 1386:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 1386, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1493:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 1493, entitled: "A BILL FOR AN ACT RELATING TO VICTIMS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 465, 401, 691, 657, 794, 1605, 1615, 1386 and 1493 had passed Third Reading at 9:22 o'clock p.m.

H.B. No. 1492:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 1492, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION PAYMENTS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1488:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 1488, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION", passed Third Reading by a vote of 51 ayes.

H.B. No. 1487:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 1487, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL RESTITUTION PAYMENTS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1470, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 1470, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCEST", passed Third Reading by a vote of 51 ayes.

H.B. No. 283, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 283, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR", passed Third Reading by a vote of 51 ayes.

H.B. No. 1298:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 1298, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM PROBATE CODE", passed Third Reading by a vote of 51 ayes.

H.B. No. 1257:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 1257, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS", passed Third Reading by a vote of 51 ayes

H.B. No. 1254, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 1254, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG PARAPHERNALIA", passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Hagino, Oshiro and Taniguchi voting no.

H.B. No. 1248:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 1248, entitled: "A BILL FOR AN ACT RELATING TO TRANSFERS TO MINORS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1492, 1488, 1487, 1470, 283, 1298, 1257, 1254 and 1248 had passed Third Reading at 9:23 o'clock p.m.

H.B. No. 329, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 329, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR", passed Third Reading by a vote of 51 ayes.

H.B. No. 34:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 34, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING", passed Third Reading by a vote of 51 ayes.

H.B. No. 32, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 32, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF DEFENDANTS", passed Third Reading by a vote of 51 ayes.

H.B. No. 29, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.B. No. 29, 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 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 329, 34, 32 and 29 had passed Third Reading at 9:24 o'clock p.m.

H.B. No. 1063, HD 1:

On motion by Representative Say, seconded by Representative Andrews and carried, H.B. No. 1063, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE", passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Levin and Onouye voting no.

H.B. No. 1239, HD 1:

On motion by Representative Andrews, seconded by Representative Say and carried, H.B. No. 1239, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION", passed Third Reading by a vote of 51 ayes.

H.B. No. 183:

On motion by Representative Andrews, seconded by Representative Tom and carried, H.B. No. 183, entitled: "A BILL FOR AN ACT RELATING TO STATE ENVIRONMENTAL POLICY", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1063, 1239 and 183 had passed Third Reading at 9:25 o'clock p.m.

H.B. No. 167, HD 1:

On motion by Representative

Andrews, seconded by Representative Tom and carried, H.B. No. 167, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY", passed Third Reading by a vote of 51 ayes.

H.B. No. 949:

On motion by Representative Andrews, seconded by Representative Say and carried, H.B. No. 949, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES", passed Third Reading by a vote of 51 ayes.

H.B. No. 220:

On motion by Representative Andrews, seconded by Representative Tom and carried, H.B. No. 220, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLANNING ACT", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 167, 949 and 220 had passed Third Reading at 9:26 o'clock p.m.

H.B. No. 214, HD 1:

On motion by Representative Yoshimura, seconded by Representative Honda and carried, H.B. No. 214, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMITTEE MEMBERSHIP", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 214 had passed Third Reading at 9:27 o'clock p.m.

H.B. No. 430, HD 1:

Representative Andrews moved that H.B. No. 430, HD 1, having been read throughout, pass Third Reading, seconded by Representative Say.

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

"In so doing, Mr. Speaker, I want to indicate that this bill should be opposed not because it has to do with churches, and I attend the churches well and I think many of us may be involved on either side of this. It is not a religious issue.

"The issue is, Mr. Speaker, of the appropriateness of potentially large-scale activities in prime

agricultural lands. And as I outline some of the objections, I pray very much that some of those green slips may move toward the front row.

"Mr. Speaker, initially, when this bill was brought to the House, the language was much more restrictive than it is now. There were some smaller churches that felt that it was appropriate for them to be able to get permits in agricultural areas without going through the regular process that we require of everyone else. However, Mr. Speaker, this bill does not do that for little churches only.

"This bill is so broad that it includes not only the marginal agricultural lands, but also our very best agricultural lands -- A&B lands included. It is the intention of this bill that potentially intense activities could, in fact, be conducted on our best agricultural lands without getting the required permit that we require of many others. As I said, the original language was very restrictive, and I don't really know why the committees amended the bill to broaden it.

"One of the people who came and testified on behalf of the church indicated that they would like to build a parking lot for 5,000 cars, and that is why this kind of a bill was needed. I would submit to this body that a parking lot for 5,000 cars is an inappropriate use to be put in prime agricultural lands without going through the regular process. Any congregation that large can certainly afford to go through the process, and the process does not guarantee a denial. The process is to ensure that what goes on is consistent with our goals and our standards for prime agricultural land.

"The language of this bill indicates church and temple buildings, including but not limited to their offices, rectories and parking lots for church and religious uses and it provides for incremental development under fifteen acres. That's a curious word, 'incremental' development. That means one after another in common use, and I think that we should be very aware that this bill, because of the word 'incremental', does not limit itself to activities of fifteen acres. We are very aware that in modern times, the definition of a church or religion is not the same as it has been in the past. The definitions are rapidly expanding as are the rights of those who claim protection under the definition of church and religious practices. We do not know today, if

we were to pass this bill, that there would be many activities under the guise of religious practice that while may be religious are certainly incompatible with use in a prime agricultural area.

"I think that the intention of the bill was very good, but somewhere along the way, it got mutilated to the point that it is no longer appropriate. We are now in the process of evaluating our agricultural lands. I don't think this is the time that we should be granting wholesale exemptions for activities that we are unaware of. This is a very speculative kind of bill, Mr. Speaker, and I would hope that all of us would see that this does not, by voting this down, this does not stifle small churches. By voting this down, this indicates that we are standing up for the laws of the State that indicate the aina is something to be protected; that standards are to be applied to each and every use of the land and if that were appropriate, certainly, churches can go, but not to say that any institution which is going to call itself a church and any subsidiary activity of that church is somehow appropriate no matter what it is.

"I urge all of you to think very seriously if you have not indicated a no vote that this is not for small churches only. This is for many other activities that we have to be careful.

"Thank you."

Representative Anderson rose to speak against the bill, stating:

"After talking to Representative Shon and going over it, even being a good Christian, I am really a farmer at heart, and looking at what could happen, I would hope that my colleagues would vote no, and maybe we could get a roll call vote on this one, Mr. Speaker.

"Thank you."

At 9:34 o'clock p.m., Representative Ige asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 9:45 o'clock p.m.

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

"The State of Hawaii, Mr. Speaker, has historically encouraged the building of churches, recognizing the

positive influence the churches of all denominations and backgrounds have had on our society.

"One. . . I am taking any denomination. Father Damien is a legend and rightfully so -- right in front of our own Capitol -- first producing the written expressions of the language of the people of Hawaii, then making education a reality is a well-known contribution of the church in our islands. Until recently, struggling groups could build churches freely in Hawaii as long as they owned a minimal required parcel of land. It's the very expression, country church, which brings the image of that which is Hawaiian history of our islands. Repressive societies of the world do not usually pass laws forbidding churches to be built or against religious freedom. They accomplish their purpose by passing laws and enacting regulations that make it difficult and sometimes impossible for one to freely pursue their religious beliefs.

"I am in support of House Bill No. 430, Mr. Speaker, which will change the zoning laws back to our historic position of allowing churches to be built on agricultural land if they met all the proper codes required by the respective City and County ordinances. I appeal to this State Legislature to maintain our historic position.

"Mr. Speaker, the point was made that this is an inappropriate process by the previous speaker. To term something of this sort inappropriate is against the Constitution of our land. He said that this process does not deny the right to build the church. Well, Mr. Speaker, that is exactly what we have happening on Maui right now. This process is denying the right to build the church. They cannot even go by special permit to build the church on agricultural land; in this case, on the island of Maui.

"The statement was made that how can you determine between church and recreational activities?

"Mr. Speaker, I say again that it is not our place to judge this one area which is so important -- religious freedom.

"The intent of the bill was to limit it to fifteen acres. The point is that if the church is within and under the limit -- there is a limit presently on fifteen acres -- and the desire is to keep it within that limit.

"The question was made: 'How can we permit so many cars?' I believe that number was an exaggeration but even if we have a thousand or five thousand cars in a church activity, we do not have the right in our State to block a religious gathering.

"The statement was made: 'We do not know what religious practices are incompatible with agricultural land.' I say that we cannot and should not absolutely forbid this as our law is doing right now.

"Thank you, Mr. Speaker."

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

"The first speaker said that somebody wants to build a parking lot for five thousand cars. I am not sure how many cars it takes to fill the Stadium, but I am under the impression it takes between five thousand and seven thousand cars to fill our Aloha Stadium. I doubt that there's any church now in Hawaii that has plans. . . or is that like a congregation, for a need to have five thousand cars parking lot, so I think he may have. . . whoever gave him that information may have been a little bit zealous at the time, and I would assume maybe it was a little smaller than that.

"With that, I would like for the rest of the members to consider the person testifying before the committee... you know how nervous they get; sometimes they exaggerate, not intentionally, but just under the constraints they on. Please reconsider.

"Thank you."

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

"Mr. Speaker, I must admit that some of the wording in the document, as it is, is questionable. I am not sure that somebody can make a bold statement that incremental means definitely illegally they were adding on acre after acre, fifteen acre parcels.

"I do want to say, Mr. Speaker, that by saying no to this, we will be limiting a whole number of small churches. On the Big Island of Hawaii, Maui, Kauai and other places, that they are growing and they need to find roots.

"Each colleague who was here, who was in the last session with me, knows the strong stand that I have

taken to protect our prime ag lands. Many times, against some of my own colleagues, I have gone with others to ensure that our prime ag lands are protected. To bring the specter of a bunch of wide-eyed, crazy people, taking over our State with fifteen acre parcels, is spurious, at least.

"I realize that we must ensure prime ag lands for the future of our State. And I realize that there are perhaps some questions concerning this statute that can be solved with case law. But do we need to throw a baby out with the bath water? Year after year, several Representatives have brought this issue up.

"A number of churches on the outer islands, especially, are tired of waiting. They need help and they are not rich. They're simply trying to find a place that they can call home. When the Protestants controlled this State, of which I am, a number of them were antagonistic toward allowing Catholics to use the land, and I abhor that. The Catholics and the Protestants became powerful, they had problems with the Mormons. And now, we find people of all these different kinds of faith raising the spectre of some easterly legends coming in and causing all kinds of problems. I think that it is easy to raise a straw ghost of a problem and forget the major issue here that our State and our country is founded upon religious freedom. And limiting it to fifteen acre parcels is not going to eat up this precious aina that I have fought to preserve, and I strongly encourage my colleagues to vote aye on this bill.

"Thank you, Mr. Speaker."

Representative Souki then rose to speak in favor of the bill with some reservations, stating:

"I believe that the church is entitled to build on whatever property it sees fit to build on but I also believe that it should follow the same standards as all the citizens of the land, that they are no better, no worse than any of us, where I believe we should give some prerogatives to the church, but if we are to maintain the separation of church and state, they must be treated the same like we are.

"And for this, Mr. Speaker, I wish we all consider this bill very carefully.

"Thank you very much."

Representative Anderson, in rebuttal, stated:

"Mr. Speaker, I don't want to go into this all evening but I would say that some years ago, we had a group in Kailua that would want to take over agricultural land in Maunawili. They had a full plan. They were going to put in a school, a convalescent home for some of their aged; they were going to have parking, and they had another facility that they were looking at that they weren't too sure of. And they were also going to try to see if they could take care of some of the farmers. The community was up in arms. That church group lost their battle. If this goes through, that means they can come back and not only take that fifteen acres, but others, in increments.

"There is a process that we should go through. I am not saying it is wrong to take over ag land. There's lots of ag land that is not being utilized properly. But can you imagine having something like we have in Laie that takes acres and acres -- it's a beautiful deal. But if we are going to have a temple that is that large for every denomination, on every island, we'd be in trouble. You have a process that you have to go through and if we ruin that, we're all going to be in deep kim chee, if you want to call it that. It's a heck of a process to go ahead and say, why don't we just take care of this group; they're the only one. Then you turn around and find out that A group, B group and C group are all interested in the same thing, and the lands are all going to be taken over, little by little, and is probably going to be for the best use of that particular group. But it is most certainly not going to be in the best use for the rest of the taxpayers of this State and this county.

"I ask you, very seriously, to look at what we are doing with ag land. We are going to have to make some changes, but look at it very carefully on every parcel that we give away. I hope that you vote no on this.

"Thank you very much."

Representative Cavasso rose and stated:

"Mr. Speaker, I would like to address it one more time.

"The First Amendment and the Constitution of our nation says, 'Congress shall make no law res-

pecting religion or prohibiting the free exercise of it.'

"We do have cases in Kailua, Mr. Speaker, where people have built a church in the community has come up in arms against them. Whatever church it be, Mr. Speaker, it is only this law which is protecting them. We have a church in Hilo which was built, Mr. Speaker, and the community is now saying they do not want a church in that community.

"Mr. Speaker, the Constitution is the only protection we have prohibiting the free exercise. Congress, our State, shall make no law prohibiting the free exercise thereof.

"Mr. Speaker, I say that I concur with Representative Jones and ask that we consider this bill, that we pass it to the Senate, that in committee that we work with the Senate closely. I concur with Representative Souki's concern and again say, pass it out. Do not take a chance on prohibiting the free exercise of religion in our State for it may come against any of us.

"Thank you, Mr. Speaker."

The motion was put by the Chair and H.B. No. 430, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHURCH USE OF AGRICULTURAL LAND", failed to pass by a vote of 23 ayes to 28 noes, with Representatives Anderson, Blair, Bunda, Cachola, Hagino, Hashimoto, Hirono, Ikeda, Isbell, Kamali'i, Kihano, Kim, Levin, Liu, Medeiros, Menor, Morgado, Nakata, Onouye, Oshiro, Pfeil, Shito, Shon, Takamine, Tam, Taniguchi, Tom and Yoshimura voting no.

H.B. No. 169:

On motion by Representative Yoshimura, seconded by Representative Bunda and carried, H.B. No. 169, entitled: "A BILL FOR AN ACT RELATING TO DRUG ABUSE AND CONTROLLED SUBSTANCES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 169 had passed Third Reading at 9:59 o'clock p.m.

H.B. No. 692, HD 1:

On motion by Representative Yoshimura, seconded by Representative Kim and carried, H.B. No. 692, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TERMS OF BOARDS

AND COMMISSIONS", passed Third Reading by a vote of 51 ayes.

H.B. No. 110, HD 1:

On motion by Representative Yoshimura, seconded by Representative Kim and carried, H.B. No. 110, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC MONEY AND PUBLIC CONTRACTS", passed Third Reading by a vote of 51 ayes.

H.B. No. 674, HD 1:

On motion by Representative Yoshimura, seconded by Representative Kim and carried, H.B. No. 674, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REEMPLOYMENT AND RECALL LISTS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 692, 110 and 674 had passed Third Reading at 10:00 o'clock p.m.

H.B. No. 824, HD 1:

On motion by Representative Yoshimura, seconded by Representative Kim and carried, H.B. No. 824, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT FOR GOODS AND SERVICES UNDER SECTION 103-10, HAWAII REVISED STATUTES, AS AMENDED", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 824 had passed Third Reading at 10:01 o'clock p.m.

H.B. No. 762:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 762, entitled: "A BILL FOR AN ACT RELATING TO HEARING AID DEALER AND FITTER", passed Third Reading by a vote of 51 ayes.

H.B. No. 761:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 761, entitled: "A BILL FOR AN ACT RELATING TO NURSING HOME ADMINISTRATORS", passed Third Reading by a vote of 51 ayes.

H.B. No. 760:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 760, entitled: "A BILL FOR AN ACT RELATING TO PODIATRY", passed Third Reading by a vote of 51 ayes.

H.B. No. 759:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 759, entitled: "A BILL FOR AN ACT RELATING TO PHARMACY", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 762, 761, 760 and 759 had passed Third Reading at 10:02 o'clock p.m.

H.B. No. 758:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 758, entitled: "A BILL FOR AN ACT RELATING TO PILOT COMMISSIONERS", passed Third Reading by a vote of 51 ayes.

H.B. No. 757:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 757, entitled: "A BILL FOR AN ACT RELATING TO ELEVATOR MECHANICS", passed Third Reading by a vote of 51 ayes.

H.B. No. 756, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 756, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHY", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Marumoto voting no.

H.B. No. 755:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 755, entitled: "A BILL FOR AN ACT RELATING TO OSTEOPATHIC EXAMINERS", passed Third Reading by a vote of 51 ayes.

H.B. No. 743, HD 1:

On motion by Representative Shito, seconded by Representative Bunda

and carried, H.B. No. 743, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INSURANCE LAW", passed Third Reading by a vote of 51 ayes.

H.B. No. 1382:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1382, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1378:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1378, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING", passed Third Reading by a vote of 51 ayes.

H.B. No. 1360, HD 1:

Representative Shito moved that H.B. No. 1360, HD 1, having been read throughout, pass Third Reading, seconded by Representative Bunda.

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

"Mr. Speaker, I will make it brief as the hour is late.

"This bill serves no useful purpose except to insulate the Boards of Directors of certain large corporations from the annoyance of having a minority interest expressing its position on the Board. While those of us in the Democratic Majority may understand this inclination, I think we would all admit that without the Minority, the process is less balanced and I think the same thing can be said for what will happen if this bill is allowed to pass.

"I would note only that the Senate earlier today had the good sense to kill this bill and I would urge the members to share the same wisdom.

"Thank you."

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

"Also, in the interest of time, I will keep my remarks short and just indicate that this bill, in fact, really does further the Democratic process in terms of formations of corporations by giving them an option to either include or not to include cumulative

voting in their by-laws.

"As such, I do not concur with the prior statement that this somehow impinges upon the rights of minority shareholders. It allows us much or greater rights under this bill.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 1360, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS", passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Blair, Crozier, Ikeda, Kim, Levin, Onouye and Say voting no.

H.B. No. 1366:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1366, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hagino voting no.

The Chair directed the Clerk to note that H.B. Nos. 758, 757, 756, 755, 743, 1382, 1378, 1360 and 1366 had passed Third Reading at 10:04 o'clock p.m.

H.B. No. 1356:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1356, entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS", passed Third Reading by a vote of 51 ayes.

H.B. No. 1354, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1354, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", passed Third Reading by a vote of 51 ayes.

H.B. No. 233, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 233, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRACTICE OF NURSING", passed Third Reading by a vote of 51 ayes.

H.B. No. 1057:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1057, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY", passed Third Reading by a vote of 51 ayes.

H.B. No. 462:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 462, entitled: "A BILL FOR AN ACT RELATING TO WARRANTIES", passed Third Reading by a vote of 51 ayes.

H.B. No. 496, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 496, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NO-FAULT INSURANCE", passed Third Reading by a vote of 51 ayes.

H.B. No. 499, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 499, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OPTOMETRY", passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Blair, Cachola, Honda, Ikeda and Kamali'i voting no.

H.B. No. 1061, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1061, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ikeda voting no.

H.B. No. 1054, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1054, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1356, 1354, 233, 1057, 462, 496, 499, 1061 and 1054 had passed Third Reading at 10:05 o'clock p.m.

H.B. No. 800, HD 1:

On motion by Representative Shito, seconded by Representative Tom and carried, H.B. No. 800, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALARM BUSINESSES", passed Third Reading by a vote of 51 ayes.

H.B. No. 557, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 557, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REPARATIONS", passed Third Reading by a vote of 51 ayes.

H.B. No. 520, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 520, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", passed Third Reading by a vote of 51 ayes.

H.B. No. 509:

On motion by Representative Shito, seconded by Representative Tom and carried, H.B. No. 509, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 800, 557, 520 and 509 had passed Third Reading at 10:06 o'clock p.m.

H.B. No. 290:

On motion by Representative Tani-guchi, seconded by Representative Oshiro and carried, H.B. No. 290, entitled: "A BILL FOR AN ACT RELATING TO LIGHTS FOR MOTOR VEHICLES, MOTORCYCLES, MOTOR SCOOTERS, MOTORIZED BICYCLES", passed Third Reading by a vote of 51 ayes.

H.B. No. 518, HD 1:

On motion by Representative Tani-guchi, seconded by Representative Oshiro and carried, H.B. No. 518, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY", passed Third Reading by a vote of 51 ayes.

H.B. No. 217, HD 1:

On motion by Representative Taniguchi, seconded by Representative Say and carried, H.B. No. 217, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Shon voting no.

The Chair directed the Clerk to note that H.B. Nos. 290, 518 and 217 had passed Third Reading at 10:07 o'clock p.m.

H.B. No. 720, HD 1:

On motion by Representative Taniguchi, seconded by Representative Shito and carried, H.B. No. 720, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR AND OTHER VEHICLES", passed Third Reading by a vote of 51 ayes.

H.B. No. 612, HD 1:

On motion by Representative Taniguchi, seconded by Representative Morgado and carried, H.B. No. 612, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUPIL TRANSPORTATION", passed Third Reading by a vote of 51 ayes.

H.B. No. 826, HD 1:

On motion by Representative Taniguchi, seconded by Representative Shito and carried, H.B. No. 826, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DERELICT VEHICLE", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 720, 612 and 826 had passed Third Reading at 10:08 o'clock p.m.

H.B. No. 100, HD 1:

Representative Tom moved that H.B. No. 100, HD 1, having been read throughout, pass Third Reading, seconded by Representative Menor.

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

"Mr. Speaker, I am really, really very proud to speak on a bill which represents a real genuine attempt to revise our Hawaii Penal Code which has been in existence since 1973.

"House Bill 100 was a joint referral made to the Judiciary and Corrections Committees. As chairman of the Judiciary Committee, I want to especially thank chairman Menor of Corrections, and vice chairman Metcalf of Judiciary and Blair of Corrections, and to all, to every single member of the Judiciary and Corrections Committees for working so very hard in coming up with this end result under House Draft 1.

"House Bill 100, House Draft 1, defines or it refines, it fine-tunes the Code. It does not call for any sweeping changes to our laws. The Penal Code is working and it's worked for the past decade. We've merely fine-tuned it and improved on it and made it better by clarifying the substantive laws that we have in our books and maintaining our sentencing structure and making it reflect the views of the community by placing all sentencing options on the same level, whether it is imprisonment or probation.

"This is one bill that we, the entire House of Representatives of the State of Hawaii, can take credit for. This bill is not a mere piecemeal approach to improving our Penal Code. It is an overall positive approach. These changes are long overdue, Mr. Speaker. They must be made now. The people of Hawaii deserve no less.

"Again, members, thank you so very much for your kokua, your support.

"Thank you."

The motion was put by the Chair and carried, and H.B. No. 100, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 100 had passed Third Reading at 10:10 o'clock p.m.

H.B. No. 834, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, H.B. No. 834, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX LAW", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 834 had passed Third Reading at 10:11 o'clock p.m.

H.B. No. 1350, HD 1:

Representative Kiyabu moved that H.B. No. 1350, HD 1, having been read throughout, pass Third Reading, seconded by Representative Souki.

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

"Mr. Speaker, I speak today for the people of Hawaii. While the immediate issue at hand is the passage of House Bill 1350, House Draft 1, I sense that there is more at stake than you and I may realize.

"In the six terms that I have been elected to this body, I have seen other committed people, like you, come to this House wanting to improve the quality of life in Hawaii. I also know that it doesn't take long before we find ourselves doing the everyday business of legislation, losing sight of our vision for the people of Hawaii who elected us.

"Today, we stand at a critical point. We have the opportunity to create the foundation of a vital and dynamic future for our people. House Bill 1350, House Draft 1, is a beginning for us to take the step forward and commit ourselves to that future.

"In education, we can direct our energies toward achieving excellence. Our children deserve the finest quality education which not only provides the basics of reading and writing, but an education program which promotes an appreciation and respect for learning and continuing growth. We should elevate the standard of education for our public school system in the State. To do this, we need to make sure our schools have the teachers, books, libraries, computer and other high technology resources to prepare our children to achieve greater creativity and productivity for the good of Hawaii.

"In economic development, we can embark on a campaign to revitalize our economy. This will take a commitment to creative thinking and bold action. We must be competitive with other states in offering incentives to attract new industries, such as biotechnology, electronic design and assembly, and energy research. We must look at a program to stimulate agriculture. We must support small business by providing some major incentives. By doing all of this, we provide for a thriving business and industrial community that will create

jobs for our children.

"For the environment, we can assure the people of Hawaii a clean and healthful place to live, free of pollution and harmful agents. It is not enough that we react to crisis. 1) We must make sure we never worry about pesticides in the milk we drink; 2) We must make sure that our drinking water supply is free from harmful chemicals; 3) We must protect our people from harmful agents which may be in the food we eat; and 4) Most importantly, we must ensure the health of our people by preventing problems before they happen.

"So far, I have talked about the future. But, what about the present? What about the immediate benefits for our people now? House Bill 1350, House Draft 1, provides property tax relief for homeowners, especially for the low and middle income people. For renters, tax relief will be tripled and more people will be eligible. It also provides an income tax deduction for excise taxes paid on rent for higher income renters. It exempts groceries and prescription drugs from the 4 percent excise tax. It reduces pyramiding of general excise tax by exempting firms engaged in manufacturing and producing Hawaiian products. The elimination of the use tax is to rid our tax system of barriers to attracting high tech and other new industries. In addition, this bill responds to the county needs for more funds by sharing our State revenues.

"What does this mean to each person in Hawaii? First of all, it means direct and immediate tax relief for low and middle income groups. It means our senior citizens can live with a peace of mind, knowing they have money to meet daily living needs. It means that every taxpayer will have more money to spend on food and less to pay for drugs when they are ill. It means that Hawaii-made products can be produced at a lower cost by eliminating the excise tax on exports. It means the cost of starting a new business in Hawaii will be less with the elimination of the use tax on capital goods. Simply put, it will mean more money in the pockets of Hawaii taxpayers and more jobs for our citizens.

"I know we can argue for and against this tax reform bill. I also know some of you are concerned about the use of the moneys generated from this bill. If this bill passes this body, we must work

together to plan our programs for the fullest benefit of our people.

"Mr. Speaker and members of the House, there are many people throughout our State who believe that this tax package is the key to the future of Hawaii. If we pass this bill: 1) We are voting for Hawaii's future because the development of our greatest resources lies in quality education for our children; 2) We are voting for the development of a thriving business community that can provide jobs for our children; 3) We are voting for a clean and healthy environment; 4) We are voting for tax relief for homeowners and renters; 5) We are voting for support for business; and 6) We are voting for elimination of the food and drug tax which is designed to benefit our senior citizens.

"Mr. Speaker and members of the House, your vote on this measure will determine the future life in Hawaii. The people of this State have given us their trust. Now is the time to honor that trust. I ask that you vote favorably on House Bill 1350, House Draft 1.

"Thank you."

At 10:18 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 10:40 o'clock p.m., the Chair introduced to the members of the House and audience the Honorable George R. Ariyoshi, Governor of the State of Hawaii, and thanked the Governor for his presence at the session.

Representative Tam then rose to speak against H.B. No. 1350, HD 1, stating:

"Voting for this bill would label me as a person who copped out from the hotel room tax proposal to raise revenues for the State of Hawaii for I am a proponent of the hotel room tax.

"House Bill 1350, House Draft 1, proposes to increase the burden of raising income for the State of Hawaii on the local residents of our State. This is an unjust financial strain to Hawaii's people. Tourists should be paying their fair share to enjoy the pleasures of Hawaii as we, the residents of Hawaii, do when we are tourists.

"As the Representative for the 33rd District, Nuuanu to Pauoa of the State of Hawaii, I must respect the

wishes of my constituents. In a community survey conducted this year, about 60 percent of the residents stated that they favored a hotel room tax as the best way for the State to raise revenues. Only 29 percent favored an increase in the State sales tax.

"As stated by the Director of the Tax Foundation of Hawaii, House Bill 1350 would not benefit homeowners because homeowners would be paying more general excise taxes in the long run as compared to a cost savings in the reduction of real property taxes. Furthermore, the proposal would hurt low income people and make renters bear the brunt of the taxes. Raising the general excise tax would eventually have to be passed on to customers in the form of higher prices.

"I firmly believe that if this tax measure intends to place the burden on tourists, then we should have a hotel room tax as opposed to a hidden tax.

"Thank you very much."

Representative Shon then rose and stated:

"Mr. Speaker, I rise to speak in favor of this bill with many reservations.

"I had originally intended to be speaking on the opposite side and there are only three marginal reasons why I am, at this time, willing to pass this on to the Senate, and hopefully, into conference.

"The first is that I have the assurances that this does not firmly commit us against the hotel tax, that a hotel tax would be considered.

"Second. This is a comprehensive package and the package which is moving from the Senate is not a package at all. It is very fragmentary. It is not comprehensive. And I think that the fact this does attempt to deal with so many facets of our taxation system, that it is worthy of passage onward to further discussion just as the workmen's compensation bill has many problems but is worth continuing.

"Third, it does eliminate the tax on food and drugs and provide some relief for low income, and I would like to commend the author of this comprehensive plan because it is comprehensive, and I applaud the efforts to eliminate the tax on food and drugs.

But, Mr. Speaker, if this bill were to come to us in its final form, I would think that there would be some real problems, particularly for those who live in the urban core which I represent.

"First of all, Mr. Speaker, I don't really think this offers enough relief for moderate income renters -- the so-called gap group -- which is a very significant percentage of the population. Quite a number of people make more than \$29,000. I think that it is unreasonable to expect that rents would go down. I think it is unreasonable to expect that young couples who have condominiums that want to sell in order to move up into a higher quality of dwelling, that they would lower their price because property taxes are lower. They are going to try to get the most from their real property if possible. And I think that those involved in real estate will also be quite aware of the fact that the real property taxes being lower, those trying to borrow money can therefore take a little bit more of a burden on the price of dwellings. So, I think this is one area that has to be looked at very carefully, that the young, upwardly mobile or whatever, are not taken care of in this plan and do bear a burden which we should try to reduce in conference.

"Second. While I am in favor of tax benefits for manufacturers, it is, it seems to me, the tax benefits from the location of industries that we regard as one of the main benefits from locating industries and some of which may be of marginal use to us. I think of manganese nodule processing which would require the use of many chemicals, and it would seem to me that that kind of a trade-off would require that we get as much for our tax dollar if possible. And I am a little reluctant to see the exemption for all manufacturing so broad, and I think that this should be addressed in the future as to whether or not every single kind of manufacturing is worthy of this exemption as included in the bill.

"Third. This bill does seem to take a philosophical position that, in spite of the other adjustments, the ability to pay any excise tax shall be our standard and it may be a cliché but this is indeed a form of regressive taxation, and I think that we should look very carefully at the potential pyramiding that may be involved with this.

"Fourth. This bill applies the tax

to all service industries and we are a service-oriented economy. We are told that service-oriented industries and the information industries are those which are growing most rapidly, and I have some questions as to whether or not we shouldn't be spending or be putting that burden on our service industries outside of the hotel area. One of the testimonies we received on this indicated that the increased general excise tax will be particularly onerous on small businesses which do not have large capital resources available or substantial profit margins to absorb the added cost of the tax. So I would think that we would want to look very carefully in encouraging the information age in Hawaii, that we might want to grant some exemptions to those and not all to manufacturing.

"Finally, like a Representative who spoke earlier, I have been a proponent of the hotel tax and I campaigned on that issue. The residents in my area, I believe, would prefer that measure to an excise tax, and I hope that that will be very seriously considered when this bill goes to conference in the Senate.

"I realize that this bill has come to us rather late in the process. We really haven't had that much chance to look at it. I am grudgingly willing to say, okay, let's pass this on, but I do think it is important to assert that for many young couples, for those who are renters, that we may be placing an inordinate burden on them, and I think we have to look very closely on that. And I hope that when we do get into conference on this comprehensive package, that we will take care that those who are coming to Hawaii today, that those who are trying to get homes in the future who do not have homes now, that these folks will be fairly handled as well.

"Thank you very much."

Representative Hirono then rose and stated:

"Mr. Speaker, I share many of Representative Shon's concerns so I would like to have his remarks entered into the Journal as my own."

The Chair "so ordered." (By reference only)

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

"Mr. Speaker, I have spent the majority of my adult life being

governed by people that are very well meaning and wish to do the best they can for all of us. But there is a basic ideological problem because these people have felt in their hearts that big government, that more spending, and more taxation, will solve our problems. And, Mr. Speaker, I wish it was true, because we have big government; we have a tremendous amount of spending; and we have too much taxes in Hawaii. But the facts are we also have tremendous problems.

"Mr. Speaker, our schools are not dramatically better in spite of the huge sums of money being spent on education. We are a State at risk.

"Mr. Speaker, we have recently experienced tremendous problems with poison in our environment.

"Mr. Speaker, our social service programs are being exploited. People who generally need help from government are not getting all the help they need because there is a lot of people that are exploiting and stealing from the system.

"Mr. Speaker, our business environment is on the critical list here in the State of Hawaii. Our business environment is over-regulated, it is over-taxed, and we have unfair laws such as workers' compensation that are crippling business -- business is leaving Hawaii. Business is the basis of the free enterprise system that pays all our taxes. Without it, we have nothing.

"Mr. Speaker, we are not better off in our self-sufficiencies, or at least not much better off than we were ten years ago.

"So the bottom line is, Mr. Speaker, I think we really face an ideological problem and we have to come to grips with it. Big government, big spending and more taxes are not going to solve our problems. This bill, House Bill 1350, House Draft 1, would take an estimated seventy more million dollars from the private sector and give it to government. Mr. Speaker, this is wrong. The list of our problems is long and complicated, and unfortunately, over the last generation, we have found out, in very realistic ways, that these problems cannot be solved with money alone. There are a lot of other things that we have to institute into our society to bring back accountability, responsibility, and the other virtues that make our society work successfully. Our

society was not made great by big government. It was made great by the individual; it was made great by self-initiative; it was made great by the free enterprise system.

"I am urging all my colleagues to start turning our government around. It's being done at the national level; in many other great states in this union are doing it. We must stop escalating government spending. We must stop this huge monster called government that is taking more from the private sector and literally crippling our economy. We should start now by voting no against this bill.

"Thank you, Mr. Speaker."

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

"We have been asked to be visionary tonight in the consideration of this bill and so I, too, will whack visionary in this bill and make a prophecy that if this were to pass in substantially the form that it is presented to us today and become law, that I have no doubt that we will see the end of the Democratic Party as majority in this State. We are going to unfortunately tax very greatly a segment of our society that has been very supportive. I refer to working young couples who are primarily renters.

"But before I go into that burdensome tax on these individuals, or family households, let us see what this bill does.

"This bill calls, I am sure as everybody knows, for a 2 percent increase in the excise tax. But it is really more than a 2 percent increase. The present excise tax, as we all know, is 4 percent. So, a 2 percent increase represents a tremendous 50 percent increase in this very pervasive tax that we have in this State. And we can see by the figures that have been presented to us by the Finance Committee that this 2 percent increase, or what I call a 50 percent tax increase, would generate a sum, as presented to us, of \$327-million. Now, someone has to pay for that \$327-million. And if it is true that we grant certain relief to various people; for example, those who are lucky enough to own a home in this State, looking at the relief as presented to us by the Finance Committee, homeowners will recapture \$91-million. However, renters of which approximately half of the people of Hawaii are renters, their recapture

will only be \$25-million. So, obviously, there has been a shift of the burden of taxation by proposing this 50 percent increase in the general excise tax and it is very clear that it is the renters who are going to pay for that tax, and these are working men and women and I believe most of them, in their tax bracket, who will not gain any relief are the young married couples, or the young married single people in this State. I believe that these are the people that we have all tried to help in the past and now we are turning against them.

"Secondly, this bill allows the property tax exemption to go up to \$175,000. It does not prohibit the counties to continue to raise the property tax rate for property that is valued beyond \$175,000. There is no mechanism to present the counties from indeed expending their revenues, including the current grant-in-aids that they receive and an additional grant-in-aid they will receive under this bill. So we will see an inflated. . . we will not see the kind of tax relief that we had anticipated by increasing the property tax exemption to \$175,000. The tax rate, I predict, will go up if this bill is passed.

"Finally, I have been concerned as to whether we will eliminate or alleviate the pyramiding of the 4 percent excise tax by this legislation. Upon hearing part of the explanation of this bill, I am convinced that if it is primarily only the manufacturers and those who produce for export out of the State who will get a benefit from the various exemptions in manufacturing use tax, that I am now convinced the pyramiding will not be eliminated, and indeed, will have been increased by this 6 percent excise tax and will then geometrically increase as pyramiding always does when you have a general excise tax. Therefore, I will have to agree with the prior speaker that the small businessmen in the private sector will be tremendously burdened by this tax.

"Therefore, for all of these reasons, Mr. Speaker, I must make known at this time my opposition to this bill and I ask all of us here on this floor to consider what we are doing and always to remember that the excise tax is basically a regressive tax we have because of our needs of revenue have gone along with the 4 percent excise tax, but this is really a regressive tax when it is viewed against the backdrop that it

represents a 50 percent increase in this tax.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, everybody has been picking and choosing different parts of the bill to speak about and I would like to choose my little section also. I would like to talk about the local government, sir.

"For as long as I can remember, the local governments have been coming to the Legislature, asking for help. And as long as I can remember, we have been chasing them away. They have come with their hats in their hands. The last time they came crawling and now we are rejecting them; saying, no, we don't need to help you.

"This bill will help them, sir. May I just give an example on what the impact of this bill would do.

"Right now, the local government, especially the City and County of Honolulu, they fund their bus system through the property tax. They get some federal funds but the property tax takes care of the bus system. The purpose of the bus system, the main purpose, is to move the worker to the job site -- to move the low-income worker to the job site. That is the only purpose. Getting our kids to school is secondary. The tourists all ride the bus. That's secondary. Because we are part of America, everybody can ride the bus, but the local government is funding this to get the worker to the job site so that the workers can work and create commerce and make our community healthy. But the tourist is using the bus. Fine, use the bus. But they are not paying their fair share.

"This bill will help us capture some of that money. Right now, four thousand visitors have bus passes -- those senior citizen bus passes -- four thousand of them. They're using it, right now. How can we capture that money? Not through the property tax. Some are living in condominiums; some are living in hotels. They're escaping through the process but they are using our facilities. They are putting a burden on our local government. We gotta help them out.

"Sir, I think this mechanism will help them.

"Thank you very much."

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

"Mr. Speaker, I appreciate the omnibus effort of the bill and I appreciate the efforts of the committee to try and produce something for the State of Hawaii. However, after careful and long analysis of this bill, Mr. Speaker, I believe this bill to be anti-small guy, anti-renters, anti-families who are trying to save money for a home, and anti-business. Although the stated purposes of this legislation are noble and achievable, the implications of this bill, I believe, are going to hurt a lot of Hawaii's people in the end.

"But the first big question that must be asked is: 'Why are we increasing taxes when we have a projected surplus upwards of \$200-million for the next biennium? The taxpayer out there and the voter out there is gonna say, why raise taxes when we don't need to.

"Indeed, Mr. Speaker, we could eliminate the tax on food and drugs, the estate tax and use taxes and still have a surplus without raising one single tax. And here we are, increasing by 50 percent one of the most devastating taxes ever invented -- the excise tax!

"Numerous experts in our State today and yesterday have told me about their grave concerns.

"Dr. Michael Sklarz, the real estate economist states that 'by the increase of this tax, since rents are subject to excise tax, the cost to the owner will force the owners to pass this on to their tenants.'

"Let us not forget the excise tax increase of 50 percent will also, most assuredly, increase the cost of new construction. By the elimination of property taxes only on owner occupants, counties are certain to increase property taxes on investment rental properties. The increase will also be passed on to the renters. Further, this bill fails to address the disparity between those taxpayers who own their homes and those who must rent, insofar as the real property tax burden is concerned. In fact, Mr. Speaker, the revolt will be to the people who can least afford to pay -- the tenants, who will pick up the increases.

"A leader of Small Business Hawaii told me this: ' 1) There is no jus-

tification for a tax increase; 2) There is justification for a spending decrease; 3) To increase the tax from 4 percent to 6 percent would mean a 50 percent increase in an already inequitable position; 4) The problem of pyramiding, which has not been addressed in this bill, would be made worse; and 5) All this tax increase bill does is redistribute the burden to small business.'

"Lowell Kalapa has said: 'While some have characterized this proposal as "pro-business", it must be remembered that one of the major criticisms of the State's tax structure is the pyramiding of the general excise tax. Whether perceived or real, increasing the general excise tax rate to 6 percent will only exacerbate the pyramiding of the tax. Unless the pyramiding issue is addressed head on, any increase in the general excise tax rate will only detract from the State's business climate.'

"Some people will say by placing more disposable income in the hands of homeowners by taking off the property tax burden from these taxpayers, there will be a stimulation for economic activity. This reasoning is flawed when consideration is given to the reduced buying power of those dollars as a result of increasing the general excise tax rate despite the elimination of the tax on food and drugs. It reflects 'a failure' to understand the cost of doing business in Hawaii that cost us so much.

"For example, a small store in a local area, a guy will now pay increased cost on that commercial property, increased taxes and that is going to be passed on to the cost of the very food that we are trying to reduce the cost of. Also, the average family, Mr. Speaker, have got to buy clothing; they've got to take care of their children's other school supplies. The average family will be very, very much pinched in this and I will almost guarantee that the savings ratio from middle-income families will go down because of the increased rent and the increased excise taxes.

"In closing, Mr. Speaker, at the risk of appearing contumacious, I want to remind my fellow legislators that the backbone of the American economy is the small business. As a small businessman, I promise you that this tax will hurt myself and my employees. We must also remember that the dream of every family on Oahu is to find affordable housing.

This legislation will cut even more into a growing family savings as they must pay more rent and more money for clothing, school materials, furniture and vital needs.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, everyone has covered several subjects quite well and I could only underline them. I feel that the renter will be hurt compared to the homeowner. I feel that the rich homeowner will get the same consideration that the poor one will, and I think that's unfair. I think the circuit breaker would certainly be a fair method of giving relief to the taxpayers in the proper tax area.

"I just would like to bring home one point and ask the question: I really want to know why this bill is before us and what do we need the excess revenues for? I do not feel we are in dire need of additional revenues. According to Administration figures, by June 1986, we will have a \$168-million surplus. The Tax Review Commission has stated also that barring a recession, we do not need a tax increase.

"I ask again, why is this bill before us? What do we need the revenues for?

"This bill designates some of our extra monies for the counties. We still have \$71-million left over. Will it go to our schools? Our University? For Medicaid? Collective bargaining? How much?

"If we do prioritize our needs and determine that we need more money, only then should we consider raising taxes. Today, everyone is arguing on the best method to raise money -- be it a hotel tax, or lottery, for this method. We have the cart before the horse, Mr. Speaker. Will someone please tell me what the money is going to go for and exactly how much?

"The chairman has said that this bill is the key to Hawaii's future. Unfortunately, I think the door leads to the closet.

"Thank you."

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

"I have such great admiration for

our esteemed Governor and his fiscal reserve and that reserve has brought the State right now to a financial position of stability. We do not need more taxes. More taxes come from the people. Putting it and dressing a tax increase in sugar makes it no more palatable to this people and, therefore, Mr. Speaker, I ask the people to vote against this."

Representative Blair then rose and requested that his remarks, in favor of the bill with reservations, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Blair's remarks are as follows:

"Mr. Speaker, I will be voting in favor of this bill. I will be doing so only because I wish to have the issue of tax reform kept alive and in the hope that certain seeds of tax reform which exist in this bill will germinate and bloom in subsequent drafts.

"The committee report notes that it is the purpose of this bill to lessen the tax burden on local residents, spur economic growth, and provide a reasonable level of revenue sharing to the counties. I agree with all of these purposes, but current version of the bill will not accomplish its stated goals.

"The committee report also notes that the last major reform of our tax system was accomplished almost thirty years ago. Since then, our economy has shifted from an agricultural base to an economy heavily reliant on tourism and related service industries. The committee report accurately states the need for tax reform, but the bill, as drafted, does not adequately address that need.

"I will not detail my objections to each provision of this bill, but will only note some of my graver reservations.

"My first objection is that the bill raises too much money, in comparison to the tax cuts which are also included in the bill. The two percent increase in the sales tax will raise an additional \$327 million dollars in taxes. This will be offset in part by property tax savings of \$91 million dollars, food and drug tax savings of \$65 million dollars, renters' tax credit and deductions of \$25 million dollars, exemptions on manufacturing and producing activities of approximately \$16 million dollars, and a \$14 million dollar exemption from the use tax.

"It is the position of the Chairman of the Finance Committee that the net effect of these changes will be to reduce taxes upon Hawaii's citizens and partially export our tax burden, because tourists will be paying the higher six percent excise tax without receiving the benefit of the offsetting tax deductions and credits. I support the Chairman's objective of restructuring the tax burden to export more of our tax burden, and it is for this reason that I am voting in favor of this bill. However, my analysis of the actual impact of this bill is different than the Chairman's. According to my rough calculations, we will export only \$80-90 million dollars of the additional revenue generated. Therefore, even after considering the effect of the tax cuts we increase the local tax burden by approximately \$27 million dollars. While this shifts the "relative" tax burden from Hawaii's residents to our tourists, it increases the absolute tax burden of both groups. I feel the bill needs to be further amended, so that the actual tax burden on our local residents is decreased.

"I propose that we convert our excise tax into a sales tax, removing all pyramiding. In doing so, I think we would significantly improve the business climate in Hawaii especially for our small businesses. I think such a change would be a realistic reflection of the fact that our economy is no longer oriented towards a few large businesses but is now broadly based upon a great many small businesses. I do not know the precise tax revenue consequences of this change, but I am reasonably certain that it would not exhaust the \$61 million dollar net revenue gain which is envisioned under the Chairman's proposal.

"My second concern about this bill is that we will become too reliant on a single tax. This concern is two-fold. First, it is my understanding that the excise tax is regressive and I do not believe that we should rely heavily on a regressive tax. My second concern is that if we become overly reliant on a single tax, our economic health will be unduly at risk. It is my understanding that the excise tax is very sensitive to changes in the economy. If we suffer another recession, especially if combined with an airline strike such as occurred a few years ago, the consequences could be horrendous. This problem will be compounded because, under this bill, we are committed to escalating payments to the counties. These payments increase without reference to

the revenues available to the state.

"Finally, Mr. Speaker, I am concerned because this bill provides tax relief which is more beneficial to property owners than to renters. My own district is about evenly split between these two groups. I feel that we must achieve equity in this bill by increasing the credits and deductions available to renters.

"Having expressed these significant concerns, I'm sure some people will wonder why I am not voting against the bill. My answer is that there is a need to seriously review our tax laws in the context of current economic circumstances. While this bill does so in a very faulty fashion, at least it makes the effort. I would like to see the bill kept alive so that the changes, such as I have just suggested, will have an opportunity to be considered. I know this bill will receive a harsh reception in the Senate. I am not concerned that it will pass in its current form. Therefore, in the interest of keeping the issue alive, I will vote in favor of it. However Mr. Speaker, I wish to make it clear that short comings of this draft of the bill are very serious.

"In closing Mr. Speaker, I ask the Chairman to look into the possibility of a one percent increase in the excise tax and using the additional revenue generated by that one percent increase for the purpose of restructuring the tax burden. I would like to see the \$163.5 million dollars, which would be generated by a one percent increase in the excise tax, used to reduce or eliminate the pyramiding effect of our present excise tax law.

"Thank you."

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

"I am very surprised to hear the Minority speaking all against this when, in effect, this is their own package. For the first time in years, we are providing a tax relief for business which they themselves have been espousing for these last twenty years. Now just because we scoop them, they are saying that this bill is bad.

"Also, Mr. Speaker, we have a Mayor here that was in the headlines today where he is saying he doesn't know where he is going to get the money. The National Administration has cut his grant and he is going to

be \$20.5-million short. If you look at the share that he is supposed to get under this revenue-sharing plan, it comes pretty close to that. I wonder if your prestigious Mayor feel the same as you do across the hall there as far as this grant.

"And, Mr. Speaker, I think that this plan here provides a lot of imagination. It will help the majority of the people of the State and that's who we represent -- the majority of the people of the State.

"Thank you very much."

Representative Jones rose in rebuttal, stating:

"Mr. Speaker, the Honorable Representative from Maui can scoop us any time. In fact, I think that the Majority package, as I see it, has scooped up an awful lot and we are thankful that the Majority sees some of the bills we've been trying to get through for years. So please keep scooping.

"But also, Mr. Speaker, this 6 percent increase was not a part of the Minority package of the House and we stand on that record.

"Thank you very much."

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

"Mr. Speaker, the reason I would like to stand and speak for the bill is that I think that the chairman from Finance, in all sincerity, looked at a problem, same as we did with workmen's compensation. The people of this State are overtaxed. He wanted to find the means to give them some relief, and yet, take care of the programs that we have. If this is right or if it is wrong, I am not a taxman nor am I an attorney that can stand up and find a lot of things wrong with something when for years we've been asking for some kind of relief.

"The 4 percent off of food and drugs has been for years a Republican measure. I would be foolish not to stand and back that up. The property tax -- we have been having the county come over and ask for help. This is one way of giving them help and still and not giving them the right to go ahead and act so that we can have some control and the people will not be overtaxed.

"Also, Mr. Speaker, I did have some concerns about people who are

in business and unable to pass a tax along to us, but I believe that we have independent contractors. I think that they are flagged out and there must be some way between our House and our Senate that we can take care of the problems for those people so that they will get some kind of tax relief from this bill.

"Also, Mr. Speaker, I heard that this is going to help the rich as well as the poor as far as the property tax. So what's so wrong about being rich? What's so wrong about a person working their whole life to get a few dollars and if they have a few dollars more than I do, then I should work a little harder so that I can try to get myself up there. I see nothing wrong with trying to help everybody. So don't forget that the guy who buys food is also rich. So it is going to go ahead and it is going to take care of all segments of our community.

"For that reason, Mr. Speaker, we may be wrong; we may be right, but I think it is a step in the right direction. I think for once we are going to be able to have some kind of communication back and forth between this House and the other to find out if there is a way to help the people of our State.

"Thank you very much and I wish that our colleagues go aye, and I thank you, Mr. Chairman."

Representative Menor then rose and stated:

"I know the hour is late, but I just wanted to state for the record that I will vote for this bill with reservations."

Representative Kamali'i then rose and stated:

"Mr. Speaker, I rise to speak in favor of House Bill 1350 with reservations. I don't want to disappoint my colleague from Maui that there are some here on the Minority side that will vote for this measure.

"But, Mr. Speaker, this measure is the most comprehensive tax proposal to come before us in twenty years. However, any such sweeping measure must also have certain trouble spots and this measure certainly has that.

"Although anyone who has completed their own income taxes will probably dispute this taxation really does or should have a rational basis. We have been losing that base.

"Years of sustained high inflation made a mockery of our income tax brackets. A series of credits encouraged piecemeal breaks for specific actions or investments. And changes in federal law have also greatly influenced the structure and nature of our taxes.

"Such developments have adversely affected the fairness of our taxes.

"It does not take a tax expert to identify which taxes have fallen most out of line with this standard of fairness. The excise tax on food and drugs, property taxes which may threaten to deprive an older citizen of the home he or she struggled all of their lives to secure, and the adverse effect of certain taxes on business investment and expansion.

"This measure attempts to respond to these concerns.

"Although there may be some hesitation about the means being taken here--an increase in the excise tax accompanied by a package of trade-offs in overall relief--there can be little doubt that this bill is on target in identifying those who are hardest hit by present taxes.

"But one group is still left a distinct disadvantage -- the renter.

"Very few of us start out our adult lives as homeowners; we must rent and save. Just as a business must have the opportunity to accumulate capital for investment, so does the individual and the young family. Although the renters tax credit was increased in this draft, I am still hesitant that there is not sufficient relief afforded the renter.

"I, too, am concerned and listened very intently when Lowell Kalapa came before the Finance Committee. I have grave reservations but, Mr. Speaker, I would like to have more discussion on this bill. I hope the Senate will hear it. I have always favored a hotel room tax but we cannot make adult decisions without more conversation on this very, very important measure. We need help from the Tax Foundation. It would be nice if they would come up with an aloha so that we can see how it affects a family of four. Instead of having figures tossed at us and expect this body to make the kinds of decisions that if we made in haste, we might be sorry for.

"I am looking forward to working further on this measure and I, too,

would like to thank the chairman of the Finance Committee for at least having the guts to put it together.

"Thank you."

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

"Mr. Speaker, I believe, as the previous speaker mentioned, this is the first creative thought that I have experienced in the last twenty years with respect to the problems the State has in raising additional revenues. As a total package, I believe it is comprehensive and, of course, anyone looking for trouble is going to find it. If we choose to pick apart specific sections of the bill, we could probably make valid arguments, but as a total package, I believe what we have is we will be able to yield a predictable desired outcome.

"For me, that desired outcome, as a politician and as an elected official, is to go back to my district for a change and say to my constituents that we have money to fix our schools; that we have money to fix our roads; that we have money to install a 24-hour emergency service; that we have money to raise the salaries of our teachers; that we have money to take care of problems that have been plaguing us for the last three/four biennium -- our prison.

"For anyone to stand here and tell me that there is no need for any more revenues for this State, I think is totally ludicrous and ridiculous; that I don't know where they've been for the last two or three biennium.

"Again, because I highly favor this bill, I would think it would be a shame for us to kill it tonight and not give it a chance to breathe a little more life and allow the Senate to massage it a little more.

"Thank you, Mr. Speaker."

Representative Kiyabu rose and stated:

"Mr. Speaker, I just want to clarify some points that were brought up previously.

"It has been said that we are paying too much taxes in Hawaii. If you total up the total revenues generated and you divide it by the population here, you're gonna have a high figure. But what people fail to realize is that we have a defacto population of 4-point somewhat million tourists and our military. So if you

divide that number by the number of the revenues, we are not at a high tax rate as many have alluded to.

"At 4 percent tax, we are one of the lowest in the nation now. The median tax in the nation is 5.5 percent. How come these states are not called anti-business?"

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried and H.B. No. 1350, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", having been read throughout, passed Third Reading by a vote of 38 ayes to 13 noes, with Representatives Andrews, Cavasso, Grauly, Hagino, Hemmings, Ikeda, Jones, Liu, Marumoto, Onouye, Say, Tam and Yoshimura voting no.

H.B. No. 1270, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1270, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1350 and 1270 had passed Third Reading at 10:23 o'clock p.m.

H.B. No. 839, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 839, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION", passed Third Reading by a vote of 51 ayes.

H.B. No. 1369, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1369, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS", passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Blair, Crozier, Grauly, Say and Yoshimura voting no.

H.B. No. 549, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 549, HD 1, entitled: "A BILL FOR AN ACT

RELATING TO SOFTWARE LICENSE ENFORCEMENT", passed Third Reading by a vote of 51 ayes.

H.B. No. 569, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 569, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNINSURED MOTOR VEHICLE INSURANCE", passed Third Reading by a vote of 51 ayes.

H.B. No. 1357, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1357, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", passed Third Reading by a vote of 39 ayes to 12 noes, with Representatives Blair, Lardizabal, Lindsey, Metcalf, Nakasato, Say, Souki, Tajiri, Takamine, Taniguchi, Tungpalan and Yoshimura voting no.

H.B. No. 1351, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1351, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT (MODIFIED)", passed Third Reading by a vote of 51 ayes.

H.B. No. 1333, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1333, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BANKS", passed Third Reading by a vote of 51 ayes.

H.B. No. 571, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 571, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS", passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Hemmings, Jones and Liu voting no.

H.B. No. 1489, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 1489, HD 1,

entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 839, 1369, 549, 569, 1357, 1351, 1333, 571 and 1489 had passed Third Reading at 10:24 o'clock p.m.

H.B. No. 791, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, H.B. No. 791, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DESIGN PROFESSIONAL CONCILIATION PANEL", passed Third Reading by a vote of 51 ayes.

H.B. No. 832, HD 1:

On motion by Representative Apo, seconded by Representative Say and carried, H.B. No. 832, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REPLACEMENT OF ERODED SAND ON PUBLIC BEACHES", passed Third Reading by a vote of 51 ayes.

H.B. No. 776, HD 2:

On motion by Representative Graulty, seconded by Representative Leong and carried, H.B. No. 776, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 791, 832 and 776 had passed Third Reading at 11:25 o'clock p.m.

H.B. No. 22, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, H.B. No. 22, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX", passed Third Reading by a vote of 51 ayes.

H.B. No. 614, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, H.B. No. 614, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES", passed Third Reading by a vote of 51 ayes.

H.B. No. 1131, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, H.B. No. 1131, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 42", passed Third Reading by a vote of 51 ayes.

H.B. No. 962, HD 1:

On motion by Representative Cavasso, seconded by Representative Shito and carried, H.B. No. 962, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 22, 614, 1131 and 962 had passed Third Reading at 11:26 o'clock p.m.

H.B. No. 23, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, H.B. No. 23, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AN EMERGENCY AND BUDGET STABILIZATION FUND", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 23 had passed Third Reading at 11:27 o'clock p.m.

At 11:27 o'clock p.m., Representative Crozier asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:28 o'clock p.m.

H.B. No. 889, HD 1:

On motion by Representative Apo, seconded by Representative Shon and carried, H.B. No. 889, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 889 had passed Third Reading at 11:28 o'clock p.m.

MATTERS DEFERRED FROM
EARLIER ON THE CALENDAR

Stand. Com. Rep. No. 513 on H.B. No. 79, HD 3, on Third Reading:

On motion by Representative Kiyabu, seconded by Representative Shon and carried, the report of the Committee was adopted and H.B. No. 79, HD 3, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 79 had passed Third Reading at 11:29 o'clock p.m.

Stand. Com. Rep. No. 536 on H.B. No. 1275, HD 1, on Third Reading:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1275, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION", having been read throughout, passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Blair, Hashimoto, Ikeda, Menor and Yoshimura voting no.

The Chair directed the Clerk to note that H.B. No. 1275 had passed Third Reading at 11:30 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 581) recommending that H.B. No. 1173 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1173, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE BIG ISLAND OCEAN RECREATION AND TOURISM PROJECT", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 582) recommending that H.B. No. 1208 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1208, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE BIG ISLAND OCEAN RECREATION AND TOURISM PROJECT", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 583) recommending that H.B. No. 1209 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1209, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WEST HAWAII OCEAN RECREATION FACILITIES AND PROGRAMS", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 584) recommending that H.B. No. 1261 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1261, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION AND REFUNDING OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 585) recommending that H.B. No. 1280, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1280, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A PILOT PROGRAM ON ALZHEIMER'S DISEASE", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 586) recommending that H.B. No. 1283, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1283, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HEARING-IMPAIRED", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 587) recommending that H.B. No. 65, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 65, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL ACTIVITIES", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 588) recommending that H.B. No. 64 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 64, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION OF AGRICULTURAL COMMODITIES", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 589) recommending that H.B. No. 62, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 62, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION OF PINE-APPLES", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 590) recommending that H.B. No. 36, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 36, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE AID TO VICTIMS CO-ORDINATOR PROGRAMS", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 591) recommending that H.B. No. 35, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 35, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE WITNESS SECURITY AND

PROTECTION PROGRAM", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 592) recommending that H.B. No. 98 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 98, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII REVISED STATUTES", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 593) recommending that H.B. No. 487, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 487, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ACUPUNCTURE", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 594) recommending that H.B. No. 840, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 840, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1173, 1208, 1209, 1261, 1280, 1283, 65, 64, 62, 36, 35, 98, 487 and 840 had passed Third Reading at 11:31 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 595) recommending that H.B. No. 916, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 916, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION OF PAPAYAS", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the

Committee on Finance, presented a report (Stand. Com. Rep. No. 596) recommending that H.B. No. 1003 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1003, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS FOR HEALTH CARE FACILITIES", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 597) recommending that H.B. No. 1018, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1018, HD 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE HYPERBARIC TREATMENT CENTER, HONOLULU, OAHU", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 598) recommending that H.B. No. 1056, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1056, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EXAMINATION OF INSURERS", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 599) recommending that H.B. No. 1059, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1059, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A REVIEW OF HAWAII'S INSURANCE LAWS", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 600) recommending that H.B. No. 175, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 175, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 601) recommending that H.B. No. 216 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 216, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 602) recommending that H.B. No. 219 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 219, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 603) recommending that H.B. No. 228 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 228, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 604) recommending that H.B. No. 260 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 260, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX EXEMPTIONS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to

note that H.B. Nos. 916, 1003, 1018, 1056, 1059, 175, 216, 219, 228 and 260 had passed Third Reading at 11:32 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 605) recommending that H.B. No. 284 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 284, entitled: "A BILL FOR AN ACT RELATING TO DRAWBRIDGE ACROSS SECOND CHANNEL INTO HONOLULU HARBOR", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 606) recommending that H.B. No. 299, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 299, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII'S VOCATIONAL AND TECHNICAL TRAINING PROJECTS REVOLVING FUND", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Morgado voting no.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 607) recommending that H.B. No. 355 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 355, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 608) recommending that H.B. No. 382 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 382, entitled: "A BILL FOR AN ACT RELATING TO JURORS' MILEAGE FEE", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the

Committee on Finance, presented a report (Stand. Com. Rep. No. 609) recommending that H.B. No. 1199 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1199, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER VEHICLES", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 610) recommending that H.B. No. 1272 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1272, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 611) recommending that H.B. No. 1121, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1121, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FRESH SEAFOOD PROMOTION", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 612) recommending that H.B. No. 985 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 985, entitled: "A BILL FOR AN ACT RELATING TO HOUSING LOAN AND MORTGAGE PROGRAMS", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 613) recommending that H.B. No. 974, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the

Committee was adopted and H.B. No. 974, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 614) recommending that H.B. No. 447, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 447, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COUNTY EXTENSION AGENT UNDER THE COOPERATIVE EXTENSION SERVICE ON MAUI", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 284, 299, 355, 382, 1199, 1272, 1121, 985, 974 and 447 had passed Third Reading at 11:33 o'clock p.m.

At 11:34 o'clock p.m., Representative Morgado asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:35 o'clock p.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 615) recommending that H.B. No. 153 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 153, entitled: "A BILL FOR AN ACT RELATING TO MEMBERS OF BOARDS AND COMMISSIONS", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ikeda voting no.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 616) recommending that H.B. No. 101, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the majority of the Committee was adopted and H.B. No. 101, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AN OFFICE OF COMMUNITY SERVICES", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hashimoto voting no.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 617) recommending that H.B. No. 87 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 87, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE VISITOR INDUSTRY EDUCATION COUNCIL FOR THE PRODUCTION OF AN EDUCATIONAL FILM ON THE BENEFITS OF TOURISM", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Shon voting no.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 618) recommending that H.B. No. 84 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 84, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCE MANAGEMENT", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 619) recommending that H.B. No. 83, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 83, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OCEAN", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 620) recommending that H.B. No. 82, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 82, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 621) recommending that H.B. No. 80 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 80, entitled: "A BILL FOR AN ACT RELATING TO MANAGEMENT OF HAZARDOUS MATERIALS", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 622) recommending that H.B. No. 78, HD 1, pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 78, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MANAGEMENT OF HAZARDOUS MATERIALS", passed Third Reading by a vote of 51 ayes.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 623) recommending that H.B. No. 77 pass Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 77, entitled: "A BILL FOR AN ACT RELATING TO THE MANAGEMENT OF HAZARDOUS MATERIALS", passed Third Reading by a vote of 51 ayes.

Representative Crozier, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 624) recommending that H.B. No. 306, HD 1, pass Third Reading.

On motion by Representative Crozier, seconded by Representative Kiyabu and carried, the report of the Committee was adopted and H.B. No. 306, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES OF THE LEGISLATURE", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 153, 101, 87, 84, 83, 82, 80, 78, 77 and 306 had passed Third Reading at 11:36 o'clock p.m.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 625) recommending that H.B. No. 353 pass Third Reading.

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

Committee was adopted and H.B. No. 353, entitled: "A BILL FOR AN ACT RELATING TO LANDLORD AND TENANT", passed Third Reading by a vote of 51 ayes.

Representatives Bunda and Grauly, for the Committees on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 626) recommending that H.B. No. 905, HD 1, pass Third Reading.

On motion by Representative Cachola, seconded by Representative Grauly and carried, the joint report of the Committees was adopted and H.B. No. 905, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 353 and 905 had passed Third Reading at 11:37 o'clock p.m.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 630) recommending that H.B. No. 1581, HD 1, pass Third Reading.

Representative Kamali'i then rose to speak in favor of the bill, stating:

"With this bill, Mr. Speaker, we will propose a State Constitutional amendment establishing a single definition of native Hawaiian without reference to a blood quantum.

"This definition will not and cannot affect the beneficiaries of the Hawaiian Homes Program. Only Congress can amend the Hawaiian Homes definition of a 50 percent blood quantum requirement. And given the divided feelings among the beneficiaries, this change will take some time to achieve.

"However, the immediate concern addressed in this measure is for a single Hawaiian beneficiary class for the purposes of the Office of Hawaiian Affairs.

"We have all struggled, Mr. Speaker, with the philosophical and budgetary complexities of making OHA both a responsive and a responsible agency. There may be some who believe that we have failed in that objective.

"If so, much of the fault must rest on the now-divided nature of the Hawaiian community, and the con-

straints in approach, programming, and identity which have occurred because the office must serve the distinction between those who are half or more, and less than half Hawaiian.

"But the profoundest harm inflicted by this separation is not to an office, but to a people.

"When the 1978 Constitutional Convention approached this same issue, the Hawaiian Affairs Committee, chaired by Frenchy DeSoto, was eloquent in their reasons for removing this arbitrary barrier of blood. Allow me, Mr. Speaker, to quote from their Standing Committee Report:

'...since 1920, native Hawaiians have been defined only in the Hawaiian Homes Commission Act, 1920, as amended in Section 201(7), which states: "the term native Hawaiian" means any descendant of not less than one-half part of the blood of the races inhabiting the Hawaiian Islands previous to 1778.

'...the committee believes that the time has come to include all native Hawaiians, regardless of blood quantum, for the number of descendants is increasing. This qualification has proved to be a factor in dividing the Hawaiian community -- mothers and fathers from their children, cousins from cousins, and friends from friends. Moreover, the removal of a blood qualification will be in line with the current policy of the federal government to extend benefits for Hawaiians to all Hawaiians regardless of blood quantum.

'Your Committee believes that this division among people who are of the same blood and may even be parent and child is not right or fair. . .'

"With this amendment, Mr. Speaker, we can heal the legal separation of families, and restore rightness and fairness.

"I urge my colleagues to vote in favor of House Bill 1581, House Draft 1.

"Thank you."

Representative Anderson then rose and requested that Representative Kamali'i's remarks be inserted into the Journal as his own, and the Chair "so ordered." (By reference only)

Representative Anderson then said:

"I would like to say one thing. For those that don't understand, it is pretty hard -- if you're Japanese, you're Japanese; if you're Filipino, you're Filipino, and so on. But to be a native Hawaiian and a Hawaiian, it is very, very difficult. Some people look at you and say, well, you're not a native Hawaiian, you don't have the half. We have been divided for many, many years so I am hoping that this will help.

"Thank you very, very much, Mr. Speaker."

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

"Mr. Speaker, I wish to ask Representative Anderson, which is he?"

Representative Anderson answered:

"Portuguese, Hawaiian, Norwegian, English, Irish and Scotch."

Representative Souki thanked the Chair.

On motion by Representative Kamali'i, seconded by Representative Tam and carried, the report of the Committee was adopted and H.B. No. 1581, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE STATE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR A SINGLE DEFINITION OF NATIVE HAWAIIAN AND HAWAIIAN", passed Third Reading by a vote of 51 ayes, which was not less than two-thirds of all the members to which the House is entitled.

The Chair directed the Clerk to note that H.B. No. 1581 had passed Third Reading at 11:42 o'clock p.m.

ANNOUNCEMENT

The following announcement was made to the members of the House:

Representative Leong: "Your Committee on Human Services will hold a public hearing tomorrow morning at 8:30 in Conference Room 314 on two House Resolutions. Decision-making will follow if time permits."

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

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

The Chair then stated:

"The Chair would like to thank all of you for your hard work, your diligence, and your patience."

ADJOURNMENT

At 11:45 o'clock p.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 10:00 o'clock a.m. tomorrow, Tuesday, March 12, 1985.

THIRTY-FOURTH DAY

Tuesday, March 12, 1985

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1985, convened at 10:10 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Elden Buck of the Korean Christian Church, after which the Roll was called showing all members present with the exception of Representatives Ikeda, Kamali'i, Morgado, Nakata and Taniguchi who were excused.

By unanimous consent, reading of the Journal was deferred.

SENATE COMMUNICATIONS

The following Senate communications (Sen. Com. Nos. 21 to 31) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 21) transmitting Senate Bill No. 19, SD1 entitled: "A BILL FOR AN ACT RELATING TO EXPORT OF FRUITS, VEGETABLES, NUTS AND COFFEE", which passed Third Reading in the Senate on March 8, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 22) transmitting Senate Bill No. 62, SD1 entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH AND SUBSTANCE ABUSE", which passed Third Reading in the Senate on March 8, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 23) transmitting Senate Bill No. 187 entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS", which passed Third Reading in the Senate on March 8, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 24) transmitting Senate Bill No. 188 entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS", which passed Third Reading in the Senate on March 8, 1985, was placed on file.

A communication from the Senate

(Sen. Com. No. 25) transmitting Senate Bill No. 226 entitled: "A BILL FOR AN ACT RELATING TO CREDIT SALES", which passed Third Reading in the Senate on March 8, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 26) transmitting Senate Bill No. 231, SD1 entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION", which passed Third Reading in the Senate on March 8, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 27) transmitting Senate Bill No. 253, SD1 entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT", which passed Third Reading in the Senate on March 8, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 28) transmitting Senate Bill No. 434, SD1 entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES FOR THE PURPOSE OF CORRECTING ERRORS, CLARIFYING LANGUAGE, CORRECTING REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS", which passed Third Reading in the Senate on March 8, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 29) transmitting Senate Bill No. 689 entitled: "A BILL FOR AN ACT RELATING TO THE COUNCIL ON REVENUES", which passed Third Reading in the Senate on March 8, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 30) transmitting Senate Bill No. 1210, SD1 entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 8, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 31) transmitting Senate Bill No. 1297, SD1 entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX", which passed Third Reading in the Senate on March 8, 1985, was placed on file.

On motion by Representative Okamura, seconded by Repre-

sentative Marumoto and carried, S.B. Nos. 19, SD1; 62, SD1; 187; 188; 226; 231, SD1; 253, SD1; 434, SD1; 689; 1210, SD1; and 1297, 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 Liu introduced a group of students from the Academy of the Pacific who are "watching the process and visiting committee hearings." They were accompanied by their instructor, Mr. Ken Kendall.

Representative Okamura, on behalf of the Big Island Representatives and himself, introduced Mr. Bill Waters, a former colleague and currently a member of the State Board of Education on the Big Island.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 194 to 202 and 205 to 212) and concurrent resolution (H.C.R. Nos. 56 to 63) were disposed of as follows:

H.R. Nos. Referred to:

- 194 Committee on Education,
 then to the Committee on Finance
- 195 Committee on Higher Educa-
 tion and the Arts, then to the
 Committee on Finance
- 196 Committee on Higher Educa-
 tion and the Arts, then to the
 Committee on Finance
- 197 Committee on Higher Educa-
 tion and the Arts, then to the
 Committee on Finance
- 198 Jointly to the Committees on
 Higher Education and the Arts and
 Consumer Protection and Commerce,
 then to the Committee on Finance
- 199 Jointly to the Committees on
 Water, Land Use Development and
 Hawaiian Affairs and Planning,
 Energy and Environmental Protec-
 tion
- 200 Committee on Public Employ-
 ment and Labor Relations, then to
 the Committee on Legislative Manage-
 ment
- 201 Committee on Tourism,
 then to the Committee on Legislative
 Management

- 202 Committee on Public Employ-
 ment and Labor Relations, then to
 the Committee on Legislative Manage-
 ment

- 205 Committee on Housing

- 206 Committee on Planning,
 Energy and Environmental Protec-
 tion, then to the Committee on
 Finance

- 207 Committee on Employment
 Opportunities and Labor Rela-
 tions

- 208 Committee on Higher
 Education and the Arts, then to
 the Committee on Finance

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

- 210 Committee on Housing

- 211 Jointly to the Committees
 on Water, Land Use Development
 and Hawaiian Affairs and Ocean
 and Marine Resources, then to
 the Committee on Finance

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

H.C.R. Nos.

- 56 Committee on Tourism,
 then to the Committee on Legis-
 lative Management
- 57 Committee on Public
 Employment and Government
 Opportunities, then to the
 Committee on Finance
- 58 Committee on Housing
- 59 Committee on Water,
 Land Use Development and
 Hawaiian Affairs, then to the
 Committee on Finance
- 60 Jointly to the Committees
 on Water, Land Use Development
 and Hawaiian Affairs and Ocean
 and Marine Resources, then to
 the Committee on Finance
- 61 Committee on Water,
 Land Use Development and
 Hawaiian Affairs, then to the
 Committee on Finance
- 62 Committee on Human
 Services
- 63 Committee on Water, Land

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

INTRODUCTION OF RESOLUTIONS

A resolution (H.R. No. 216) commending, offering congratulations and welcoming Robert Mohnsen, the California, Nevada and Hawaii District Governor of Kiwanis International was jointly offered by Representatives Peters, Anderson, Apo, Cachola, Hirono, Ige, Isbell, Kawakami, Kihano, Lardizabal, Lindsey, Marumoto, Shon, Tajiri and Yoshimura was read by the Clerk.

On motion by Representative Ige, seconded by Representative Okamura and carried, H.R. No. 216 was adopted.

At this time, Representative Ige rose and stated:

"Mr. Speaker, I am honored this morning to offer this House Resolution congratulating and extending our aloha to Mr. Mohnsen, the California, Nevada and Hawaii District Governor of Kiwanis International. The resolution clearly acknowledges the many accomplishments of Mr. Mohnsen to his community and to the Kiwanis.

"I did want to mention that Kiwanis International is the sponsor of Key Clubs and Keywanettes in our community, and that Castle High School in Kaneohe, the district that I represent, the Key Clubs and Keywanettes are one of the most active youth groups in our community -- from painting playground equipment for our elementary school children to friendly visits with our senior citizens in institutions. If there is a community need, you can always depend upon the Key Club or Keywanettes to help fill in.

"Mr. Mohnsen, after hearing your accomplishments, I feel confident to say that through your leadership of the California, Hawaii and Nevada districts, you have given high school students in my community, a chance to share themselves and their love with others.

"On behalf of the Speaker and this House, may we offer our aloha and best wishes for a most successful convention here in Hawaii."

Representative Ige then asked District Governor and Mrs. Mohnsen to rise and be recognized.

Representative Ige also introduced and recognized the Lieutenant Governor of District 22, Mr. Tom Creagor.

Also asked to stand and be recognized by Representative Ige were the many other members of Kiwanis International who were seated in the gallery.

Representative Hashimoto presented a floral lei to Mr. Creagor; Representative Shito presented a kukui nut lei to Mrs. Mohnsen; and Representative Hirono presented the honoree with a certified copy of the resolution along with a kukui nut lei.

At 10:24 o'clock a.m., the Chair declared a recess "for the purpose of extending our personal aloha to our honorees this morning."

The House of Representatives reconvened at 10:32 o'clock a.m.

By unanimous consent, the following resolutions (H.R. Nos. 217 to 224) and concurrent resolutions (H.C.R. Nos. 66 to 70) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 217) requesting a financial and management audit of the Department of Education was jointly offered by Representatives Anderson, Andrews, Bunda, Hashimoto, Kihano, Liu, Medeiros, Morgado, Pfeil and Souki.

A resolution (H.R. No. 218) urging employers to develop policies to retain, hire and promote older workers was jointly offered by Representatives Tungpalan, Takamine, Anderson, Bunda, Cachola, Cavasso, Hemmings, Honda, Ige, Kim, Kiyabu, Lardizabal, Leong, Lindsey, Marumoto, Menor, Metcalf, Morgado, Okamura, Oshiro, Shito, Shon, Tom and Yoshimura.

A resolution (H.R. No. 219) directing the Department of Transportation and the Department of Land and Natural Resources to coordinate efforts in developing a management program to limit recreational vehicle harassment of humpback whales, an especially affected endangered species was offered by Representative Andrews.

A resolution (H.R. No. 220) requesting the Legislative Auditor to conduct a program and budget review of Thrift Guaranty Corporation was offered by Representative Shito.

A resolution (H.R. No. 221)

requesting the Board of Education to adopt policies to improve the condition of temporary teaching assignment appointees was jointly offered by Representatives Cachola, Morgado, Andrews, Crozier, Graulty, Ige, Kihano, Kiyabu, Leong, Levin, Lindsey, Medeiros, Menor, Nakasato, Onouye, Souki, Tajiri, Tam and Taniguchi.

A resolution (H.R. No. 222) urging the University of Hawaii Board of Regents to defer proposed tuition increases was jointly offered by Representatives Hagino, Shon and Taniguchi.

A resolution (H.R. No. 223) requesting Hawaii's congressional delegation to prevent proposed cuts to the National School Lunch Program was offered by Representative Hagino.

A resolution (H.R. No. 224) requesting a study on the feasibility of establishing a multi-racing facility at Sand Island Industrial Park or at an alternative site was jointly offered by Representatives Kihano, Anderson, Apo, Cachola, Crozier, Hagino, Hashimoto, Honda, Ikeda, Isbell, Kamali'i, Kim, Lardizabal, Leong, Liu, Marumoto, Menor, Okamura, Oshiro, Souki and Taniguchi.

A concurrent resolution (H.C.R. No. 66) requesting a financial and management audit of the Department of Education was jointly offered by Representatives Anderson, Andrews, Bunda, Hashimoto, Kihano, Liu, Medeiros, Morgado, Pfeil and Souki.

A concurrent resolution (H.C.R. No. 67) requesting the Legislative Auditor to conduct a program and budget review of Thrift Guaranty Corporation was offered by Representative Shito.

A concurrent resolution (H.C.R. No. 68) requesting the Board of Education to adopt policies to improve the condition of temporary teaching assignment appointees was jointly offered by Representatives Cachola, Morgado, Andrews, Crozier, Graulty, Ige, Kihano, Kiyabu, Leong, Levin, Lindsey, Medeiros, Menor, Nakasato, Souki, Tajiri, Tam and Taniguchi.

A concurrent resolution (H.C.R. No. 69) urging the University of Hawaii Board of Regents to defer proposed tuition increases was jointly offered by Representatives Hagino, Shon and Taniguchi.

A concurrent resolution (H.C.R. No. 70) requesting Hawaii's congressional delegation to prevent

proposed cuts to the National School Lunch Program was offered by Representative Hagino.

ANNOUNCEMENTS

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

Representative Okamura, on a late introduction, introduced Mr. Leon Siu, "a former classmate, a professional singer and a person who lives in my district."

Representative Kawakami: "There will be an open Majority caucus tomorrow morning at 10:30 on the budget."

The Chair stated:

"Representative Kawakami, we are having an early session. How about 9:00 a.m. or 9:30?"

Representative Kawakami responded:

"I totally agree with you."

Representative Marumoto: "Republicans will be caucusing tomorrow at 9:30 a.m. on the budget."

Representative Oshiro: "Your Committees on Transportation and Ocean and Marine Resources, will be having a public hearing tomorrow morning at 9:00, Conference Room 310. Decision making, if time permits. Following, your Committee on Transportation will be having a public hearing. Decision making to follow, if time permits."

Representative Kiyabu rose on a point of information.

The Chair directed Representative Kiyabu to state his point.

Representative Kiyabu replied:

"Will the Majority Leader clarify the open caucus time; is it 9:30 or 9:00?"

Representative Kawakami responded:

"Depending on how much time the Chairman needs--it will be 9:00 a.m."

ADJOURNMENT

At 10:34 o'clock a.m., on motion by Representative Okamura, seconded by Representative Marumoto and carried, the House of Representatives adjourned until 10:00 o'clock a.m. tomorrow, Wednesday, March 13, 1985.

THIRTY-FIFTH DAY

Wednesday, March 13, 1985

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1985, convened at 10:20 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Major John V. Harris, Chaplain of the United States Air Force, after which the Roll was called showing all members present with the exception of Representatives Hirono, Kamali'i 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 Okamura, seconded by Representative Ikeda and carried, reading of the Journal was dispensed with and the Journal of the Thirty-First Day was approved.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 82 to 88) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 82) transmitting copies of the Annual Report of the Environmental Council in response to Chapter 341-6, Hawaii Revised Statutes, was placed on file.

A message from the Governor (Gov. Msg. No. 83) transmitting copies of a report entitled, "Report to the Governor, 1983-84", which was prepared by the Department of Land and Natural Resources, was placed on file.

A message from the Governor (Gov. Msg. No. 84) transmitting copies of the Department of Agriculture's annual report for the fiscal year ending June 30, 1984, was placed on file.

A message from the Governor (Gov. Msg. No. 85) transmitting copies of the annual report of the High Technology Development Corporation, was placed on file.

A message from the Governor (Gov. Msg. No. 86) transmitting copies of a report prepared by the Hawaii Criminal Justice Data Center in response to Senate Concurrent Resolution No. 97,

SD 1, requesting a review of the interstate transmission of criminal justice data and information, was placed on file.

A message from the Governor (Gov. Msg. No. 87) transmitting copies of a report prepared by the Department of Attorney General pursuant to Section 662-11, Hawaii Revised Statutes, was placed on file.

A message from the Governor (Gov. Msg. No. 88) transmitting copies of the 1984 Annual Report of the Aloha Tower Development Corporation, was placed on file.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 32 to 360) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 32) transmitting Senate Bill No. 6, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 33) transmitting Senate Bill No. 7, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 34) transmitting Senate Bill No. 9, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT FOR GOODS AND SERVICES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 35) transmitting Senate Bill No. 10, entitled: "A BILL FOR AN ACT RELATING TO STATE WARRANTS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 36) transmitting Senate Bill No. 11, entitled: "A BILL FOR AN ACT RELATING TO RETENTION OF CASHED WARRANTS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 37) transmitting Senate Bill No. 12, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 38) transmitting Senate Bill No. 20, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUGAR RESEARCH AND DEVELOPMENT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 39) transmitting Senate Bill No. 27, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 40) transmitting Senate Bill No. 29, entitled: "A BILL FOR AN ACT RELATING TO THE ADVISORY COUNCIL FOR CHILDREN AND YOUTH", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 41) transmitting Senate Bill No. 36, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 42) transmitting Senate Bill No. 37, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 43) transmitting Senate Bill No. 38, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 44) transmitting

Senate Bill No. 39, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 45) transmitting Senate Bill No. 40, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 46) transmitting Senate Bill No. 41, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 47) transmitting Senate Bill No. 42, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 48) transmitting Senate Bill No. 43, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 49) transmitting Senate Bill No. 44, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 50) transmitting Senate Bill No. 45, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 51) transmitting Senate Bill No. 46, SD 1, entitled:

"A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 52) transmitting Senate Bill No. 47, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 53) transmitting Senate Bill No. 48, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 54) transmitting Senate Bill No. 49, SD 2, 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 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 55) transmitting Senate Bill No. 50, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC EMPLOYEES HEALTH FUND", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 56) transmitting Senate Bill No. 51, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 57) transmitting Senate Bill No. 52, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 58) transmitting Senate Bill No. 55, entitled: "A BILL FOR AN ACT RELATING TO AGENTS OF PRIVATE SCHOOLS AND COR-

RESPONDENCE SCHOOLS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 59) transmitting Senate Bill No. 59, SD 1, entitled: "A BILL FOR AN ACT RELATING TO IMMUNIZATION FOR SCHOOL ATTENDANCE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 60) transmitting Senate Bill No. 60, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 61) transmitting Senate Bill No. 61, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH FEES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 62) transmitting Senate Bill No. 64, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 63) transmitting Senate Bill No. 68, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 64) transmitting Senate Bill No. 69, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 65) transmitting Senate Bill No. 70, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 66) transmitting Senate Bill No. 73, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ADMISSION TO A PSYCHIATRIC FACILITY", which passed Third Reading in the Senate on March 11,

1985, was placed on file.

A communication from the Senate (Sen. Com. No. 67) transmitting Senate Bill No. 76, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 68) transmitting Senate Bill No. 77, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT RELATIONS BOARDS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 69) transmitting Senate Bill No. 78, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 70) transmitting Senate Bill No. 82, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF THE SPECIAL LAND AND DEVELOPMENT FUND", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 71) transmitting Senate Bill No. 83, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PARKS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 72) transmitting Senate Bill No. 86, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE ENVIRONMENTAL POLICY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 73) transmitting Senate Bill No. 87, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE AGRICULTURE ADVISORY COUNCIL", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 74) transmitting Senate Bill No. 90, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL MARINE LICENSE",

which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 75) transmitting Senate Bill No. 92, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL MARINE DEALERS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 76) transmitting Senate Bill No. 93, entitled: "A BILL FOR AN ACT RELATING TO FISH CATCH REPORTS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 77) transmitting Senate Bill No. 95, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 78) transmitting Senate Bill No. 96, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WILDLIFE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 79) transmitting Senate Bill No. 99, entitled: "A BILL FOR AN ACT RELATING TO INDIGENT BURIALS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 80) transmitting Senate Bill No. 100, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX EXEMPTIONS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 81) transmitting Senate Bill No. 102, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 82) transmitting Senate Bill No. 103, entitled: "A BILL FOR AN ACT RELATING TO RETENTION OF STATE TAX REFUNDS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 83) transmitting Senate Bill No. 110, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 84) transmitting Senate Bill No. 112, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 85) transmitting Senate Bill No. 113, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE SERVICES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 86) transmitting Senate Bill No. 115, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 87) transmitting Senate Bill No. 125, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 88) transmitting Senate Bill No. 127, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AERONAUTICS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 89) transmitting Senate Bill No. 128, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SHORES AND SHORELINE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 90) transmitting Senate Bill No. 129, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LIENS ON AIRCRAFT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 91) transmitting Senate Bill No. 131, SD 1, entitled:

"A BILL FOR AN ACT RELATING TO CONCESSIONS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 92) transmitting Senate Bill No. 132, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LIGHTS FOR MOTOR VEHICLES, MOTORCYCLES, MOTOR SCOOTERS, MOTORIZED BICYCLES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 93) transmitting Senate Bill No. 133, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REGISTRATION OF AIRCRAFT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 94) transmitting Senate Bill No. 134, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AERONAUTICS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 95) transmitting Senate Bill No. 135, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A UNIVERSITY OF HAWAII AT MANOA MALPRACTICE SELF-INSURANCE SPECIAL FUND", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 96) transmitting Senate Bill No. 136, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF SPECIAL FUNDS FOR THE UNIVERSITY OF HAWAII AT MANOA, THE UNIVERSITY OF HAWAII AT HILO, AND WEST OAHU COLLEGE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 97) transmitting Senate Bill No. 137, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF REVOLVING FUNDS FOR THE INTERCOLLEGIATE ATHLETIC PROGRAMS OF THE UNIVERSITY OF HAWAII AT MANOA AND THE UNIVERSITY OF HAWAII AT HILO", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 98) transmitting

Senate Bill No. 138, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF REVOLVING FUNDS FOR INTERNAL SUPPORT SERVICES AT THE UNIVERSITY OF HAWAII AT MANOA AND THE UNIVERSITY OF HAWAII AT HILO", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 99) transmitting Senate Bill No. 139, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A UNIVERSITY OF HAWAII STATEWIDE COMPUTER SERVICES REVOLVING FUND", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 100) transmitting Senate Bill No. 140, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII'S TRANSCRIPT AND DIPLOMA REVOLVING FUND", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 101) transmitting Senate Bill No. 141, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII'S VOCATIONAL AND TECHNICAL TRAINING PROJECTS REVOLVING FUND", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 102) transmitting Senate Bill No. 149, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 103) transmitting Senate Bill No. 151, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 104) transmitting Senate Bill No. 153, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ENERGY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate

(Sen. Com. No. 105) transmitting Senate Bill No. 154, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 106) transmitting Senate Bill No. 155, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX INCREMENT FINANCING", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 107) transmitting Senate Bill No. 159, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THIRD-PARTY FINANCING ARRANGEMENTS FOR PUBLIC FACILITIES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 108) transmitting Senate Bill No. 160, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMITTEE MEMBERSHIP", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 109) transmitting Senate Bill No. 162, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 110) transmitting Senate Bill No. 163, entitled: "A BILL FOR AN ACT RELATING TO HARBORS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 111) transmitting Senate Bill No. 165, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 112) transmitting Senate Bill No. 166, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLANNING ACT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 113) transmitting Senate Bill No. 168, SD 2, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 114) transmitting Senate Bill No. 169, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT (MODIFIED)", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 115) transmitting Senate Bill No. 170, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EXTENSION OF THE COMPLIANCE RESOLUTION FUND", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 116) transmitting Senate Bill No. 171, entitled: "A BILL FOR AN ACT RELATING TO INSURERS' SUPERVISION, REHABILITATION AND LIQUIDATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 117) transmitting Senate Bill No. 173, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CEMETERIES AND MORTUARIES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 118) transmitting Senate Bill No. 174, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 119) transmitting Senate Bill No. 175, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL EMPLOYMENT AGENCIES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 120) transmitting Senate Bill No. 179, entitled: "A BILL FOR AN ACT RELATING TO THE PRACTICE OF NURSING", which passed Third Reading in the Senate on March 11, 1985, was placed on

file.

A communication from the Senate (Sen. Com. No. 121) transmitting Senate Bill No. 180, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OPTOMETRY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 122) transmitting Senate Bill No. 182, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 123) transmitting Senate Bill No. 189, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 124) transmitting Senate Bill No. 190, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF CONSUMER PROTECTION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 125) transmitting Senate Bill No. 191, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF DENTAL EXAMINERS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 126) transmitting Senate Bill No. 192, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF DENTAL EXAMINERS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 127) transmitting Senate Bill No. 193, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF DENTAL EXAMINERS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 128) transmitting Senate Bill No. 194, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate

(Sen. Com. No. 129) transmitting Senate Bill No. 195, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 130) transmitting Senate Bill No. 196, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE REPAIR INDUSTRY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 131) transmitting Senate Bill No. 197, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE REPAIR INDUSTRY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 132) transmitting Senate Bill No. 198, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHY" which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 133) transmitting Senate Bill No. 199, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OSTEOPATHY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 134) transmitting Senate Bill No. 201, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 135) transmitting Senate Bill No. 202, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF MEDICAL EXAMINERS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 136) transmitting Senate Bill No. 203, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 137) transmitting

Senate Bill No. 204, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 138) transmitting Senate Bill No. 205, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 139) transmitting Senate Bill No. 213, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE DETECTIVES AND GUARDS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 140) transmitting Senate Bill No. 217, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 141) transmitting Senate Bill No. 218, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEARING AID DEALERS AND FITTERS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 142) transmitting Senate Bill No. 220, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELEVATOR MECHANICS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 143) transmitting Senate Bill No. 224, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 144) transmitting Senate Bill No. 230, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 145) transmitting Senate Bill No. 234, SD 1, entitled: "A BILL FOR AN ACT RELATING TO

COUNTIES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 146) transmitting Senate Bill No. 235, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 147) transmitting Senate Bill No. 236, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC MONEY AND PUBLIC CONTRACTS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 148) transmitting Senate Bill No. 237, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 149) transmitting Senate Bill No. 239, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 150) transmitting Senate Bill No. 241, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 151) transmitting Senate Bill No. 245, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII REVISED STATUTES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 152) transmitting Senate Bill No. 246, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 153) transmitting Senate Bill No. 249, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONFIDENTIALITY OF ADULT PROBATION RECORDS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 154) transmitting Senate Bill No. 251, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OPTIONAL DISPOSITION OF TRAFFIC CHARGES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 155) transmitting Senate Bill No. 252, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT FEES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 156) transmitting Senate Bill No. 255, entitled: "A BILL FOR AN ACT RELATING TO COMPLIANCE WITH COURT ORDERS IN TRAFFIC CASES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 157) transmitting Senate Bill No. 257, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 158) transmitting Senate Bill No. 258, SD 2, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTEERS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 159) transmitting Senate Bill No. 260, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 160) transmitting Senate Bill No. 279, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 161) transmitting Senate Bill No. 280, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 162) transmitting Senate Bill No. 287, SD 1, entitled: "A BILL FOR AN ACT RELATING TO

THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 163) transmitting Senate Bill No. 291, entitled: "A BILL FOR AN ACT RELATING TO ADOPTION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 164) transmitting Senate Bill No. 292, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 165) transmitting Senate Bill No. 298, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 166) transmitting Senate Bill No. 309, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE FOR MOTOR VEHICLES AND OTHER VEHICLES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 167) transmitting Senate Bill No. 313, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 168) transmitting Senate Bill No. 319, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 237, HAWAII REVISED STATUTES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 169) transmitting Senate Bill No. 327, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPAIRATIONS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 170) transmitting Senate Bill No. 331, SD 1, entitled: "A BILL FOR AN ACT PROPOSING

AMENDMENTS TO ARTICLE III OF THE HAWAII CONSTITUTION TO MAKE THE LEGISLATIVE PROCESS ENACTING STATUTES MORE EFFICIENT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 171) transmitting Senate Bill No. 342, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 172) transmitting Senate Bill No. 344, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FRESH FRUITS AND VEGETABLES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 173) transmitting Senate Bill No. 351, entitled: "A BILL FOR AN ACT RELATING TO ADVERTISING AND MARKETING OF FRUITS, VEGETABLES, AND COFFEE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 174) transmitting Senate Bill No. 377, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 175) transmitting Senate Bill No. 379, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR CARRIER SAFETY LAW", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 176) transmitting Senate Bill No. 381, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF PUBLIC OFFICERS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 177) transmitting Senate Bill No. 383, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SPECIAL SUMMER SCHOOL FUND", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate

(Sen. Com. No. 178) transmitting Senate Bill No. 384, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 179) transmitting Senate Bill No. 389, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 180) transmitting Senate Bill No. 397, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VEHICULAR TAXES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 181) transmitting Senate Bill No. 399, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 182) transmitting Senate Bill No. 404, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOMES COMMISSION ACT, 1920", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 183) transmitting Senate Bill No. 426, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 184) transmitting Senate Bill No. 427, SD 1, entitled: "A BILL FOR AN ACT RELATING TO A JOB-SHARING PILOT PROJECT IN THE DEPARTMENT OF HEALTH", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 185) transmitting Senate Bill No. 431, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS BONUS AND POST RETIREMENT ALLOWANCE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate

(Sen. Com. No. 186) transmitting Senate Bill No. 449, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY IN DESIGNATED AREAS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 187) transmitting Senate Bill No. 454, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 188) transmitting Senate Bill No. 456, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BEAUTY CULTURE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 189) transmitting Senate Bill No. 457, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 190) transmitting Senate Bill No. 459, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CRIMINAL JUSTICE DATA CENTER", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 191) transmitting Senate Bill No. 460, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CRIMINAL JUSTICE DATA CENTER", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 192) transmitting Senate Bill No. 461, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SHOPLIFTING", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 193) transmitting Senate Bill No. 462, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TERMS OF BOARDS AND COMMISSIONS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 194) transmitting

Senate Bill No. 463, SD 1, 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 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 195) transmitting Senate Bill No. 468 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 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 196) transmitting Senate Bill No. 469, 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 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 197) transmitting Senate Bill No. 470, SD 2, 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 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 198) transmitting Senate Bill No. 471, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES AND MAKING AN APPROPRIATION THEREFOR", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 199) transmitting Senate Bill No. 472, SD 1, entitled: "A BILL FOR AN ACT RELATING TO A HAWAII FILM INDUSTRY AUTHORITY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 200) transmitting Senate Bill No. 474, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 201) transmitting Senate Bill No. 481, SD 2, entitled: "A BILL FOR AN ACT RELATING TO

PUBLIC EMPLOYMENT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 202) transmitting Senate Bill No. 484, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 203) transmitting Senate Bill No. 485, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 204) transmitting Senate Bill No. 489, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES NOT COVERED BY CHAPTER 89", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 205) transmitting Senate Bill No. 495, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A STATE-OPERATED LOTTERY SYSTEM", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 206) transmitting Senate Bill No. 496, SD 2, entitled: "A BILL FOR AN ACT RELATING TO BINGO", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 207) transmitting Senate Bill No. 498, SD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO 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 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 208) transmitting Senate Bill No. 539, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ALARM BUSINESSES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 209) transmitting

Senate Bill No. 556, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PILOTAGE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 210) transmitting Senate Bill No. 557, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS FOR HEALTH CARE FACILITIES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 211) transmitting Senate Bill No. 558, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 212) transmitting Senate Bill No. 560, entitled: "A BILL FOR AN ACT RELATING TO TRUST COMPANIES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 213) transmitting Senate Bill No. 563, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM TRUSTEES' POWERS ACT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 214) transmitting Senate Bill No. 564, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE WATER CODE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 215) transmitting Senate Bill No. 588, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 216) transmitting Senate Bill No. 589, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 217) transmitting

Senate Bill No. 592, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITING COMMERCIAL EXPLOITATION OF CRIME", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 218) transmitting Senate Bill No. 610, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 219) transmitting Senate Bill No. 613, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 220) transmitting Senate Bill No. 615, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR PRIVATE ATTORNEYS GENERAL", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 221) transmitting Senate Bill No. 634, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LITTER LAW VIOLATION PENALTIES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 222) transmitting Senate Bill No. 644, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 223) transmitting Senate Bill No. 651, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 224) transmitting Senate Bill No. 653, SD 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 225) transmitting Senate Bill No. 656, SD 1, entitled: "A BILL FOR AN ACT RELATING TO

CARE HOME OPERATORS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 226) transmitting Senate Bill No. 661, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 227) transmitting Senate Bill No. 662, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 228) transmitting Senate Bill No. 663, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DESIGN PROFESSIONAL CONCILIATION PANEL", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 229) transmitting Senate Bill No. 665, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ACUPUNCTURE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 230) transmitting Senate Bill No. 668, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 231) transmitting Senate Bill No. 669, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 232) transmitting Senate Bill No. 680, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES OF THE MAUI INTAKE SERVICE CENTER", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 233) transmitting Senate Bill No. 685, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING", which passed Third Reading in the Senate

on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 234) transmitting Senate Bill No. 688, entitled: "A BILL FOR AN ACT RELATING TO MECHANIC'S AND MATERIALMAN'S LIENS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 235) transmitting Senate Bill No. 697, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 236) transmitting Senate Bill No. 701, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 237) transmitting Senate Bill No. 702, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 238) transmitting Senate Bill No. 726, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 239) transmitting Senate Bill No. 730, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE CORPORATIONS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 240) transmitting Senate Bill No. 732, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EXCEPTIONAL CHILDREN", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 241) transmitting Senate Bill No. 735, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CHECKS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 242) transmitting Senate Bill No. 742, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BAIL", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 243) transmitting Senate Bill No. 746, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INDEMNICATION OF PERSONS QUALIFIED TO TAKE BLOOD SPECIMENS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 244) transmitting Senate Bill No. 774, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 245) transmitting Senate Bill No. 775, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 246) transmitting Senate Bill No. 807, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 247) transmitting Senate Bill No. 826, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PEDICABS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 248) transmitting Senate Bill No. 828, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RACING ON HIGHWAYS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 249) transmitting Senate Bill No. 843, entitled: "A BILL FOR AN ACT RELATING TO REFUSAL TO SUBMIT TO A BREATH OR BLOOD TEST", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 250) transmitting

Senate Bill No. 854, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SAFETY INSPECTIONS OF MOTOR CARRIER VEHICLES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 251) transmitting Senate Bill No. 861, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYER-EMPLOYEE RELATIONSHIPS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 252) transmitting Senate Bill No. 873, SD 2, entitled: "A BILL FOR AN ACT RELATING TO GENERAL PROVISIONS ON PUBLIC SERVICE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 253) transmitting Senate Bill No. 881, SD 2, entitled: "A BILL FOR AN ACT RELATING TO WITNESS FEES IN CIVIL AND CRIMINAL CASES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 254) transmitting Senate Bill No. 882, SD 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 255) transmitting Senate Bill No. 884, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 256) transmitting Senate Bill No. 885, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 257) transmitting Senate Bill No. 893, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate

(Sen. Com. No. 258) transmitting Senate Bill No. 906, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 259) transmitting Senate Bill No. 909, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL BUS CONTRACTS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 260) transmitting Senate Bill No. 913, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT FOR GOODS AND SERVICES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 261) transmitting Senate Bill No. 926, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RETAIL SALE OF GASOLINE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 262) transmitting Senate Bill No. 932, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGREEMENTS OF SALE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 263) transmitting Senate Bill No. 934, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT REGISTRATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 264) transmitting Senate Bill No. 936, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE REDEVELOPMENT OF THE ALOHA TOWER COMPLEX", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 265) transmitting Senate Bill No. 937, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate

(Sen. Com. No. 266) transmitting Senate Bill No. 961, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BANKS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 267) transmitting Senate Bill No. 1075, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 268) transmitting Senate Bill No. 1077, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATURE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 269) transmitting Senate Bill No. 1089, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATIONS FOR PAYMENT OF SETTLEMENT BETWEEN THE STATE OF HAWAII AND GOODFELLOW BROS., INC.", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 270) transmitting Senate Bill No. 1096, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 271) transmitting Senate Bill No. 1101, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES RETIREMENT SYSTEM", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 272) transmitting Senate Bill No. 1102, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 273) transmitting Senate Bill No. 1114, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 274) transmitting Senate Bill No. 1118, entitled: "A

BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 275) transmitting Senate Bill No. 1122, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SERVICES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 276) transmitting Senate Bill No. 1127, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 277) transmitting Senate Bill No. 1130, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NO-FAULT INSURANCE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 278) transmitting Senate Bill No. 1132, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 279) transmitting Senate Bill No. 1136, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESMEN", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 280) transmitting Senate Bill No. 1138, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT (MODIFIED)", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 281) transmitting Senate Bill No. 1144, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OPTOMETRY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 282) transmitting Senate Bill No. 1152, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ON MERCHANTS ASSOCIATION", which passed Third Reading in the

Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 283) transmitting Senate Bill No. 1155, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 284) transmitting Senate Bill No. 1157, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII YOUTH CORRECTIONAL FACILITY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 285) transmitting Senate Bill No. 1158, entitled: "A BILL FOR AN ACT RELATING TO TRANSFERS TO MINORS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 286) transmitting Senate Bill No. 1170, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 287) transmitting Senate Bill No. 1171, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 288) transmitting Senate Bill No. 1175, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RETAIL INSTALLMENT SALES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 289) transmitting Senate Bill No. 1178, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESMEN", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 290) transmitting Senate Bill No. 1179, entitled: "A BILL FOR AN ACT RELATING TO ANNUAL REPORTS", which passed Third Reading in the Senate on March

11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 291) transmitting Senate Bill No. 1182, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 292) transmitting Senate Bill No. 1185, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 293) transmitting Senate Bill No. 1186, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HOSPITALS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 294) transmitting Senate Bill No. 1188, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 295) transmitting Senate Bill No. 1190, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 296) transmitting Senate Bill No. 1192, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CONVENTION CENTER AUTHORITY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 297) transmitting Senate Bill No. 1193, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 298) transmitting Senate Bill No. 1195, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION AND REFUNDING OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC", which passed Third Reading in the

Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 299) transmitting Senate Bill No. 1196, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 300) transmitting Senate Bill No. 1198, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE INDUSTRIAL LOAN COMPANY GUARANTY ACT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 301) transmitting Senate Bill No. 1209, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 302) transmitting Senate Bill No. 1213, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 303) transmitting Senate Bill No. 1214, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 304) transmitting Senate Bill No. 1216, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 305) transmitting Senate Bill No. 1218, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 306) transmitting Senate Bill No. 1220, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HISTORIC PRESERVATION PROGRAM", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 307) transmitting Senate Bill No. 1221, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 308) transmitting Senate Bill No. 1223, 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 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 309) transmitting Senate Bill No. 1224, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 310) transmitting Senate Bill No. 1231, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 311) transmitting Senate Bill No. 1233, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO THE DEPARTMENT OF HAWAIIAN HOME LANDS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 312) transmitting Senate Bill No. 1239, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEYS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 313) transmitting Senate Bill No. 1240, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 314) transmitting Senate Bill No. 1264, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate

(Sen. Com. No. 315) transmitting Senate Bill No. 1270, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 316) transmitting Senate Bill No. 1271, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 317) transmitting Senate Bill No. 1274, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 318) transmitting Senate Bill No. 1286, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 319) transmitting Senate Bill No. 1287, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 320) transmitting Senate Bill No. 1288, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 321) transmitting Senate Bill No. 1289, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 322) transmitting Senate Bill No. 1290, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 323) transmitting

Senate Bill No. 1299, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY LIQUOR COMMISSIONS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 324) transmitting Senate Bill No. 1304, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HONOLULU GOVERNMENT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 325) transmitting Senate Bill No. 1310, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REPLACEMENT OF ERODED SAND ON PUBLIC BEACHES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 326) transmitting Senate Bill No. 1312, entitled: "A BILL FOR AN ACT RELATING TO JUNKED VEHICLES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 327) transmitting Senate Bill No. 1318, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DERELICT VEHICLE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 328) transmitting Senate Bill No. 1334, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT VACATION RENTALS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 329) transmitting Senate Bill No. 1335, entitled: "A BILL FOR AN ACT RELATING TO SERVICE-CONNECTED OCCUPATIONAL DISABILITY RETIREMENT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 330) transmitting Senate Bill No. 1336, entitled: "A BILL FOR AN ACT RELATING TO HOUSING LOAN AND MORTGAGE PROGRAMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 331) transmitting

Senate Bill No. 1337, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE AND EMERGENCY ACT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 332) transmitting Senate Bill No. 1346, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TREE FARMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 333) transmitting Senate Bill No. 1350, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 334) transmitting Senate Bill No. 1353, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 335) transmitting Senate Bill No. 1354, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES AND HOUSING", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 336) transmitting Senate Bill No. 1356, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUPIL TRANSPORTATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 337) transmitting Senate Bill No. 1358, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COSTS OF COURT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 338) transmitting Senate Bill No. 1360, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GENERAL AVIATION RELIEVER AIRPORT ON OAHU AT DILLINGHAM FIELD", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate

(Sen. Com. No. 339) transmitting Senate Bill No. 1361, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 340) transmitting Senate Bill No. 1365, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EXAMINATION OF APPLICANTS FOR HAWAII DRIVER'S LICENSE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 341) transmitting Senate Bill No. 1366, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE PROVIDERS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 342) transmitting Senate Bill No. 1374, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 343) transmitting Senate Bill No. 1376, SD 1, 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 PUBLIC TRUSTS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 344) transmitting Senate Bill No. 1381, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC MONEY AND PUBLIC CONTRACTS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 345) transmitting Senate Bill No. 1386, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 346) transmitting Senate Bill No. 1394, SD 2, entitled: "A BILL FOR AN ACT RELATING TO

AGRICULTURAL PARKS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 347) transmitting Senate Bill No. 1397, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LAND EVALUATION AND SITE ASSESSMENT", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 348) transmitting Senate Bill No. 1400, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 349) transmitting Senate Bill No. 1402, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NO-FAULT INSURANCE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 350) transmitting Senate Bill No. 1404, entitled: "A BILL FOR AN ACT RELATING TO FRAUDULENT TRANSFERS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 351) transmitting Senate Bill No. 1408, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ABUSE OF FAMILY AND HOUSEHOLD MEMBERS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 352) transmitting Senate Bill No. 1409, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION EASEMENTS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 353) transmitting Senate Bill No. 1413, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 354) transmitting Senate Bill No. 1416, SD 1, entitled:

"A BILL FOR AN ACT RELATING TO INCOME TAXATION", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 355) transmitting Senate Bill No. 1432, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 356) transmitting Senate Bill No. 1434, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 357) transmitting Senate Bill No. 1436, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S TRUST FUND", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 358) transmitting Senate Bill No. 1443, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE, PSYCHOLOGY", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 359) transmitting Senate Bill No. 1485, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 360) transmitting Senate Bill No. 1487, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the above Senate bills 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 Lindsey introduced 17 young citizens from the Kawaihau

Child Care Center. They were accompanied by their teacher, Aunty Ginger Kaopuiki; and her assistants, Aunty Mary DeLoach, Aunty Deanna Lincoln and Aunty Perla Gaoiran. "I'd just like to mention our youngest son, Imiola, is a member of the class, as well as Michelle Oshiro. Michelle's mom, Ann, works in the Budget and Finance Office."

Representative Okamura introduced 12 students from the Citizenship Class at Aiea Community School for Adults. They were accompanied by their teacher, Carol Gibbons. These students are from Honduras, Spain, Korea, Japan, Mexico and the Philippines "and will soon become citizens of Hawaii and the United States."

ORDER OF THE DAY

COMMITTEE REFERRALS

The following Senate Bills were disposed of as follows:

<u>S.B. Nos.</u>	<u>Referred to:</u>
19	Committee on Agriculture
62	Committee on Health
187	Committee on Consumer Protection and Commerce, then to the Committee on Finance
188	Committee on Consumer Protection and Commerce
226	Committee on Consumer Protection and Commerce
231	Committee on Finance
253	Committee on Judiciary
434	Jointly to the Committees on Judiciary and Consumer Protection and Commerce
689	Committee on Public Employment and Government Operations, then to the Committee on Finance
1210	Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
1297	Committee on Finance

COMMITTEE REASSIGNMENTS

The following resolution (H.R. No. 211) and concurrent resolutions (H.C.R. Nos. 13 and 60) were re-

referred as follows:

H.R. No. Re-referred to:

211 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. No.

13 Jointly to the Committees on Human Services and Health, then to the Committee on Finance

60 Jointly to the Committees on Ocean and Marine Resources and Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda 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. 627 on H.B. No. 404, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 404, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS", having been read throughout, passed Third Reading by a vote of 48 ayes, with Representatives Hirono, Kamali'i and Nakasato being excused.

Stand. Com. Rep. No. 628 on H.B. No. 99, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 99, HD 1, 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 Hirono, Kamali'i and Nakasato being excused.

The Chair directed the Clerk to note that H.B. Nos. 404 and 99 had passed Third Reading at 10:22 o'clock

a.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 225 to 229) and concurrent resolutions (H.C.R. Nos. 71 to 75) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 225) requesting the Board of Education to consider re-naming the Holualoa Library on the Big Island to be named the Ellison S. Onizuka Library was jointly offered by Representatives Isbell, Levin, Lindsey, Tajiri, Metcalf, Takamine, Anderson, Andrews, Blair, Cavasso, Gaulty, Hagino, Hashimoto, Hemmings, Honda, Kamali'i, Kihano, Kim, Kiyabu, Lardizabal, Leong, Liu, Medeiros, Menor, Morgado, Nakasato, Nakata, Onouye, Oshiro, Pfeil, Say, Shito, Shon, Tam, Tungpalan and Yoshimura.

A resolution (H.R. No. 226) requesting the creation of a Federal/State of Hawaii Land Review Commission to review federal lands in Hawaii was jointly offered by Representatives Kamali'i, Anderson, Apo, Bunda, Crozier, Hemmings, Ikeda, Isbell, Jones, Lindsey, Medeiros, Menor, Metcalf, Morgado, Onouye, Say, Shon and Tungpalan.

A resolution (H.R. No. 227) requesting an action plan for an Asian-Pacific legal systems program at the William S. Richardson Law School, University of Hawaii, was jointly offered by Representatives Levin and Onouye.

A resolution (H.R. No. 228) requesting an action plan for the Center for Asian and Pacific Studies, University of Hawaii, was jointly offered by Representatives Levin and Onouye.

A resolution (H.R. No. 229) proclaiming March 1985 as Professional Social Work Month was jointly offered by Representatives Gaulty, Anderson, Andrews, Apo, Blair, Bunda, Cachola, Cavasso, Hashimoto, Honda, Isbell, Jones, Kihano, Kim, Lardizabal, Leong, Levin, Lindsey, Liu, Marumoto, Medeiros, Menor, Morgado, Nakata, Onouye, Oshiro, Pfeil, Say, Shito, Shon, Souki, Takamine, Taniguchi and Yoshimura.

A concurrent resolution (H.C.R. No. 71) requesting the Board of Education to consider re-naming the

Holualoa Library on the Big Island to be named the Ellison S. Onizuka Library was jointly offered by Representatives Isbell, Levin, Lindsey, Tajiri, Metcalf, Takamine, Anderson, Andrews, Blair, Cavasso, Graulty, Hagino, Hashimoto, Hemmings, Honda, Kamali'i, Kihano, Kiyabu, Lardizabal, Leong, Liu, Medeiros, Morgado, Nakasato, Nakata, Onouye, Oshiro, Pfeil, Say, Shito, Shon, Tam, Tungpalan and Yoshimura.

A concurrent resolution (H.C.R. No. 72) requesting a study of the services for schizophrenics provided by the Mental Health Division was jointly offered by Representatives Bunda and Yoshimura.

A concurrent resolution (H.C.R. No. 73) requesting the federal government to take certain actions to assist schizophrenics was offered by Representative Bunda.

A concurrent resolution (H.C.R. No. 74) requesting the creation of a Federal/State of Hawaii Land Review Commission to review federal lands in Hawaii was jointly offered by Representatives Kamali'i, Anderson, Apo, Bunda, Crozier, Hemmings, Ikeda, Isbell, Jones, Lindsey, Medeiros, Menor, Metcalf, Morgado, Onouye, Say, Shon and Tungpalan.

A concurrent resolution (H.C.R. No. 75) proclaiming March 1985 as Professional Social Work Month was jointly offered by Representatives Graulty, Anderson, Apo, Blair, Cachola, Cavasso, Hashimoto, Honda, Isbell, Jones, Kihano, Kim, Lardizabal, Leong, Levin, Lindsey, Liu, Marumoto, Menor, Morgado, Nakata, Onouye, Oshiro, Pfeil, Say, Shito, Shon, Souki, Takamine and Yoshimura.

THIRD READING

H.B. No. 1, HD 1:

Representative Kiyabu moved that H.B. No. 1, HD 1, having been read throughout, pass Third Reading, seconded by Representative Souki.

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

"Mr. Speaker, House Bill 1, House Draft 1, represents a commitment to directed and responsive funding, consistent with government's responsibility in each program area. In view of our current resources, the committee felt it was time to reassess

the funding of each program based on its responsibilities and functions.

"In the area of economic development, we strengthened government's role as a promoter of economic activity by adding funds for tourism marketing and high technology development. One million dollars has been appropriated in each year of the fiscal biennium to the Pacific International Center for High Technology Research. These funds have been earmarked for research studies to support a diversified approach to high technology development. Also, an additional \$1.7 million has been provided in each year of the biennium to the Hawaii Visitors Bureau for an intensified advertising program, promoting Hawaii as a prime vacation destination.

"In education, we adopted a theme of basic support and school flexibility. House Bill 1, House Draft 1, directs funds to reshape the intermediate school program, since this is a critical period in a child's growth. It also recognizes the importance of early intervention in helping children with learning difficulties. So we have provided funds to the early provisions for school success program. Through the increased school priority fund, schools will have more money and more flexibility in meeting their special needs. In addition, funds have been provided for library books and computer equipment. \$15-million has been provided for repair and maintenance of the schools.

"For Higher Education, moneys have been given for additional computer equipment and for hiring qualified people to upgrade related instructional programs. Funds have also been provided for the purchase of library books to expand the collection in newly developing research and instructional areas. Finally, this measure gives the University of Hawaii system \$4.5-million in the first fiscal year and \$5.4-million in the second fiscal year for much needed repair and maintenance of existing structures and replacement of educational equipment.

"In health, we redirected program emphasis and provided incentives for more efficient management.

"In the area of social services, to reinforce our commitment to the prevention and treatment of child abuse, additional permanent positions and an increased level of fundings have been provided to the Child Protective Services Division in an

effort to reduce the incidence of child abuse in this State. Additional funds have also been provided to expand the entire spectrum of child abuse and neglect services through the purchase of service system.

"In corrections, we took steps to solve the problems of overcrowding and security.

"In employment, we funded information and counseling programs to help high school students make the right career choices. We also provided money for the restraining and upgrading of our labor force.

"In closing, Mr. Speaker, I would like to thank the members of the Finance Committee for the long hours, hard work and patience that it took in preparing this bill. I would also like to thank my staff for their hard work and their patience.

"I urge all members to vote for House Bill 1, House Draft 1."

Representative Menor rose to speak in favor of House Bill 1, House Draft 1, with reservations, stating:

"First of all, Mr. Speaker, I would like to say at the outset that I support House Bill 1 because it contains many good provisions and I am especially appreciative of the fact that the funding has been included for the construction of a Mililani High School gymnasium, a project for which I have lobbied long and hard, even before I was elected to office in 1982. Therefore, I would like to extend my appreciation and to compliment Representative Kiyabu and the members of the Finance Committee.

"However, I do have some reservations relating to House Bill 1, House Draft 1.

"My first reservation is in regards to the appropriations relating to the Waiawa correctional facility. As you know, Mr. Speaker, the proposed Waiawa correctional facility is adjacent to several communities and as a result, there are some strong community concerns of the location of that facility in that particular site. However, I do recognize that in House Bill 1, there is a proviso that would limit the type of inmates who could be sentenced and confined within that facility. However, my biggest concern is the fact that this proviso would last during the period of the biennium so I have a big concern that if prison overcrowding becomes worse, that prison officials

may eventually utilize the site for a large-scale prison operation. I would hope that in future years my fellow colleagues will support my efforts to try to confine the use, or the restrictive use, of the Waiawa correctional facility as is provided for in the proviso in House Bill 1.

"My other concern, Mr. Speaker, is the fact that I don't think House Bill 1 goes far enough in addressing our overcrowding problem. Today, there are around two thousand inmates in our community correctional centers with an inmate capacity of about one thousand. I recognize, Mr. Speaker, that the Legislature has not been oblivious to the problem of prison overcrowding. For example, during the last biennium, the Legislature provided funding to expand several of our community correctional centers and additional funding was provided to complete at least a part of the Halawa medium security facility to provide for 250 beds but the maximum inmate capacity of 500, assuming the double bunks in every cell. In addition, House Bill 1, as Representative Kiyabu accurately has stated, does make a further attempt to resolve this overcrowding problem by providing funding to expand the Kulani correctional facility and, Mr. Speaker, despite my reservations to open up our Waiawa correctional facility.

"However, my concern is that even if one assumes that all of these projects are phased in by the fiscal year of 1986 to 1987, according to the projection of the prison officials, they are still going to be a bed-space shortage of approximately 370 to 400 beds. Unfortunately, based on the projection of prison officials, it appears that our overcrowding problem will not get better but worse, given the fact that increases can be anticipated in our inmate population over the next several years. I think, based on these figures, I think that the Legislature should try to do more to resolve the overcrowding problem, especially, Mr. Speaker, considering the fact that much of our actions in terms of passing tougher sentencing laws have been contributing to the overcrowded conditions in our present facilities. For example, as recently as Monday, this body unanimously passed a Penal Code bill that is going to toughen various provisions of our existing Penal Code law, the bill was passed in response to community sentiment and statement by our Prosecuting Attorney to send more criminals to prison.

"The point I would like to emphasize however, Mr. Speaker, is the fact that I do not think that we can continue to pass tougher sentencing laws that require the incarceration of inmates while, at the same time, not providing adequate resources to allow our prison officials to incarcerate and to confine our prisoners. I do not think that we can expect our prison officials to meet our high expectations to confine, to educate, and to train our inmates when, in fact, we are trying to cope with the prison overcrowding problem with extremely limited resources.

"Therefore, Mr. Speaker, I respectfully request that the Legislature, during the final closing weeks of this session, consider the possibility of providing funding for additional beds for the Halawa medium security facility. And if this body cannot accept that and disagrees with that particular disposition, then I urge my colleagues to at least come up with a concrete alternative now that will not jeopardize community safety.

"I believe that there is some urgency on this matter, given the fact that our correctional system right now is under federal investigation and our State is a party to a law suit which could be starting within the next few months. I have a concern that if we don't take appropriate steps, our correctional system could be placed under a federal master, under the supervision and control of that master who would have the authority to dictate the conditions and operations of our correctional system. I do not think that that is the kind of position that our State Legislature would want to put our correctional system in. In addition, I do not think that the alternative to expanding the Halawa medium security facility is to do nothing at all, given the fact that overcrowding is a reality.

"Therefore, Mr. Speaker, I would ask that we consider this proposal and if at all possible, that we take decisive action now. In the long run, I don't think that we can continue to build more prisons to resolve our crime problems; therefore, as I mentioned to Representative Tom and other members of the Judiciary and Corrections Committees, I would hope that during the interim, we could still consider possible revision to the Penal Code to perhaps shorten prison terms and to implement more alternatives to incarceration, but the fact is, overcrowding is a problem and I think we have to deal with it.

"My second concern, apart from prison, Mr. Speaker, is relating to page 113 of House Bill 1, regarding a CIP appropriation for a general aviation airport. As a member of the House Transportation Committee, I am very concerned that this body take decisive action in designating a second airport site for small aircrafts to avert a possible disaster at the Honolulu International Airport. However, I hope that this House does not accept the position of the Senate by designating Dillingham which is a distance from urban centers and its limited expansion space for aircraft. On the other hand, I think we should consider sites like Bellows, for example, which appear to have advantages in terms of the proximity to urban centers and the fact that it can be utilized for flight patterns that will not interfere or obstruct the traffic originating from the Honolulu International Airport.

"But the point I want to make about this, Mr. Speaker, is that I recognize that there are some community concerns about that -- community sentiment has been an obstacle to selecting Bellows, for example. But I would like to point out to this body the fact that today, you are going to be approving funding for the Waiawa correctional facility despite the fact that that facility is adjacent to the districts of several Representatives -- Representatives Kihano, Tungpalan and myself. And you are going to be making that decision irrespective of whatever we might say today about the concerns of our community because of what you believe to be in the State interest. And I would hope that you apply the same standard in reviewing the proposals or alternatives for a reliever airport.

"And finally, Mr. Speaker, I would like to very briefly state my opposition to State funding for abortions that is contained in House Bill 1. While I recognize, Mr. Speaker, that this body is not going to delete funding for abortions during this session, I would hope that this body would eventually reconsider its position on that matter. I especially appeal to those individuals here who share my concerns that abortion results in the taking of a human life and deplore the fact that each year, thousands of fetuses are being aborted and disposed of like so much trash. For those of you here who agree that abortions result in the destruction of a precious human life, but I say to you that you cannot condone the continued use of tax dollars to take that life. In addition,

Mr. Speaker, for those who argue that abortions are a matter of personal choice, I say to you, in response, that the right to choose is secondary and far less important than the right to human life.

"Mr. Speaker, those are basically my reservations about House Bill 1, and accordingly, I will vote for it but with reservations.

"Thank you very much."

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

"Mr. Speaker, your Committee on Human Services has dealt with a broad range of issues this session, and it has been a very difficult session for the Committee and for the people that are concerned with the various matters that the Committee has taken up -- from abortions to child abuse, to elderly affairs, to the medicaid program. We dealt with some major problems that the State faces.

"I would like to speak in support of House Bill 1, House Draft 1, because I feel that the final committee has been very supportive of the Committee's major efforts in the area of child abuse and neglect.

"Mr. Speaker, in the last two reporting periods, 7 children have been battered to death in our community. And your Committee on Human Services feel that that is 7 children too many. We have a child protective service system that has literally fallen apart and the efforts of your Committee and the Finance Committee have been to restore the child protective service into a system that works and protects our children.

"For this, Mr. Speaker, I feel that the Finance Committee has really provided the support that your Committee on Human Services need in order to provide the resources that is really needed by the community in this area. I would like to speak in strong support of House Bill 1, House Draft 1.

"Thank you, Mr. Speaker."

Representative Kihano rose and stated:

"Mr. Speaker, I speak in support of House Bill 1, House Draft 1. I would like to, with your permission, insert the comments of Representative Menor on the concern of the Waiawa correctional facility funding. (By

reference only)

"That's the objection that I have as far as that particular segment of the bill is on, Mr. Speaker, but I also support this measure because I want to commend the chairman of our Education Committee for putting back into the budget the funds for Waipahu Intermediate School which was deleted by the Department of Education as part of one of the priorities. As we all know, that's one of the schools that has been neglected and the buildings are dilapidated, and I think we've had some problems in trying to build new classrooms out at Waipahu Intermediate, and I want to commend the Finance chairman and the Finance Committee for supporting us and putting the funding back into House Bill 1, House Draft 1.

"And that's my concern, Mr. Speaker, and I just hope that everyone votes for his measure.

"Thank you."

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

"Mr. Speaker, I reiterate some of the words of my chairman with regard to the correctional facilities. I appreciate that the Finance Committee and its chairman are still open on this issue, and I very much appreciate that fact.

"However, I think it is unfortunate that we were reflecting the community, perhaps a little too well on this issue. That is to say, the community wants tougher penal philosophies implemented but does not want to pay for the consequences of those penal philosophies in terms of incarceration. And while we may be a Democratic body in that we reflect the constituencies that we come from, when the constituencies are fundamentally irreconcilable, we cannot reflect that and we must reconcile the problem and, therefore, I hope that this will be resolved this year because I think the prospect of federal intervention is very significant, and I won't say anything more about that because I don't think it's something that we want to emphasize, but I think it would be very unfortunate if that were to come to pass.

"Thank you."

Representative Jones then rose to speak in favor of the bill with deep reservations, stating:

"Mr. Speaker, I want to commend

the chairman and his Committee on the tremendous amount of effort and work they put into this, and I like an awful lot of what I see in the budget.

"We've got a much needed investment. . . increase in tourism to HVB. We've got a good first step with our Pacific International Center for High Technology which is going to help development in our State. We've got a good first step in making Hawaii a center for international business, and I think this is very far-sighted and very visionary, and I commend the Committee on that. We've got funds in there to keep outside plants from coming in to our State and money to maintain our watchdog effort over pesticides and groundwater, and the Committee needs to be commended.

"There are three issues I thought I would like to address though, Mr. Speaker, which give me concerns.

"First of all, we worked very hard in the Corrections Committee on the budget. The chairman's staff worked for weeks in trying to get the funds properly developed and understood for the addition to the medium security facility, and I feel that perhaps prior consent was not really followed in deleting that's my recommendation, so I think there is a very great need for that.

"Secondly is the issue of quality of life. I don't want to see any more bella buenos pass away in our State. I think it is a tragedy that we in the State to talk about the life of the land, also to talk about the life of the people, being perpetuated in righteousness. Special operations of the kind of bella buenos that could have saved her life are needed, are necessary, and should be reflected in this budget. State policy does not yet do that.

"Finally, and the source of my greatest concern on this budget, is that in the past, since we started this session, we've had 7 children battered to death. We've appropriated millions of dollars which I support to stop child abuse. At the same time, the State has paid for the annihilation of one thousand welfare children who have been slaughtered by the abortionists of our State and whose lives have been taken. Our State paid for this, Mr. Speaker, with my tax dollar. This is an affront to myself and it's affront to most of the taxpayers in the State, especially for the fact that 99 percent of these abortions were for convenience only, had nothing to do with

the life of the mother, rape or incest. So with this budget, we are appropriating over \$2-million which could go to save the bella buenos of our State. I consider it a major tragedy, for some 38 states of our union have eliminated abortion funding from their budget. We're still living with anti-life policies and providing funds for this. Mr. Speaker, I consider it a shame on this State of my home and my family for generations, that since 1973, our State have funded the death of more babies than all of my fellow veterans that were killed in Vietnam.

"And it's because of that, I have very deep reservations about this bill; yet I support it because the other elements of it do support some very vital things in our State.

"Thank you, Mr. Chairman, for letting me share this with you."

Representative Morgado then rose and stated:

"Mr. Speaker, I rise to speak in favor of House Bill 1, House Draft 1, for two reasons, the first reason being rather obvious, for as your Education chairman, I would like to express a couple of points about the education budget that is within House Bill 1, House Draft 1.

"The primary consideration of your education budget was the basic needs of Hawaii's public school students. The intermediate schools were given top priority. However, your education budget reflects a sensitivity to the needs of our students in the special education, alienated, and gifted and talented categories, without ignoring the needs of our regular students statewide. Their adjustment from the primary school environment to the secondary school level has historically been a stormy period for students for two reasons.

"One, they are expected to adjust expeditiously from learning about things they could hear, see or touch to a curriculum that demands abstract thinking. They are introduced to the modular system and many other students.

"Secondly, physiological changes create unfamiliar social, as well as physical situations which our seventh and eighth graders must learn to control. The future educational success of these students demand they juggle and master these strange experiences.

"Mr. Speaker, your education

budget wants to help.

"Educators, our Superintendent, district superintendents, principals and teachers have recommended allocation of resources which allow for the flexibility in the curriculum and instruction and lend administrative support. Mr. Speaker, your budget reflects their recommendations.

"Additional support for the intermediate schools include provisions for remedial instruction, weight in the cash allotment of the school priority fund according to the DOE's regular allotment formula, and expanded use of the district resource teachers' NRA positions.

"Your budget reflects additional aid to the special education population as well as continued support for a TCEP program with special emphasis on the Olomana HYCS and detention home program.

"Your budget has, for the first time, earmarked positions for the gifted and talented programs in grades 7 through 12.

"Provisions have been made for the purchase of textbooks and essential classroom equipment, allowing the use of the school priority fund for the unique school needs.

"Furthermore, additional student summer school tuition waivers are provided for the students in need of financial support.

"Funds for computer literacy programs, purchase of athletic equipment and transportation costs for outer island athletic teams are recommended also in House Bill 1, House Draft 1.

"Finally, your education budget reflects the importance of the classroom structure by recommending over \$40-million in R/M money.

"Mr. Speaker, I would like to commend and thank your Finance and Education Committee members for the responsiveness to the needs of our students. Also, I would especially like to thank the chairman of Finance for his support and guidance throughout the budget preparation process. In addition, I would like to thank the vice chairman of the Education Committee for his strong support and the hard work of my staff and their commitment to the goal of our Education Committee.

"Mr. Speaker, I mentioned before I started my support of the education

budget of House Bill 1, House Draft 1, that there were two reasons why I rise to speak in support of the bill.

"The second reason, being the concerns that have been expressed earlier by my colleague in regards to Waiawa and other kinds of appropriations made to the Corrections Division. We passed, not too many days ago, House Bill 1135 that has to do with the Hawaii Youth Correctional Facility and in caucus, I asked the question whether or not we can afford, in a bill form, to say to the Corrections Department that we can incarcerate and punish the kids that are in the fifteen-year-old category at the HYCF. The people who fill our prison were not always adults. They were once young people in trouble with the law. Many of them had shown statistically to have come from HYCF or other alienated programs such as HYCF. Is it too hard, or too complicated, to assume that if we practice the policy of incarceration and punishment when the kids are fifteen years old, to expect that these kids then would graduate to our adult facilities? I say not. These are adults that overcrowd our facilities. Maybe they could have been helped in preventive programs in our educational system, in our alienated program, our TCEP program but, more specifically, in HYCF, where 85 percent have gone on to our adult facilities. The bill is passed; it is part of the Senate agenda, hopefully in the near future. But I ask that if we want to consider overcrowding the prison, yes, let's take the measures that can alleviate the problem today, but let us also pay attention to the youth of these problems as well, to hopefully, one day, circumvent OCCC entirely. Put the preventive programs in our educational system; put the preventive program at HYCF where they belong, for these kids who are just starting out who need guidance, who need that kind of support; that's an important program for them. But for us here to talk about overcrowding and the need for other facilities and still have passed out 1135 without any other objections, I think is a conflict; I think it is hypocritical.

"Mr. Speaker, I ask our colleagues to continue to think about the long-range problems that we try affect here and legislation upon our desks today.

"Thank you."

Representative Hemmings then rose to speak in favor of the bill with

reservations, stating:

"This bill is a good bill because basically it appropriates money within our means. Our State is allegedly going to have a surplus and this budget does not spend more than we are receiving, but the day may come when that situation may arise as it has happened at the national level, and I would like to suggest my reservations with this budget a more ideological than address the particulars which I think we all expressed and heard in the past.

"We are going to solve our problems in this State, not by just throwing money at them, but by instituting through this legislative body into our society, more self-reliance, more discipline, more accountability, more efficiency, more productivity, and by eliminating waste and fraud. And we would not need a huge budget of this nature if we had more of those ideas in our society.

"Mr. Speaker, over a hundred years ago, someone said something I think is pertinent to this and that was, you cannot permanently help men and women by doing for them what they should and could do for themselves.

"Thank you, Mr. Speaker."

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

"The chairman spoke in favor of the bill and I appreciate the words they spoke and the work they have done, and I appreciate the work of the Finance Committee.

"The intermediate school has been a stepchild here, Mr. Speaker, and we seem to get a lot of attention today -- elementary and to the high schools and we left the intermediate schools out. And particularly in my community in Waimanalo, it's a demoralizing situation, and the address that this bill is giving to that subject is encouraging -- it will be exciting to my community. Sir, I also appreciate in education the attention to repair and maintenance.

"The other day, I was told I had the opportunity to choose funding or recommend funding in my community and my desire was to recommend repair and maintenance. I was not aware that it was already in this bill and I said I'd rather have repair and maintenance right now than new construction and I was told that I couldn't put it because this request

was specifically for construction so to find out that we've got so much in repair and maintenance, it is encouraging and also will be exciting to Kailua and Lanikai. The schools are in need of help and it's a priority there. Thank you.

"There is another area that's most encouraging and Chairman Gaulty has already mentioned and that's the funding of child abuse and the funds that are going in to help our family stay together, to help our community deal with it as a community, to confront the issue head on. However, Mr. Speaker, even as we add funds for the child abuse, dealing with it, we deal funds for something which I believe is child abuse and encourage it. Mr. Speaker, I think that I need to share and have shared before that my belief is that the child which is in the womb. . . or that which is in the womb, is a person and that that person needs the same protection of life as our oldest grandparents to our youngest child. That the Constitution applies to that person from the youngest age to the oldest age -- the protection of the right to life. And we do have funding in here, Mr. Chairman, for terminating those lives, and I recognize that not all of the people in our community believe that, but we have a significant portion of our community that does believe that that which is in the womb is a person, is a child, and that for us to include funding, State funding, for such an item is a disservice and wrong. To some, it would go far as to be called 'blood money', included in this House Bill 1, House Draft 1.

"I speak in favor of the bill and thank you, Mr. Chairman. Mr. Speaker, I hope that next year we will address this problem and, again, mahalo."

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

"Mr. Speaker, this is in a way of comment more than anything else. I notice that the purchase of services are not itemized in this budget and since that is a very large item in the next biennium, it would be helpful if we knew where our money was going as the various agencies were itemized.

"In hearing the comments from the members of the Majority, I noticed that there has been general satisfaction with this measure. There has been little demand expressed for more money and I might interpret that to mean that it reflects little need for

additional revenues. I am wondering whether that means that a tax increase is indeed needed.

"The Makiki Representative has mentioned that people do not want to pay for extra prison construction and I think we can extend that to say that people do not want to pay for a tax increase. I think we should keep this in mind when we do entertain further proposals for revenue enhancement.

"Thank you."

Representative Kiyabu rose and stated:

"Mr. Speaker, I think the last speaker was out of order talking about some other bill, but I will address that question.

"There were a lot of demands and for more increased programs and dollars for different programs. But we did not accommodate all of those programs because the so-called surplus is a misleading surplus. That surplus is created by the restriction by the Governor not to spend dollars. In the last two particular fiscal years, we spent more money than we were taking in. The Governor didn't take the conservative approach so we are in a deficit position today, and that surplus will not be a surplus by the end of this session. We have not accommodated collective bargaining yet; we may be in a short-fall; the County/State hospitals are and so that particular reserve fund that we are talking about may not be there. And so there is a need for additional funds if this body wants to add more programs.

"Thank you."

Representative Liu then rose and stated:

"Mr. Speaker, I rise to speak in favor of the bill but real quickly to indicate that concerning the need for this body in the future and the body across the way to commit themselves toward building new prison facilities, I concur with the chairman of Corrections, and I would like to differ by those that say that the public is not willing to pay for our positions on the Penal Code. I believe that they are and are willing to.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, I would like to state that this bill provides, for the first time in a long time, recognition that tourism does play a very important role in developing funds for other programs that are non-profit and don't generate moneys.

"The tourist industry has lately become working posts for those that who really do not understand the necessity and ports of this industry -- a vital industry. I am disturbed by some sources that say tourism is not good for Hawaii and at the same time stick up their hands for more moneys for their programs. I find this conflict very disturbing.

"I would like to thank the chairman of the Finance Committee for recognizing that the increased funding of \$1.7-million for the first year's work of the budget is welcome. Whoever does fall short for what we really need. In this world today, tourism is one of the biggest industries, worldwide, and we are competing, and I emphasize competing, very strenuously with other destination areas. If we sit back and feel that we have enough from tourism, I would prophesize that in the next several years, that we would be losing much of our visitors. We must keep up and compete.

"Secondly, Mr. Speaker, I would just like to relate to the term surplus as our chairman has stated. There is a misnomer on the term surplus. The term surplus like the term tax evokes a negative response in many people. Everytime the word surplus is used, it means extra moneys. I would hope that each one of our colleagues here would sit down with the chairman of the Finance Committee or an accountant and really define what surplus means. You and I, as household heads, can have surplus and extra money anytime at home in the checking account by not feeding our kids, by cutting back on the meat, and cutting back on this, and because the Governor is a very prudent Governor, he had to do certain things, and that is not surplus -- that's money not spent and saved for a rainy day. Surplus, in my term, means moneys not anticipated in our budget processing from the excise tax collection and elsewhere.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET", having been read throughout, passed

Third Reading by a vote of 48 ayes, with Representatives Hirono, Kamali'i and Nakasato being excused.

The Chair directed the Clerk to note that H.B. No. 1 had passed Third Reading at 11:05 o'clock a.m.

At this time, Representative Lardizabal asked permission to make a late introduction and introduced Mr. Stanley Hong, President of the Hawaii Visitors Bureau.

ANNOUNCEMENTS

Representative Blair: "Your Committee on Corrections and Rehabilitation, jointly with Judiciary, will be meeting at 1:30 in Room 328. Decision-making to follow."

Representative Onouye: "Your Committee on Higher Education and

the Arts will be having a public hearing on several resolutions at 1:30 in Room 310. Decision-making to follow if time permits."

Representative Kihano: "Tomorrow morning at 8:30, your Committee on Health will be having a decision-making in Room 314. We are also having a hearing on certain resolutions."

Representative Lindsey: "Your Committee on Education will be having a hearing tomorrow at 2:00 in Room 310 to take up several resolutions."

ADJOURNMENT

At 11:08 o'clock a.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m. tomorrow, Thursday, March 14, 1985.

THIRTY-SIXTH DAY

Thursday, March 14, 1985

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1985, convened at 11:10 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Dr. W.C. Garland, Pastor of the First Southern Baptist Church of Pearl Harbor, after which the Roll was called showing all members present with the exception of Representatives Kamali'i and Morgado who were excused.

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

On motion by Representative Okamura, seconded by Representative Ikeda and carried, reading of the Journal was dispensed with and the Journal of the Thirty-Second Day was approved.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 361 to 363) were read by the Clerk and placed on file.

A communication from the Senate (Sen. Com. No. 361) returning House Bill No. 269 entitled: "A BILL FOR AN ACT RELATING TO HOUSING LOAN AND MORTGAGE PROGRAMS", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 362) returning House Bill No. 271 entitled: "A BILL FOR AN ACT RELATING TO HOUSING", which passed Third Reading in the Senate on March 11, 1985, was placed on file.

A communication from the Senate (Sen. Com. No. 363) transmitting Senate Bill No. 1057, SD1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS", which passed Third Reading in the Senate on March 13, 1985, was placed on file.

On motion by Representative Okamura, seconded by Representative Ikeda and carried, S.B. No. 1057, 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 Taniguchi introduced seventeen fifth grade students from Bingham Tract School. They were accompanied by their teacher, Ms. Patty Kukia.

Representative Onouye introduced twenty-three students from Royal Elementary School who were accompanied by their teacher, Ms. Karen Ginoza.

Representative Menor introduced two guests and visitors from Tacoma, Washington, Mr. and Mrs. Eugene Fletcher who happen to be the parents of his committee clerk, Mr. Gary Fletcher.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following Senate Bills were referred as follows:

<u>S.B. Nos.</u>	<u>Referred to:</u>
6	Committee on Public Employment and Government Operations, then to the Committee on Finance
52	Committee on Public Employment and Government Operations, then to the Committee on Finance
83	Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Agriculture, then to the Committee on Finance
136	Committee on Higher Education and the Arts, then to the Committee on Finance
137	Committee on Higher Education and the Arts, then to the Committee on Finance
138	Committee on Higher Education and the Arts, then to the Committee on Finance
139	Committee on Higher Education and the Arts, then to the Committee on Finance
140	Committee on Higher Education and the Arts, then to the Committee on Finance

- 141 Committee on Higher Education and the Arts, then to the Committee on Finance
- 153 Committee on Planning, Energy and Environmental Protection, then to the Committee on Finance
- 166 Committee on Planning, Energy and Environmental Protection
- 195 Committee on Consumer Protection and Commerce
- 204 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 249 Jointly to the Committees on Judiciary and Corrections and Rehabilitation
- 292 Jointly to the Committees on Public Employment and Government Operations and Employment Opportunities and Labor Relations, then to the Committee on Judiciary
- 381 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 471 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 495 Jointly to the Committees on Public Employment and Government Operations and Judiciary, then to the Committee on Finance
- 556 Committee on Transportation, then to the Committee on Consumer Protection and Commerce
- 557 Committee on Health, then to the Committee on Finance
- 563 Committee on Judiciary
- 564 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 680 Jointly to the Committees on Public Employment and Government Operations and Corrections and Rehabilitation, then to the Committee on Finance
- 742 Committee on Judiciary
- 854 Committee on Transportation
- 884 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 885 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 906 Jointly to the Committees on Planning, Energy and Environmental Protection and Health, then to the Committee on Finance
- 936 Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Planning, Energy and Environmental Protection, then to the Committee on Finance
- 1102 Committee on Public Employment and Government Opportunities, then to the Committee on Finance
- 1122 Committee on Consumer Protection and Commerce
- 1127 Committee on Health, then to the Committee on Consumer Protection and Commerce
- 1132 Committee on Consumer Protection and Commerce
- 1144 Committee on Consumer Protection and Commerce
- 1170 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1171 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1190 Committee on Tourism, then to the Committee on Finance
- 1193 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 1195 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1198 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1209 Committee on Tourism, then to the Committee on Finance
- 1224 Committee on Ocean and Marine Resources
- 1287 Committee on Higher Education and the Arts, then to the Committee on Finance

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| 1289 | Committee on Higher Education and the Arts, then to the Committee on Finance | 1402 | Committee on Consumer Protection and Commerce |
| 1290 | Jointly to the Committees on Higher Education and the Arts and Education | 1404 | Committee on Judiciary |
| 1360 | Committee on Transportation, then to the Committee on Finance | 1408 | Committee on Judiciary |
| 1376 | Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Judiciary | 1409 | Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Planning, Energy and Environmental Protection |
| 1381 | Committee on Higher Education and the Arts, then to the Committee on Finance | 1413 | Committee on Public Employment and Government Operations, then to the Committee on Judiciary |
| 1386 | Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Judiciary | 1416 | Committee on Housing, then to the Committee on Finance |
| 1485 | Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Human Services | 1432 | Committee on Human Services, then to the Committee on Finance |
| 1436 | Committee on Human Services, then to the Committee on Finance | 1434 | Committee on Human Services, then to the Committee on Judiciary |
| 1356 | Jointly to the Committees on Transportation and Education | 1443 | Committee on Human Services, then to the Committee on Finance |
| 1358 | Committee on Judiciary, then to the Committee on Finance | 1487 | Committee on Public Employment and Government Operations, then to the Committee on Finance |
| 1361 | Committee on Human Services | 298 | Committee on Public Employment and Government Operations, then to the Committee on Finance |
| 1365 | Committee on Transportation | 309 | Committee on Consumer Protection and Commerce |
| 1366 | Jointly to the Committees on Health and Consumer Protection and Commerce | 313 | Committee on Higher Education and the Arts, then to the Committee on Finance |
| 1374 | Committee on Public Employment and Government Operations, then to the Committee on Finance | 319 | Committee on Planning, Energy and Environmental Protection, then to the Committee on Finance |
| 1394 | Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Agriculture, then to the Committee on Finance | 327 | Committee on Consumer Protection and Commerce |
| 1397 | Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Agriculture, then to the Committee on Finance | 331 | Committee on Judiciary, then to the Committee on Legislative Management |
| 1400 | Committee on Transportation | 342 | Jointly to the Committees on Planning, Energy and Environmental Protection and Agriculture, then to the Committee on Finance |
| | | 344 | Committee on Agriculture |
| | | 351 | Committee on Agriculture |

- 377 Jointly to the Committees on Transportation and Judiciary Use Development and Hawaiian Affairs
- 379 Committee on Transportation, then to the Committee on Finance 469 Committee on Water, Land Use Development and Hawaiian Affairs
- 383 Committee on Education, then to the Committee on Finance 470 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 384 Committee on Finance
- 389 Committee on Consumer Protection and Commerce 472 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 397 Jointly to the Committees on Human Services and Transportation, then to the Committee on Finance 474 Jointly to the Committees on Human Services and Health, then to the Committee on Finance
- 399 Jointly to the Committees on Transportation and Judiciary 481 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 404 Committee on Water, Land Use Development and Hawaiian Affairs 484 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 426 Committee on Public Employment and Government Operations, then to the Committee on Finance 496 Jointly to the Committees on Public Employment and Government Operations and Judiciary, then to the Committee on Finance
- 427 Jointly to the Committees on Public Employment and Government Operations and Health, then to the Committee on Finance 498 Committee on Judiciary, then to the Committee on Finance
- 431 Committee on Public Employment and Government Operations, then to the Committee on Finance 539 Jointly to the Committees on Consumer Protection and Commerce and Judiciary
- 449 Jointly to the Committees on Housing and Consumer Protection and Commerce 558 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 454 Committee on Consumer Protection and Commerce 560 Committee on Judiciary
- 456 Committee on Consumer Protection and Commerce 588 Committee on Consumer Protection and Commerce
- 457 Committee on Consumer Protection and Commerce 589 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 459 Committee on Judiciary, then to the Committee on Finance 592 Committee on Judiciary, then to the Committee on Finance
- 460 Committee on Judiciary, then to the Committee on Finance 610 Committee on Judiciary, then to the Committee on Finance
- 461 Committee on Judiciary 613 Committee on Public Employment and Government Operations, then to the Committee on Judiciary
- 462 Committee on Public Employment and Government Operations 615 Jointly to the Committees on Planning, Energy and Environmental Protection and Water, Land
- 463 Committee on Judiciary, then to the Committee on Finance
- 468 Committee on Water, Land

- Use Development and Hawaiian Affairs, then to the Committee on Judiciary
- 634 Jointly to the Committees on Planning, Energy and Environmental Protection and Health
- 644 Committee on Judiciary
- 651 Committee on Water, Land Use Development and Hawaiian Affairs
- 653 Jointly to the Committees on Employment Opportunities and Labor Relations and Public Employment and Government Operations
- 1304 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1310 Jointly to the Committees on Ocean and Marine Resources and Water, Land Use Development and Hawaiian Affairs
- 1312 Committee on Transportation, then to the Committee on Finance
- 1318 Committee on Transportation
- 1334 Jointly to the Committees on Consumer Protection and Commerce and Tourism
- 1335 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1336 Committee on Housing, then to the Committee on Finance
- 1337 Jointly to the Committees on Public Employment and Government Operations and Judiciary, then to the Committee on Finance
- 1346 Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Agriculture, then to the Committee on Finance
- 1350 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 1353 Jointly to the Committees on Planning, Energy and Environmental Protection and Agriculture
- 1354 Committee on Human Services, then to the Committee on Finance
- 7 Committee on Judiciary, then to the Committee on Finance
- 9 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 10 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 11 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 12 Jointly to the Committees on Public Employment and Government Operations and Judiciary, then to the Committee on Finance
- 20 Committee on Agriculture, then to the Committee on Finance
- 27 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 29 Committee on Human Services
- 36 Committee on Judiciary, then to the Committee on Finance
- 37 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 38 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 39 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 40 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 41 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 42 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 43 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 44 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 45 Committee on Public Employment and Government Operations, then to the Committee on Finance

- 46 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 48 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 49 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 50 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 51 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 55 Jointly to the Committees on Education and Consumer Protection and Commerce
- 59 Jointly to the Committees on Health and Education
- 60 Jointly to the Committees on Health and Judiciary
- 61 Committee on Health, then to the Committee on Finance
- 64 Committee on Human Services, then to the Committee on Finance
- 68 Committee on Health, then to the Committee on Finance
- 69 Committee on Health, then to the Committee on Finance
- 70 Committee on Planning, Energy and Environmental Protection
- 73 Jointly to the Committees on Human Services and Judiciary, then to the Committee on Finance
- 76 Committee on Judiciary
- 77 Jointly to the Committees on Employment Opportunities and Labor Relations and Public Employment and Government Operations, then to the Committee on Finance
- 78 Jointly to the Committees on Employment Opportunities and Labor Relations and Judiciary, then to the Committee on Finance
- 82 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 86 Jointly to the Committees on Planning, Energy and Environmental Protection and Ocean and Marine Resources
- 87 Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Ocean and Marine Resources, then to the Committee on Finance
- 90 Committee on Ocean and Marine Resources, then to the Committee on Finance
- 92 Committee on Ocean and Marine Resources
- 93 Committee on Ocean and Marine Resources
- 95 Jointly to the Committees on Ocean and Marine Resources and Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 96 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 99 Jointly to the Committees on Human Services and Consumer Protection and Commerce
- 100 Committee on Housing, then to the Committee on Finance
- 102 Committee on Human Services
- 103 Jointly to the Committees on Human Services and Judiciary, then to the Committee on Finance
- 110 Committee on Housing
- 112 Committee on Housing, then to the Committee on Finance
- 113 Committee on Human Services, then to the Committee on Finance
- 115 Committee on Finance
- 125 Jointly to the Committees on Transportation and Judiciary
- 127 Committee on Transportation, then to the Committee on Finance
- 128 Jointly to the Committee on Transportation and Water, Land Use Development and Hawaiian Affairs
- 129 Committee on Transportation, then to the Committee on Finance
- 131 Jointly to the Committees on

- Public Employment and Government Operations and Transportation, then to the Committee on Finance
- 132 Committee on Transportation
- 133 Committee on Transportation, then to the Committee on Finance
- 134 Jointly to the Committees on Public Employment and Government Operations and Transportation, then to the Committee on Finance
- 135 Committee on Higher Education and the Arts, then to the Committee on Finance
- 149 Jointly to the Committees on Planning, Energy and Environmental Protection and Water, Land Use Development and Hawaiian Affairs
- 151 Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Planning, Energy and Environmental Protection
- 154 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 155 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 159 Jointly to the Committees on Public Employment and Government Operations and Planning, Energy and Environmental Protection, then to the Committee on Finance
- 160 Jointly to the Committees on Planning, Energy and Environmental Protection; Agriculture, and Ocean and Marine Resources
- 162 Committee on Planning, Energy and Environmental Protection, then the Committee on Finance
- 163 Jointly to the Committees on Transportation and Water, Land Use Development and Hawaiian Affairs
- 165 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 168 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 169 Jointly to the Committees on Consumer Protection and Commerce and Judiciary
- 170 Committee on Consumer Protection and Commerce, then the Committee on Finance
- 171 Committee on Consumer Protection and Commerce
- 173 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 174 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 175 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 179 Committee on Consumer Protection and Commerce
- 180 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 182 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 189 Committee on Consumer Protection and Commerce
- 190 Committee on Consumer Protection and Commerce, then to the Committee on Judiciary
- 191 Committee on Consumer Protection and Commerce
- 192 Committee on Consumer Protection and Commerce
- 193 Committee on Consumer Protection and Commerce
- 194 Committee on Consumer Protection and Commerce
- 196 Committee on Consumer Protection and Commerce
- 197 Jointly to the Committees on Public Employment and Government Operations and Consumer Protection and Commerce
- 198 Committee on Consumer Protection and Commerce
- 199 Committee on Consumer Protection and Commerce
- 201 Committee on Consumer Protection and Commerce
- 202 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 203 Committee on Consumer

Protection and Commerce	Use Development and Hawaiian Affairs
205 Committee on Consumer Protection and Commerce	280 Committee on Water, Land Use Development and Hawaiian Affairs
213 Committee on Consumer Protection and Commerce, then to the Committee on Finance	287 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
217 Committee on Consumer Protection and Commerce	291 Committee on Judiciary
218 Committee on Consumer Protection and Commerce	485 Committee on Public Employment and Government Operations, then to the Committee on Finance
220 Committee on Consumer Protection and Commerce	489 Committee on Public Employment and Government Operations
224 Jointly to the Committees on Consumer Protection and Commerce and Housing	656 Committee on Human Services, then to the Committee on Finance
230 Committee on Consumer Protection and Commerce	661 Jointly to the Committees on Employment Opportunities and Labor Relations and Consumer Protection and Commerce
234 Jointly to the Committees on Housing and Planning, Energy and Environmental Protection	662 Committee on Consumer Protection and Commerce
235 Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Housing	663 Committee on Consumer Protection and Commerce, then to the Committee on Finance
236 Committee on Public Employment and Government Operations, then to the Committee on Finance	665 Committee on Consumer Protection and Commerce, then to the Committee on Finance
237 Committee on Finance	668 Committee on Consumer Protection and Commerce
239 Committee on Finance	669 Committee on Consumer Protection and Commerce
241 Committee on Finance	685 Committee on Public Employment and Government Operations, then to the Committee on Finance
245 Committee on Judiciary, then to the Committee on Finance	688 Committee on Judiciary
246 Committee on Public Employment and Government Operations, then to the Committee on Finance	697 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
251 Committee on Judiciary	701 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
252 Committee on Judiciary, then to the Committee on Finance	702 Committee on Planning, Energy and Environmental Protection, then to the Committee on Finance
255 Committee on Judiciary	726 Committee on Consumer Protection and Commerce, then to the Committee on Finance
257 Committee on Public Employment and Government Operations, then to the Committee on Finance	
258 Committee on Public Employment and Government Operations, then to the Committee on Finance	
260 Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Public Employment and Government Operations	
279 Committee on Water, Land	

- 730 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 732 Committee on Education, then to the Committee on Finance
- 735 Jointly to the Committees on Consumer Protection and Commerce and Judiciary
- 746 Committee on Health, then to the Committee on Judiciary
- 774 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 775 Jointly to the Committees on Planning, Energy and Environmental Protection and Judiciary
- 807 Committee on Finance
- 826 Committee on Transportation, then to the Committee on Judiciary
- 828 Committee on Transportation, then to the Committee on Judiciary
- 843 Committee on Judiciary
- 861 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 873 Committee on Public Employment and Government Operations, then to the Committee on Judiciary
- 881 Committee on Judiciary, then to the Committee on Finance
- 882 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 893 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 909 Jointly to the Committees on Education and Transportation
- 913 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 926 Committee on Consumer Protection and Commerce
- 932 Committee on Housing, then to the Committee on Consumer Protection and Commerce
- 934 Committee on Judiciary, then to the Committee on Finance
- 937 Committee on Planning, Energy and Environmental Protection, then to the Committee on Finance
- 961 Committee on Consumer Protection and Commerce
- 1075 Committee on Finance
- 1077 Committee on Legislative Management, then to the Committee on Finance
- 1089 Committee on Judiciary, then to the Committee on Finance
- 1096 Committee on Judiciary
- 1101 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1114 Committee on Consumer Protection and Commerce
- 1118 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1130 Committee on Consumer Protection and Commerce
- 1136 Committee on Consumer Protection and Commerce
- 1138 Committee on Consumer Protection and Commerce
- 1152 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 1155 Committee on Transportation
- 1157 Jointly to the Committees on Corrections and Rehabilitation and Human Services
- 1158 Committee on Judiciary
- 1175 Committee on Consumer Protection and Commerce
- 1178 Committee on Consumer Protection and Commerce
- 1179 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 1182 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 1185 Jointly to the Committees on Health and Human Services, then to the Committee on Finance
- 1186 Committee on Health, then to the Committee on Finance

- 1188 Committee on Health, then to the Committee on Finance
- 1192 Committee on Tourism, then to the Committee on Finance
- 1196 Committee on Water, Land Use Development and Hawaiian Affairs
- 1213 Committee on Health, then to the Committee on Finance
- 1214 Committee on Water, Land Use Development and Hawaiian Affairs
- 1216 Committee on Water, Land Use Development and Hawaiian Affairs
- 1218 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 1220 Committee on Water, Land Use Development and Hawaiian Affairs
- 1221 Committee on Water, Land Use Development and Hawaiian Affairs
- 1223 Committee on Water, Land Use Development and Hawaiian Affairs
- 1231 Committee on Consumer Protection and Commerce
- 1233 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 1239 Jointly to the Committees on Public Employment and Government Operations and Consumer Protection and Commerce, then to the Committee on Finance
- 1240 Jointly to the Committees on Human Services and Judiciary
- 1264 Committee on Transportation
- 1270 Committee on Consumer Protection and Commerce
- 1271 Jointly to the Committees on Consumer Protection and Commerce and Housing
- 1274 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1286 Committee on Higher Education and the Arts, then to the Committee on Finance

- 1288 Committee on Higher Education and the Arts, then to the Committee on Finance
- 1299 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1057 Committee on Finance
- 47 Committee on Public Employment and Government Operations, then to the Committee on Finance

STANDING COMMITTEE REPORTS

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 631) recommending that H.R. No. 161, be adopted.

On motion by Representative Honda, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.R. No. 161 entitled: "HOUSE RESOLUTION RECOGNIZING NATIONAL 'AGRICULTURE DAY' AND DESIGNATING MARCH 20, 1985 AS 'HAWAII AGRICULTURE DAY'", was adopted.

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 632) recommending that H.R. No. 35, be adopted.

On motion by Representative Honda, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.R. No. 35 entitled: "HOUSE RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR EDUCATION AND RESEARCH PROGRAMS TO ENCOURAGE YOUTH TO PURSUE CAREERS IN AGRICULTURE", was adopted.

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 633) recommending that H.R. No. 34, as amended in HD1, be adopted.

On motion by Representative Honda, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.R. No. 34, HD1, entitled: "HOUSE RESOLUTION REQUESTING STATEWIDE FARM ORGANIZATIONS TO PROVIDE ADVICE AND ASSISTANCE TO EXISTING AND NEW COOPERATIVES AND COMMODITY ASSOCIATIONS", was adopted.

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 634)

recommending that H.R. No. 37, as amended in HD1, be adopted.

On motion by Representative Honda, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.R. No. 37, HD1, entitled: "HOUSE RESOLUTION EXPRESSING SUPPORT FOR THE CONTINUED DEVELOPMENT OF HAWAII'S DIVERSIFIED AGRICULTURE INDUSTRY AND REQUESTING A REVIEW OF RECENT ACTIVITIES TO RESOLVE PROBLEMS CONSTRAINING THE GROWTH OF DIVERSIFIED AGRICULTURE IN HAWAII", was adopted.

At 11:20 o'clock a.m. Representative Medeiros asked for a recess, and the Chair declared a recess, subject to the call of the Chair.

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

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 635) recommending that H.R. No. 113, 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. 113, HD1, entitled: "HOUSE RESOLUTION REQUESTING A FEASIBILITY STUDY ON THE CONVENING OF A PACIFIC BASIN TOURISM CONFERENCE", was referred to the Committee on Finance.

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 636) recommending that H.R. No. 127 be adopted.

On motion by Representative Nakasato, seconded by Representative Lardizabal and carried, the report of the Committee was adopted and H.R. No. 127 entitled: "HOUSE RESOLUTION ENCOURAGING THE HONOLULU POLICE DEPARTMENT TO ASSIGN 'SEASONED' PATROL OFFICERS TO WAIKIKI FOR RELATIVELY LONG TERM TOURS OF DUTY", was adopted with Representatives Medeiros and Anderson voting no.

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 637) recommending that H.R. No. 68, be adopted.

On motion by Representative Nakasato, seconded by Representative

Lardizabal and carried, the report of the Committee was adopted and H.R. No. 68 entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT TO PRESENT A REVIEW OF THE FEASIBILITY STUDY ON THE ESTABLISHMENT OF A CONVENTION CENTER IN THE STATE", was adopted.

Representative Nakasato, for the Committee on Tourism, presented a report, (Stand. Com. Rep. No. 638) recommending that H.R. No. 112 be adopted.

On motion by Representative Nakasato, seconded by Representative Lardizabal and carried, the report of the Committee was adopted and H.R. No. 112 entitled: "HOUSE RESOLUTION SUPPORTING THE EFFORTS OF THE CITY AND COUNTY OF HONOLULU TO PHASE OUT SIDEWALK PEDDLING STANDS ALONG PUBLIC STREETS IN WAIKIKI", was adopted.

INTRODUCTION OF RESOLUTIONS

A resolution (H.R. No. 230) congratulating the final audio and non-audio category winners of the "Brown Bags to Stardom V", and commending radio station KIKI and television station KGMB for their outstanding production efforts was jointly offered by Representatives Ige, Morgado, Anderson, Blair, Bunda, Cachola, Cavasso, Crozier, Graulity, Hagino, Hashimoto, Hemmings, Hirono, Honda, Isbell, Jones, Kamali'i, Kawakami, Kihano, Kiyabu, Lardizabal, Leong, Levin, Lindsey, Liu, Medeiros, Menor, Metcalf, Nakasato, Nakata, Okamura, Onouye, Oshiro, Pfeil, Say, Shito, Shon, Souki, Tam, Taniguchi and Yoshimura and was read by the Clerk.

On motion by Representative Ige, seconded by Representative Okamura and carried, H.R. No. 230 was adopted.

Representative Ige rose and proceeded to introduce the honorees, stating:

"Mr. Speaker, I'd like at this time to introduce our guests here with us this morning.

"First of all, we have the President of KIKI radio, Mr. John Parker."

Representative Ige then asked Mr. Parker to stand and be recognized.

Representative Ige continued,

saying:

"Also, Mr. Speaker, we have with us an individual that I have the pleasure of introducing this morning. He is not only a recognized success in the communications field, but also a very involved person who lives in the Windward side. He is involved with many activities such as the Little League, and I am very honored to know this individual.

"More importantly, Mr. Speaker, Mr. Coelho is a classmate of one of our colleagues, Representative Nakasato, and it is my understanding that at Dole Intermediate and Farrington High School, they belonged to a group called the "Ventures"; and, in hearing some of the things they were involved with during those days, I find that it hard to believe--but then again, Mr. Speaker, I heard many things about you that I find hard to believe also.

"So, I guess Mr. Speaker, it's not our past that really matters, it's where we are today--the kinds of decisions that we make as individuals."

Representative Ige then introduced Mr. Coelho.

Also asked by Representative Ige to rise and be recognized were Susan Kunimura who is the promotions director of KIKI radio; Mr. Shawn Sweeney, a disc jockey at KIKI radio; Na Kane Pono, the audio winners of the Brown Bags to Stardom contest which includes Danny Kennedy, Joe Kekaucha, Weldon Kekaucha and John Baricuatro; and the non-audio contest winners from Kamehameha High School which included Aaron Requilman, Kyle Ahloo and Tony Silva.

Representatives Kim, Hirono, Andrews, and Marumoto then presented floral leis to the honorees while Representative Ikeda presented leis and a certified copy of the resolution to her constituents from Kaiser High School who had won the audio contest, and Representative Lindsey presented leis and a certified copy of the resolution to the students of Kamehameha High School who had won the non-audio contest.

At this time, Representative Kim rose and stated:

"Mr. Speaker, may I add a few words to what our Vice-Speaker, Marshall Ige had to say?"

The Chair directed Representative

Kim to proceed.

Representative Kim remarked:

"I'd like to just say that I was very honored to have had the opportunity to broadcast the Brown Bags to Stardom live from the Shell that night, and I enjoyed working with the KIKI staff, especially Jeff Coelho, who as the Vice-Speaker said, is from Farrington High School. I guess you can tell where I graduated from. . ."

The Chair remarked:

"No--excuse me, the Chair is only kidding. Please proceed."

Representative Kim continued her remarks, saying:

"Mr. Coelho has been very instrumental in getting me involved in the broadcasting area, and I would like to congratulate him on his commitment to this very, very fine program and also to congratulate all our winners today."

At 11:32 o'clock a.m., the Chair declared a recess "for the purpose of allowing the winners of the Brown Bags to Stardom contest to share their talents with us this morning."

The House of Representatives reconvened at 11:42 o'clock a.m.

At this time, Representative Ige rose and stated:

"Mr. Speaker, before I ask for a recess to allow my colleagues to congratulate our guests here this morning, I do want to thank you. Sometimes we focus in on many of the negative things that our youth do in our community, and I want to thank you for allowing this House to share in some of the good things that are out there as well."

The Chair responded:

"That is a very good observation, Mr. Vice-Speaker."

Representative Nakasato then rose and stated:

"Mr. Speaker, just a few words please."

The Chair directed Representative Nakasato to proceed.

Representative Nakasato remarked:

"After listening to the great music and fabulous dancing, I just want to

add that Jeff Coelho, in his younger days when he was much skinnier and way better looking, was one of the best dancers around. In fact, I would say he was the forefather to today's breaking.

"In those days we used to have dances like the twist, the bop, walking the dog, the popeye, the stroll, the monkey, the jerk and the surf and dance, but when it came to the twist, Jeff Coelho was the best. He could twist not only standing up but would go down on his knees and he was the only guy, I remember, that twisted on the floor on his back during dances; and he used to stop the whole dance and everyone used to watch Jeff Coelho, and all the girls used to stand on the side and he would do his thing on the floor.

"I just wanted to add that Jeff Coelho, in his day, was quite a dancer."

At 11:42 o'clock a.m. the Chair declared a recess "for the purpose of allowing us to greet our awardees and share our personal aloha and congratulations to our honorees this morning."

At 11:52 o'clock a.m. the House of Representatives reconvened with the Vice-Speaker presiding.

By unanimous consent, the following resolution (H.R. No. 231) and concurrent resolution (H.C.R. No. 76) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 231) requesting the feasibility of establishing a native Hawaiian Performing Arts Group to represent native Hawaiian culture was jointly offered by Representatives Apo, Lindsey, Kamali'i, Levin and Tungpalan.

A concurrent resolution (H.C.R. No. 76) requesting the feasibility of establishing a native Hawaiian Per-

forming Arts Group to represent native Hawaiian culture was jointly offered by Representatives Apo, Lindsey, Levin and Tungpalan.

ANNOUNCEMENTS

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

Representative Leong: "Your Committee on Human Services will hold a public hearing tomorrow at 8:30 a.m. in Conference Room 314. Decision making to follow, if time permits."

Representative Metcalf: "Your Committees on Judiciary and Higher Education will be holding a hearing this afternoon at 1:30 p.m. on H.R. No. 167 supporting the establishment of an Institute for Peace at the University of Hawaii. Thereafter, your Committee on Judiciary only will be scheduling further hearings on other matters and that's at 1:30 in Room 328."

Representative Shito: "I just want to tell the Consumer Protection and Commerce Committee members to have a good rest this week. Next week we'll go day and night."

At 11:53 o'clock a.m. the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:56 o'clock a.m.

Representative Crozier: "I would just like to inform the baseball players that they can come in the locker room and check out their uniforms right after Session."

ADJOURNMENT

At 11:57 o'clock a.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m. tomorrow, Friday, March 15, 1985.

THIRTY-SEVENTH DAY

Friday, March 15, 1985

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1985, convened at 11:00 o'clock a.m., with the Vice Speaker presiding.

The Divine Blessing was invoked by Deacon Walter Yoshimitsu of the Saint John Vianney Church in Kailua, after which the Roll was called showing all members present with the exception of Representatives Blair, Cachola, Morgado, Peters and Tom, who were excused.

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

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

Representative Ikeda introduced "a very special group of people with us this morning who are here to see the legislators in action. These "shadows" are people who are from our community as well as University Extension homemakers and are a part of a group called Family Community Leadership which is a project partially sponsored by the Kellogg Foundation." They were accompanied by Ms. Jean Young, State Coordinator; Ms. Marian Kolb, co-chairman of the event; and Miss Susan Yee.

Representative Leong introduced a group of senior citizens from the North Shore (Waialua to Kahuku). They were accompanied by Mr. Douglas Knight, Director, and Ed Broussard of Representative Leong's office.

Representative Okamura introduced a group of 30 second graders from Iolani School. They were accompanied by their teachers, Mrs. Dee Chung, Mrs. Lynette Ackerman and Mrs. Elena Higashi.

Representative Levin introduced Mrs. Anne Nottage, Mrs. Naomi Yoshida, Mr. Horace Hara and Mr. Karl Kawahara, teachers from various schools on the Big Island. "Karl was my campaign manager the first time I was elected."

Representative Kamali'i introduced 41 members of the Oahu League of Republican Women along with their

President, Angie Stevens. They have "come to the Legislature to watch the legislative process and to learn a little more about what happens here at the Legislature."

Representative Oshiro introduced Mr. Andy Getz and Mr. Mike Escobido, students at Ilima Intermediate School who are participating in the Legislative Awareness Program.

Representative Crozier introduced Mr. Herman Lemke, "a senior statesman of Hawaii who helped us move through the 1950s and '60s."

Representative Kamali'i introduced a former colleague who is now with Waialua Sugar Company, Oliver Lunasco.

At 11:20 o'clock a.m., Representative Okamura asked for a recess and the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:22 o'clock a.m., the Chair directed the Clerk to note the presence of Representative Cachola.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following bills were re-referred as follows:

<u>S.B. Nos.</u>	<u>Re-referred to:</u>
190	Committee on Consumer Protection and Commerce
213	Committee on Consumer Protection and Commerce
560	Jointly to the Committees on Judiciary and Consumer Protection and Commerce

STANDING COMMITTEE REPORTS

Representatives Apo 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. 639) recommending that H.R. No. 93, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Crozier, seconded by Representative Say and carried, the joint report of the Committee was adopted and H.R.

No. 93, HD 1, entitled: "HOUSE RESOLUTION CONCERNING THE IMPACT OF WATER RECREATIONAL ACTIVITIES ON MULLET SPAWNING IN MAUNALUA BAY, HAWAII KAI", was referred to the Committee on Finance.

Representative Apo, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 640) recommending that H.R. No. 58, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Apo, seconded by Representative Shon and carried, the report of the Committee was adopted and H.R. No. 58, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A COMPREHENSIVE REVIEW OF EXISTING PROGRAMS RELATING TO MARINE RESOURCES AND ACTIVITIES", was referred to the Committee on Legislative Management.

Representative Apo, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 641) recommending that H.R. No. 60, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Shon and carried, the report of the Committee was adopted and H.R. No. 60, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING A STATEWIDE KAPU SYSTEM TO PROTECT AND MANAGE HAWAII'S OCEAN RESOURCES", was referred to the Committee on Finance.

Representative Apo, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 642) recommending that H.R. No. 63, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Shon and carried, the report of the Committee was adopted and H.R. No. 63, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A REVIEW OF THE COMMERCIAL FISHING LICENSING SYSTEM TO DETERMINE ANY EXISTING PROBLEMS WITH THE SYSTEM AND WAYS IN WHICH IT CAN BE IMPROVED", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 237 and 238) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 237) congratulating Dean Pitchford on his musical and theatrical achievements and awards was jointly offered by Representatives Hagino, Andrews, Bunda, Grauly, Hirono, Kihano, Lardizabal, Leong, Menor, Metcalf, Morgado, Onouye, Say, Shon, Souki, Tajiri, Tam and Taniguchi.

On motion by Representative Hagino, seconded by Representative Kihano and carried, H.R. No. 237 was adopted.

Representative Hagino then rose and stated:

"Mr. Speaker, it is indeed a pleasure for all of us to have this honoree present today. We've heard from the reading of the resolution some of the many achievements. I would like to go on and add a few more achievements that Dean has accomplished.

"Currently, he has two songs on the pop chart -- Eric Carmen's 'I Want to Hear it From Your Lips', and a song that has been sung by Dolly Parton, 'Don't Call it Love.' He collaborated with Marvin Hamlisch on a new song from a film that will be released shortly called 'Darrel.' He is writing his second screenplay; the first was 'Footloose.' The screenplay is for a movie, 'Parallel' which will be released shortly this summer. He is also working on another screenplay for another movie which will, hopefully, be undertaken by Chart Stars Productions.

"In addition to some of the achievements noted earlier in the reading of the resolution, I want to point out that he is the first person ever to be nominated for two achievements in the same category. As a songwriter, he is nominated for two songs for this year's Academy Awards presentations.

"One last point I would like to make about the honoree which I think is indicative of the kind of person that he is. In talking to my staff just before arriving here, he wanted me to know and to point out to all of you that it was his roots in Hawaii Nei

that inspired him, his creativity, his songwriting talent, and he stated that a lot of what he has done can be traced back to his upbringing here in Hawaii. He has brought a lot of fame and honor to himself and to his home state.

"I would like to say, Dean, that I know it is only ten more days before the Academy Awards presentation, on March 25th, and I am sure we will all be watching and will be crossing our fingers for you, and we wish you the best of luck in the future years. I know you will continue your tremendous growth and career."

Representative Hagino then introduced to the members of the House and audience Mr. Dean Pitchford. Accompanying Dean was his mother, Mrs. Pitchford, and his former French teacher and presently the Principal of Saint Louis High School, Brother Edward Gomez.

Representative Hirono presented an ilima/maile lei to Dean, and orchid leis were presented to Mrs. Pitchford by Representative Say, and to Brother Gomez by Representative Isbell. Representative Andrews presented the honoree with a certified copy of the resolution.

A resolution (H.R. No. 238) congratulating the Hawaii School for the Deaf and the Blind on its 70th Anniversary was jointly offered by Representatives Kiyabu, Anderson, Andrews, Blair, Bunda, Cachola, Cavasso, Crozier, Graulty, Hagino, Hashimoto, Honda, Ikeda, Kamali'i, Kihano, Lardizabal, Leong, Lindsey, Metcalf, Morgado, Nakasato, Nakata, Say, Shon, Souki, Tajiri, Tam, Taniguchi, Tom and Yoshimura.

Representative Kiyabu moved that H.R. No. 238 be adopted, seconded by Representative Say.

Representative Kiyabu rose and stated:

"Mr. Speaker, the resolution actually speaks for itself, but what I want to add is that I want to commend the teachers and principals there for their dedication. This is a very special school and it takes special people to work at this kind of school to provide the education for those students, and so in celebrating their 70th Anniversary, I do want to commend them.

"Thank you."

The motion was put by the Chair

and carried, and H.R. No. 238 was adopted.

Representative Kiyabu then asked the following honorees to stand and be recognized: Mr. Santiago Agcaoili, Principal, who is "very active in the Diamond Head Lions and all of you know that the Lions Club really helps the blind people"; Mr. Frank Ramos, PTA President; Mr. Ron Miyashiro, an alumni of the school and "a very popular person. I knew Ron when he was still a bachelor playing at the Garden Bar at the Hilton Hawaiian Village, and between he and Representative Tom, I am not too sure if they got us fooled that they cannot see because the kind of comments they make about all the beautiful girls walking around this place"; Mrs. Gail Miyashiro, Ron's wife; and Ms. Florentina La Puebla, a student at the school.

Floral leis were presented to Mr. Agcaoili by Representative Hashimoto; to Mr. Ramos by Representative Kim; to Mr. Miyashiro by Representative Hirono; to Mrs. Miyashiro by Representative Souki; and to Ms. La Puebla by Representative Crozier, while a certified copy of the resolution was presented by Representative Kiyabu.

At 11:35 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "to allow all of us to share our aloha with our guests here this morning."

Upon reconvening at 11:45 o'clock a.m., the Chair directed the Clerk to note the presence of Representative Blair.

By unanimous consent, the following resolutions (H.R. Nos. 232 to 236 and 239) and concurrent resolutions (H.C.R. Nos. 77 to 82) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 232) requesting the Department of Planning and Economic Development to undertake a program of educational and promotional activities on employee stock ownership and to form an employee stock ownership advisory committee was jointly offered by Representatives Okamura, Anderson, Hemmings, Hirono, Isbell, Kihano, Marumoto, Metcalf, Nakata, Onouye, Say, Shon, Tam and Tungpalan.

A resolution (H.R. No. 233) requesting the preparation of a labor functional plan was jointly offered by Representatives Tungpalan, Ander-

son, Apo, Cachola, Cavasso, Gaulty, Hagino, Hashimoto, Jones, Kim, Lardizabal, Levin, Lindsey, Menor, Metcalf, Pfeil, Souki and Takamine.

A resolution (H.R. No. 234) urging the Presidents of the United States and the Soviet Union to meet at least once a year for purposes of negotiations was jointly offered by Representatives Tungpalan, Apo, Cachola, Cavasso, Gaulty, Hagino, Hashimoto, Hemmings, Jones, Lardizabal, Levin, Lindsey, Liu, Marumoto, Menor, Metcalf, Morgado, Pfeil, Souki and Taniguchi.

A resolution (H.R. No. 235) urging the Secretary of the Navy to homeport the Missouri battleship group at Pearl Harbor was jointly offered by Representatives Tungpalan, Anderson, Apo, Cachola, Cavasso, Gaulty, Hashimoto, Hemmings, Ikeda, Jones, Kim, Lardizabal, Lindsey, Liu, Marumoto, Medeiros, Menor, Metcalf, Morgado, Pfeil and Takamine.

A resolution (H.R. No. 236) urging the South African government to put an end to apartheid was jointly offered by Representatives Hagino, Apo, Cachola, Crozier, Gaulty, Hashimoto, Hirono, Ikeda, Lardizabal, Leong, Lindsey, Liu, Marumoto, Menor, Metcalf, Morgado, Nakata, Okamura, Onouye, Pfeil, Shito, Shon, Souki, Tajiri, Takamine, Tam, Taniguchi, Tom and Tungpalan.

A resolution (H.R. No. 239) requesting a study on alternative civilian uses for existing industrial and manpower resources at Pearl Harbor Naval Shipyard was jointly offered by Representatives Tam, Hagino, Taniguchi, Takamine, Leong, Andrews, Apo, Blair, Bunda, Cachola, Hashimoto, Hirono, Honda, Kihano, Kim, Levin, Lindsey, Metcalf, Nakasato, Nakata, Say, Shito, Shon, Souki, Tajiri, Tom, Tungpalan and Yoshimura.

A concurrent resolution (H.C.R. No. 77) requesting the Department of Planning and Economic Development to undertake a program of educational and promotional activities on employee stock ownership and to form an employee stock ownership advisory committee was jointly offered by Representatives Okamura, Anderson, Bunda, Hemmings, Hirono, Isbell, Kihano, Marumoto, Metcalf, Nakata, Onouye, Say, Shon, Tam and Tungpalan.

A concurrent resolution (H.C.R. No. 78) urging the Secretary of the Navy to homeport the Missouri

battleship group at Pearl Harbor was jointly offered by Representatives Tungpalan, Anderson, Apo, Cachola, Cavasso, Gaulty, Hashimoto, Hemmings, Ikeda, Jones, Kim, Lardizabal, Levin, Lindsey, Marumoto, Medeiros, Menor, Metcalf, Morgado, Pfeil and Takamine.

A concurrent resolution (H.C.R. No. 79) urging the South African government to put an end to apartheid was jointly offered by Representatives Hagino, Apo, Cachola, Crozier, Gaulty, Hashimoto, Hirono, Ikeda, Lardizabal, Leong, Lindsey, Liu, Marumoto, Menor, Metcalf, Morgado, Nakata, Okamura, Onouye, Pfeil, Shito, Shon, Souki, Tajiri, Takamine, Tam, Taniguchi, Tom and Tungpalan.

A concurrent resolution (H.C.R. No. 80) requesting a study on alternative civilian uses for existing industrial and manpower resources at Pearl Harbor Naval Shipyard was jointly offered by Representatives Tam, Hagino, Taniguchi, Takamine, Leong, Andrews, Apo, Blair, Bunda, Cachola, Hashimoto, Hirono, Honda, Kihano, Kim, Levin, Lindsey, Metcalf, Nakasato, Nakata, Say, Shito, Shon, Souki, Tajiri, Tom, Tungpalan and Yoshimura.

A concurrent resolution (H.C.R. No. 81) requesting a study of the impact of homeporting the battleship Missouri and its support group in Honolulu was jointly offered by Representatives Tam, Andrews and Nakasato.

A concurrent resolution (H.C.R. No. 82) requesting the Department of Social Services and Housing to provide additional training for adult corrections officers was jointly offered by Representatives Hagino and Shon.

ANNOUNCEMENTS

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

Representative Bunda: "Your Consumer Protection and Commerce Committee will be having a hearing on Monday at 1:30 in Room 328. Decision-making to follow."

Representative Shon: "The Committee on Ocean and Marine Resources will have a hearing at 8:30 in Room 328 on Monday."

Representative Kihano: "Your Committee on Health will be having a hearing in Room 314, Monday morning

at 8:30."

Representative Kim: "Your Committee on Public Employment will be having a public hearing on Monday at 8:30 in Room 310."

ADJOURNMENT

At 11:46 o'clock a.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m. on Monday, March 18, 1985.

THIRTY-EIGHTH DAY

Monday, March 18, 1985

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1985, convened at 11:10 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Mr. Hugh Laing of the Christian Science Church, after which the Roll was called showing all members present with the exception of Representatives Ikeda, Morgado and Tam who were excused.

By unanimous consent, reading of the Journal was deferred.

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

Representative Nakata introduced fifty-eight fourth, fifth and sixth grade students from Kahaluu Elementary School. They were accompanied by their teachers, Ms. Mary Takamiya, and Ms. Sandra Siu; their counselor, Tom Aiken; and chaperones, Martha Beeche, James Takamiya and Pearl Takasane.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following Senate Bills were re-referred as follows:

<u>S.B.Nos.</u>	<u>Re-referred to:</u>
125	Committee on Judiciary
377	Committee on Judiciary
399	Committee on Judiciary
826	Jointly to the Committees on Transportation and Judiciary
828	Jointly to the Committees on Transportation and Judiciary
1400	Committee on Judiciary
1155	Committee on Judiciary
556	Committee on Consumer Protection and Commerce

STANDING COMMITTEE REPORTS

Representatives Bunda and Apo,

for the Committees on Health and Ocean and Marine Resources, presented a joint report (Stand. Com. Rep. No. 643) recommending that H.C.R. No. 39, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Bunda, seconded by Representative Apo and carried, the joint report of the Committees was adopted and H.C.R. No. 39, HD1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND REPORT UPON THE LAWS, REGULATIONS, AND POLICY GUIDELINES FOR USING ANIMAL MANURES IN AQUACULTURE SYSTEMS", was referred to the Committee on Finance.

Representatives Grauly and Bunda, for the Committees on Human Services and Health, presented a joint report (Stand. Com. Rep. No. 644) recommending that H.C.R. No. 13, as amended in HD1, be referred to the Committee on Finance.

Representative Grauly moved that the report of the Committees be adopted and H.C.R. No. 13, HD1 be referred to the Committee on Finance, seconded by Representative Bunda.

Representative Apo rose to speak in support of the motion with some reservations, stating:

"Mr. Speaker, I just wanted, for purposes of the Journal, to go on record as being concerned about the shift last year that was made by the Legislature in their instructions to SHPDA, that they should take cost containment and cost as the major priority in determining certificate of need.

"And the reason I'm concerned about it is the federal policy has always been to also take up, or give equal attention to the question of access to services. I'm speaking mostly about situations that we have in rural Oahu, since the bulk of long-term care services occur in the urban core or located in the urban core and also for rural Oahu.

"So, for purposes of record, I'm hoping that perhaps when this resolution does get to Finance, the

members of the Finance Committee might be able to address this concern--and that is, how much weight we would give to access as opposed to cost.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, the joint report of the Committees was adopted and H.C.R. No. 13, HD1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY TO USE A CONSERVATIVE ESTIMATE OF THE NUMBER OF LONG-TERM CARE BEDS NEEDED WHEN CONSIDERING THE SIX PENDING CERTIFICATE OF NEED APPLICATIONS FOR ADDITIONAL LONG-TERM CARE SERVICES", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

A resolution (H.R. No. 252) commending and congratulating Arthur Kaneshiro for being named Hawaii's selectee for the National Distinguished Principals Award for 1983-1984 was jointly offered by Representatives Nakata and Okamura and was read by the Clerk.

On motion by Representative Nakata, seconded by Representative Okamura and carried, H.R. No. 252 was adopted.

Representative Nakata rose and stated:

"Mr. Speaker, in my three years in this Body, this is my first presentation of this kind, and it is a great honor to be presenting Art Kaneshiro to you.

"I first met him about three years ago. When I met him, I was immediately impressed because of one statement that he made: 'the children live up to the expectations that we have of them and that we should expect much from them.'

"A year later, in another discussion with him, he said: 'the kids at Kahaluu can do anything.'

"That is the kind of attitude he brings to that community and you can see it. Many days when I leave home to come here, I happen to live right across the school, he is there. There are times on weekends, Sunday afternoons, 5:00 o'clock, I walk by the school and there is his car. He does put in long hours.

"He is a solid administrator. His teachers respect him.

"There is one instance where a teacher had some disagreement with him, she mentioned it to me, and I said to go ahead and talk to Art. He is an open person and he is strong enough to take some criticism. Later she reported to me that she had done so; and she is a teacher who had supported a very shy student to such an extent that a few months later, Mr. Kaneshiro did not recognize her because her behaviour had changed so much. I mention this because I think that is one of the important roles of an administrator -- to support his staff so that they can support their staffs also.

"Another indication of his value to the school, he mentioned this to me this morning -- I don't know whether he expected me to be using it -- but his first year at Kahaluu -- the Kahaluu School had come in twenty-fourth in the Windward Sports Festival -- twenty-fourth out of twenty-four schools.

"Since then they have moved up to seventeenth, twelfth, and fifth -- and I guess with that progression, very soon they will be number one. He says he has a long way to go, but I think he is fairly close now.

"One last comment -- he also mentioned to me that in his first year at Kahaluu, there were twenty-five students participating in the Windward Speech Festival. This year he reported to me that there are over a hundred -- one-third of the student body. I think that speaks very well for Art. I'm glad to have him at Kahaluu. We are fortunate in this State to have people of such calibre in our school system. Thank you."

Floral leis were presented to Mr. Kaneshiro by Representative Hirono; to his wife, Lorraine, by Representative Okamura; to his mother, Mrs. Elaine Kaneshiro, by Representative Hagino; and to Mr. Sakai Loo, Deputy Superintendent of the Windward District, by Representative Crozier. A certified copy of the resolution was presented to the honoree by Representative Nakata.

At this time, Representative Nakata asked Mr. Kaneshiro to rise and be recognized.

A resolution (H.R. No. 253) congratulating Levar Burton and the Reading Rainbow Production staff for its highly acclaimed public television

series was jointly offered by Representatives Okamura, Morgado, Anderson, Apo, Bunda, Cachola, Cavasso, Crozier, Hagino, Hemmings, Hirono, Ikeda, Isbell, Kamali'i, Kawakami, Kihano, Leong, Lindsey, Marumoto, Menor, Metcalf, Nakasato, Nakata, Onouye, Oshiro, Say, Shito, Shon, Takamine, Taniguchi and Yoshimura was read by the Clerk.

On motion by Representative Okamura, seconded by Representative Taniguchi and carried, H.R. No. 253 was adopted.

Representative Okamura then rose and stated:

"It gives me great pleasure this morning to speak in favor of this resolution.

"As a former member of the Board of Education, I was very disturbed at the time because we received a number of reports indicating the declining interest of our young people in reading and in books.

"Books are not only sources of knowledge, they are the road maps to the world offering themselves as imaginative travelogs to compensate for the constraints and limited financial resources of many of our young people. In this regard, any program designed to encourage a young person's interest in the world of books and literature is very much welcomed.

"Reading Rainbow is a television series which is designed to turn children on to reading good books and to help reverse the tragedy of more and more young Americans reading less and less.

"Reading Rainbow began as a fifteen part summer series targeted for children aged five through nine years old and received critical as well as popular acclaim.

"In a national survey, librarians across the country reported positive effects on children's summer reading habits. Because of this success, the series has been expanded to include five new episodes and has been shown in some cities in the fall as well as in the summer.

"In Hawaii, Reading Rainbow book marks were printed and distributed at libraries and book stores throughout the State. Librarians reported significant increases in the number of children asking for books featured on Reading Rainbow.

"Mr. Speaker, this indicates to me that this series has definitely helped to motivate Hawaii's young people to read."

At this time, Representative Okamura introduced several people who have been critical to the development and production of Reading Rainbow: Mr. Levar Burton, the host of the series and well known for his portrayal of Kunta Kinte in "Roots"; co-producers and directors for the series who are a husband and wife team, Mrs. Cecily Truett and Mr. Larry Lancet.

Floral leis were presented to Mr. Burton by Representatives Kim and Hirono; to Mrs. Truett by Representative Yoshimura; to Mr. Lancet by Representative Hashimoto; and Representative Okamura presented a certified copy of the resolution to Mr. Burton.

At this time, Representative Okamura introduced some guests seated in the gallery who are part of the Reading Rainbow program: Ms. Gail Miyazaki, publicity director for the Reading Rainbow series, a former Honolulu girl who was with Hawaii Public Television for many years; Mr. Jim Young, general manager of Hawaii Public Television; and Ms. Lynn Budar, development and public relations person for Hawaii Public Television.

At 11:32 o'clock a.m., the Chair declared a recess "for the purposes of extending our personal aloha to our honorees this morning" subject to the call of the Chair.

The House of Representatives reconvened at 11:45 o'clock a.m., with the Vice-Speaker presiding.

By unanimous consent, the following resolutions (H.R. Nos. 240 to 251 and 254 to 261) and concurrent resolutions (H.C.R. Nos. 83 to 88) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 240) requesting the Department of Education, in consultation with the University of Hawaii, the Hawaii State Teachers Association, and the Hawaii State Parent Teacher Student Association, to study and make recommendations on teacher training and related educational issues was jointly offered by Representatives Levin and Morgado.

A resolution (H.R. No. 241) requesting the Department of Social Services and Housing to provide additional

training for adult corrections officers was jointly offered by Representatives Hagino and Shon.

A resolution (H.R. No. 242) requesting a determination of the source of pesticide contamination of Maui wells was offered by Representative Andrews.

A resolution (H.R. No. 243) requesting an epidemiological study to determine why Lana'i and Moloka'i have extraordinary high rates of birth defects was jointly offered by Representatives Pfeil, Anderson, Andrews, Apo, Blair, Bunda, Cachola, Cavasso, Crozier, Grauly, Hashimoto, Hemmings, Honda, Ikeda, Isbell, Kihano, Kim, Lardizabal, Leong, Levin, Lindsey, Liu, Marumoto, Medeiros, Menor, Metcalf, Nakata, Okamura, Onouye, Oshiro, Say, Shito, Shon, Souki, Tajiri, Takamine, Tam, Taniguchi, Tom, Tungpalan and Yoshimura.

A resolution (H.R. No. 244) urging the Department of Education, State of Hawaii, to immediately comply with the Constitution of the State of Hawaii, as amended in 1978, mandating the study of Hawaiian culture, history, and language throughout the public school system and to establish a state advisory committee to enhance the implementation of this mandate was jointly offered by Representatives Anderson, Lindsey, Crozier, Leong, Kamali'i, Apo, Blair, Hemmings, Kawakami, Levin, Menor, Morgado and Shito.

A resolution (H.R. No. 245) urging the University of Hawaii to expand its task force on the underrepresentation of Hawaiian students in the University system to include the establishment of a permanent liaison officer under the Vice President of Academic Affairs to provide continual communication and support of the Association of Hawaiian Civic Clubs and other Hawaiian agencies and organizations was jointly offered by Representatives Anderson, Lindsey, Crozier, Leong, Kamali'i, Apo, Blair, Hemmings, Kawakami, Levin, Liu, Menor, Morgado, Shito and Shon.

A resolution (H.R. No. 246) in support of the Hawaiian Studies Program was jointly offered by Representatives Anderson, Lindsey, Crozier, Leong, Kamali'i, Apo, Blair, Isbell, Kawakami, Levin, Liu, Menor, Morgado and Shon.

A resolution (H.R. No. 247) urging the University of Hawaii to approve permanent status for the Hawaiian Studies Program was jointly offered

by Representatives Anderson, Lindsey, Crozier, Leong, Kamali'i, Apo, Blair, Isbell, Kawakami, Levin, Menor, Morgado and Shon.

A resolution (H.R. No. 248) urging formal recognition and protection of traditional native Hawaiian water rights was jointly offered by Representatives Anderson, Lindsey, Crozier, Leong, Kamali'i, Apo, Blair, Isbell, Levin, Menor, Morgado and Shon.

A resolution (H.R. No. 249) requesting the study of Hawaii's natural history in the public schools and urging the establishment of an environmental education curriculum development and awareness committee was jointly offered by Representatives Anderson, Lindsey, Crozier, Leong, Kamali'i, Apo, Blair, Hemmings, Kawakami, Levin, Liu, Menor, Morgado, Shito and Shon.

A resolution (H.R. No. 250) urging the establishment of minimum educational criteria required of instructors participating in the Hawaiian Education Program and the implementation of a certification program for the teaching of Hawaiian studies in cooperation with the College of Education and the Hawaiian Studies Program, University of Hawaii was jointly offered by Representatives Anderson, Lindsey, Leong, Kamali'i, Hemmings, Apo, Blair, Kawakami, Levin, Menor, Morgado, Shito and Shon.

A resolution (H.R. No. 251) supporting the nomination of the Pu'uuhonua O Honaunau to the World Heritage List was jointly offered by Representatives Lindsey, Anderson, Crozier, Leong, Kamali'i, Apo, Blair, Isbell, Kawakami, Levin, Liu, Menor, Metcalf, Morgado, Shon, Tajiri and Takamine.

A resolution (H.R. No. 254) requesting the Corrections Division of the Department of Social Services and Housing to report to the House Committee on Corrections on how moneys from the Correctional Industries Special Fund have been utilized in the past and the future plans for utilizing moneys in the fund was jointly offered by Representatives Menor, Blair, Cachola and Kihano.

A resolution (H.R. No. 255) requesting the Corrections Division of the Department of Social Services and Housing, in consultation with the Department of Health, to develop alternative plans for the confinement and treatment of mentally disordered inmates of community correctional centers was jointly offered by Repre-

sentatives Menor, Blair, Kihano and Say.

A resolution (H.R. No. 256) requesting the Corrections Division of the Department of Social Services and Housing, in consultation with the Department of Health, to develop standardized daily menus for all community correctional facilities and to develop a pilot study on implementing a low sugar and nutritionally sufficient, but not excessive, caloric dietary program for inmates was jointly offered by Representatives Menor, Blair, Cachola and Kihano.

A resolution (H.R. No. 257) requesting the Corrections Division of the Department of Social Services and Housing to develop a correctional industries master plan was jointly offered by Representatives Menor, Blair, Cachola and Kihano.

A resolution (H.R. No. 258) requesting the Director of Social Services to explain the reasons for the recent increase in the number of administrative vacancies in the Corrections Division was jointly offered by Representatives Menor, Blair, Say, Cachola and Kihano.

A resolution (H.R. No. 259) requesting the Department of Transportation to adopt special area rules governing the use of jet skis in Maunaloa Bay was jointly offered by Representatives Ikeda, Anderson, Grauly, Hagino, Hemmings, Honda, Isbell, Marumoto, Nakata, Okamura, Shito, Takamine and Taniguchi.

A resolution (H.R. No. 260) concerning transferring the University of Hawaii Law and Medical Schools to the East-West Center was jointly offered by Representatives Ikeda, Anderson, Hagino, Hemmings, Honda, Isbell, Marumoto, Nakata, Okamura and Shito.

A resolution (H.R. No. 261) requesting an audit of the operation and maintenance programs of all public buildings was jointly offered by Representatives Anderson, Apo, Hashimoto, Kihano, Menor, Nakata, Shon and Souki.

A concurrent resolution (H.C.R. No. 83) requesting the Corrections Division of the Department of Social Services and Housing in consultation with the Department of Health, to develop alternative plans for the confinement and treatment of mentally disordered inmates of community correctional centers was jointly offered by Representatives Menor,

Blair, Cachola, Kihano and Say.

A concurrent resolution (H.C.R. No. 84) requesting the Corrections Division of the Department of Social Services and Housing, in consultation with the Department of Health, to develop standardized daily menus for all community correctional facilities and to develop a pilot study on implementing a low sugar and nutritionally sufficient, but not excessive, caloric dietary program for inmates was jointly offered by Representatives Menor, Blair, Cachola and Kihano.

A concurrent resolution (H.C.R. No. 85) requesting the Corrections Division of the Department of Social Services and Housing to develop a correctional industries master plan was jointly offered by Representatives Menor, Blair, Cachola, Kihano and Say.

A concurrent resolution (H.C.R. No. 86) requesting the Department of Transportation to adopt special area rules governing the use of jet skis in Maunaloa Bay was jointly offered by Representatives Ikeda, Anderson, Hagino, Hemmings, Honda, Isbell, Marumoto, Nakata, Okamura, Shito, Takamine and Taniguchi.

A concurrent resolution (H.C.R. No. 87) concerning transferring the University Law and Medical Schools to the East-West Center was jointly offered by Representatives Ikeda, Anderson, Hagino, Hemmings, Honda, Isbell, Marumoto, Nakata, Okamura and Shito.

A concurrent resolution (H.C.R. No. 88) requesting an audit of the operation and maintenance programs of all public buildings was jointly offered by Representatives Anderson, Apo, Hashimoto, Kamali'i, Medeiros, Nakata, Shon and Souki.

ANNOUNCEMENTS

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

Representative Bunda: "I would like to remind the Consumer Protection and Commerce members that we will be having a hearing this afternoon at 1:30 in Room 328. Decision making to follow."

Representative Andrews: "Your Committee on Planning, Energy and Environmental Protection will be having a number of joint hearings tomorrow which include the Committee on Water, Land Use Development and

Hawaiian Affairs, the Committee on Agriculture, the Committee on Health, and the Committee on Public Employment and Government Operations; and all this will take place at 3:30 p.m. in Room 310 or immediately following the Education hearing."

Representative Onouye: "This afternoon at 1:30, the Committee on Higher Education and the Arts will be having a public hearing in Room 310. Decision making to follow."

Representative Kim: "Your Committee on Public Employment and Government Operations will be having a hearing tomorrow morning at 8:30 in Room 310. Decision making to follow."

Representative Leong: "Your Committee on Human Services will hold a public hearing tomorrow morning at 8:30 in Room 314. Decision making to follow, if time permits."

Representative Souki: "Your Committee on Finance will be holding a public hearing and decision making in Room 307 at 1:30 p.m."

Representative Crozier: "On behalf of the Vice-Speaker and the rest of the baseball team, I would like to inform you that we will be having a baseball practice at the University of Hawaii at 7:30 tonight. I would also like to comment that up to last week's practice, the bookies down at Chinatown was giving the U.H. girls ten to one odds against us. But it's now down five to one, sir. We are gaining on them."

ADJOURNMENT

At 11:48 o'clock a.m., on motion by Representative Okamura, seconded by Representative Marumoto and carried, the House of Representatives adjourned until 11:00 o'clock a.m. tomorrow, Tuesday, March 19, 1985.

THIRTY-NINTH DAY

Tuesday, March 19, 1985

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1985, convened at 11:12 o'clock a.m., with the Vice Speaker presiding.

The Divine Blessing was invoked by Mr. Warren Nakano, Youth Director of the Kaimuki Evangelical Church, after which the Roll was called showing all members present with the exception of Representatives Andrews, Apo, Hagino, Isbell, Kamali'i, Metcalf, Nakata, Peters, Say, Shon, Tajiri and Tam, who were excused.

By unanimous consent, reading of the Journal of the House of Representatives of the Thirty-Eighth Day was deferred.

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

Representative Kiyabu introduced 48 fifth grade students from Thomas Jefferson School. They were accompanied by their teachers, Mrs. Heatherman and Mrs. Moriyama; and mothers, Mrs. Cardova and Mrs. Molmar.

Representative Okamura introduced Akira Sato, "a good friend of mine from Hilo", and Mr. Ed Murray, both with the Gasoline Dealers.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 217 to 229 and 231 to 236 and 239) and concurrent resolutions (H.C.R. Nos. 66 to 81) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
217	Committee on Education, then to the Committee on Finance
218	Committee on Employment Opportunities and Labor Relations
219	Jointly to the Committees on Transportation and Ocean and Marine Resources, then to the Committee on Finance
220	Committee on Consumer Protection and Commerce, then to the Committee on Finance

221	Committee on Education, then to the Committee on Finance
222	Committee on Higher Education and the Arts, then to the Committee on Finance
223	Jointly to the Committees on Education and Human Services
224	Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
225	Committee on Education
226	Committee on Water, Land Use, Development and Hawaiian Affairs
227	Committee on Higher Education and the Arts, then to the Committee on Finance
228	Committee on Higher Education and the Arts, then to the Committee on Finance
229	Committee on Human Services
231	Committee on Higher Education and the Arts, then to the Committee on Finance
232	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Consumer Protection and Commerce, then to the Committee on Finance
233	Jointly to the Committees on Planning, Energy and Environmental Protection and Employment Opportunities and Labor Relations, then to the Committee on Finance
234	Committee on Judiciary
235	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Employment Opportunities and Labor Relations
236	Committee on Judiciary
237	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Employment Opportunities and Labor Relations, then to the Committee on Finance
<u>H.C.R. Nos.</u>	
66	Committee on Education, then to the Committee on Finance

- 67 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 68 Committee on Education, then to the Committee on Finance
- 69 Committee on Higher Education and the Arts, then to the Committee on Finance
- 70 Jointly to the Committees on Education and Human Services
- 71 Committee on Education
- 72 Committee on Health, then to the Committee on Finance
- 73 Committee on Health
- 74 Committee on Water, Land Use, Development and Hawaiian Affairs
- 75 Committee on Human Services
- 76 Committee on Higher Education and the Arts, then to the Committee on Finance
- 77 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Consumer Protection and Commerce, then to the Committee on Finance
- 78 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Employment Opportunities and Labor Relations
- 79 Committee on Judiciary
- 80 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Employment Opportunities and Labor Relations, then to the Committee on Finance
- 81 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Employment Opportunities and Labor Relations, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following Senate bills (S.B. Nos. 99, 159 and 1089) were re-referred as follows:

- | <u>S.B. Nos.</u> | <u>Re-referred to:</u> |
|------------------|---|
| 99 | Committee on Human Services |
| 159 | Committee on Planning, Energy and Environmental Protec- |

tion, then to the Committee on Finance

1089 Committee on Finance

STANDING COMMITTEE REPORTS

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 645) recommending that H.R. No. 111 be referred to the Committee on Legislative Management.

On motion by Representative Yoshimura, seconded by Representative Kim and carried, the report of the Committee was adopted and H.R. No. 111, entitled: "HOUSE RESOLUTION REQUESTING A COMPREHENSIVE REVIEW OF THE CIVIL SERVICE AND COMPENSATION LAWS", was referred to the Committee on Legislative Management.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 646) recommending that H.C.R. No. 18, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Yoshimura, seconded by Representative Kim and carried, the report of the Committee was adopted and H.C.R. No. 18, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A COMPREHENSIVE REVIEW OF THE CIVIL SERVICE AND COMPENSATION LAWS", was referred to the Committee on Legislative Management.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 647) recommending that H.R. No. 133, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Yoshimura, seconded by Representative Kim and carried, the report of the Committee was adopted and H.R. No. 133, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO MAKE RECOMMENDATIONS TO PROVIDE AUTOMATIC INCREASES TO STATE AND COUNTY RETIREES, ENABLING THEM TO COPE WITH THE CONTINUING ESCALATION OF THEIR BASIC LIVING COSTS", was referred to the Committee on Finance.

Representative Yoshimura, for the

Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 648) recommending that H.C.R. No. 27, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Yoshimura, seconded by Representative Kim and carried, the report of the Committee was adopted and H.C.R. No. 27, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO MAKE RECOMMENDATIONS TO PROVIDE AUTOMATIC INCREASES TO STATE AND COUNTY RETIREES, ENABLING THEM TO COPE WITH THE CONTINUING ESCALATION OF THEIR BASIC LIVING COSTS", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

A resolution (H.R. No. 268) honoring the Hawaii Islanders baseball team for their many contributions to Hawaii's youth and the community and congratulating the Islanders on their 25th Anniversary of playing baseball in Hawaii was jointly offered by Representatives Morgado, Anderson, Andrews, Apo, Blair, Bunda, Cachola, Cavasso, Crozier, Graulty, Hagino, Hashimoto, Hirono, Honda, Ige, Ikeda, Jones, Kamali'i, Kawakami, Kihano, Kim, Lardizabal, Leong, Lindsey, Liu, Marumoto, Medeiros, Menor, Metcalf, Nakasato, Nakata, Okamura, Onouye, Oshiro, Pfell, Shito, Shon, Souki, Takamine, Tam, Taniguchi, Tom, Tungpalan, Yoshimura and Peters and was read by the Clerk.

On motion by Representative Morgado, seconded by Representative Lardizabal and carried, H.R. No. 268 was adopted.

Representative Morgado rose and stated:

"Mr. Speaker, this morning, we are indeed honored by the presence of the representatives from the Hawaii Islanders, and as a former athlete, I can attest to the great value that any professional team lends to a community where our greatest import are the children. The athletes that participate in this league have set examples for our children to aspire so I think it was mentioned in the resolution.

"As we all know, the fate of the Islanders is in question at this point, not having a facility to play their

league games in. There is continued discussion with the representatives from the Islanders and the University of Hawaii, and hopefully, securing a site to play their league games in.

"I am hopeful, Mr. Speaker, that this presentation today would bring attention to a problem that needs to be addressed, maybe in the future, by this legislative body."

Representative Morgado then introduced to the members of the House and audience Mr. Pete Bock, General Manager of the Hawaii Islanders, and Mr. John Crandall, Assistant General Manager.

Orchid leis were presented to Mr. Bock and Mr. Crandall by Representatives Tungpalan and Hirono, respectively. Representative Hashimoto presented them with certified copies of the resolution.

At 11:25 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "to extend our aloha and congratulations to our honorees here with us this morning."

Upon reconvening at 11:29 o'clock a.m., the Chair directed the Clerk to note the presence of Representatives Andrews, Apo, Hagino, Isbell, Kamali'i, Metcalf, Nakata, Say and Shon.

By unanimous consent, the following resolutions (H.R. Nos. 262 to 267 and 269 to 271) and concurrent resolutions (H.C.R. Nos. 89 to 92) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 262) urging the establishment of an international Olympic training center on the Big Island of Hawaii was jointly offered by Representatives Okamura, Lindsey, Graulty, Hirono, Kim, Kiyabu and Leong.

A resolution (H.R. No. 263) requesting the Corrections Division of the Department of Social Services and Housing to study and formulate recommendations for improved salaries for adult corrections officers was jointly offered by Representatives Menor, Graulty, Hirono, Jones, Kawakami, Lindsey, Liu and Shito.

A resolution (H.R. No. 264) requesting the Corrections Division of the Department of Social Services and Housing to investigate additional sites for prison work camps was jointly offered by Representatives Menor,

Grauly, Hirono, Jones, Kawakami, Lindsey, Liu and Shito.

A resolution (H.R. No. 265) directing State agencies to cooperate in preparing appropriate statutes and rules and regulations to protect the rights of privacy and property against abuse of the right of public transit by helicopters was offered by Representative Andrews.

A resolution (H.R. No. 266) expressing the need for and support of the services of the U.S. Soil Conservation Service was jointly offered by Representatives Honda, Anderson, Apo, Crozier, Hagino, Isbell, Kamali'i, Metcalf, Pfeil, Say, Shon, Souki, Tajiri, Tam, Tom and Yoshimura.

A resolution (H.R. No. 267) requesting a review of the feasibility study for the establishment and construction of a convention center in Hawaii was jointly offered by Representatives Nakasato and Lardizabal.

A resolution (H.R. No. 269) requesting a study on the feasibility of expanding the availability of health care plans under medicaid was jointly offered by Representatives Grauly and Leong.

A resolution (H.R. No. 270) relating to a review of Department of Social Services and Housing reimbursement policies and rules affecting adult day care and day health programs was jointly offered by Representatives Grauly, Leong, Bunda, Hashimoto, Kiyabu and Liu.

A resolution (H.R. No. 271) requesting the State Fire Council to study the feasibility of purchasing an aerial tanker to suppress major fires in this State was jointly offered by Representatives Levin and Say.

A concurrent resolution (H.C.R. No. 89) urging the establishment of an international Olympic training center on the Big Island of Hawaii was jointly offered by Representatives Okamura, Lindsey, Hirono, Kim, Kiyabu and Leong.

A concurrent resolution (H.C.R. No. 90) requesting the Corrections Division of the Department of Social Services and Housing to study and formulate recommendations for improved salaries for adult corrections officers was jointly offered by Representatives Menor, Grauly, Hirono, Jones, Kawakami, Lindsey, Liu and Shito.

A concurrent resolution (H.C.R. No. 91) requesting the Corrections Division of the Department of Social Services and Housing to investigate additional sites for prison work camps was jointly offered by Representatives Menor, Grauly, Hirono, Jones, Kawakami, Lindsey, Liu and Shito.

A concurrent resolution (H.C.R. No. 92) expressing the need for and support of the services of the U.S. Soil Conservation Service was jointly offered by Representatives Honda, Andrews, Apo, Crozier, Hagino, Isbell, Kamali'i, Metcalf, Nakata, Pfeil, Say, Shon, Souki, Tajiri, Tam, Tom and Yoshimura.

ANNOUNCEMENTS

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

Representative Metcalf: "Your Committee on Judiciary will be holding a hearing jointly this afternoon at 1:30 in Room 328 with the Committee on Corrections to consider Senate Bill 249, relating to the confidentiality of adult probation records. Thereafter, Mr. Speaker, there will be another joint hearing with the Committee on Consumer Protection, also in the same room, relating to Senate Bill 560, relating to trust companies. Thereafter, your Committee on Judiciary feeling particularly energetic, Mr. Speaker, will consider numerous other Judiciary bills only."

Representative Nakata: "Your Committee on Agriculture will be holding a public hearing tomorrow morning at 8:30, Room 328. Joint hearing with the Water, Land Committee following. Decision-making to follow, time permitting."

Representative Bunda: "Your Committee on Consumer Protection will have a hearing this evening at 6:30 in Room 328. Decision-making to follow if time permits."

Representative Leong: "Your Committee on Human Services will continue to hold a public hearing tomorrow morning at 8:30 in Conference Room 314. Decision-making will follow."

Representative Takamine: "Your Committees on Employment Opportunities and Labor Relations and your Committee on Judiciary will be holding a joint public hearing tomorrow morning at 8:00 a.m. in Conference Room 310. They will be taking up Senate Bill 78, to be followed by a

public hearing by your Committee on Employment Opportunities and Labor Relations only. Decision-making to follow if time permits."

Representative Oshiro: "Your Committees on Transportation and Tourism will be having a public hearing tomorrow morning, 9:00 a.m., Conference Room 310, to be followed by a public hearing with your Committee on Transportation. Decision-making to follow if time permits."

Representative Lindsey: "Your Committees on Education and Planning, Energy and Environmental Protection will be having a joint hearing at 1:30 today in Room 310 to hear House Concurrent Resolution No.

38 which relates to the State Education Functional Plan, and at 2:00, your Committee on Education will meet in Room 310 and we will be hearing two Senate bills."

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

ADJOURNMENT

At 11:33 o'clock a.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Wednesday, March 20, 1985.

FORTIETH DAY

Wednesday, March 20, 1985

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1985, convened at 11:40 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Chaplain Lyle Swanson of the Christian Church and Churches of Christ Organization at Pearl Harbor, after which the Roll was called showing all members present with the exception of Representative Morgado who was excused.

The Clerk proceeded to read the Journals of the House of Representatives of the Thirty-Third and Thirty-Fourth Days.

On motion by Representative Okamura, seconded by Representative Ikeda and carried, reading of the Journals was dispensed with and the Journals of the Thirty-Third and Thirty-Fourth Days were approved.

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

Representative Hashimoto, on behalf of Representatives Tungpalan and Morgado, introduced one hundred and twenty-three eighth grade students from Highland Intermediate School. They were accompanied by their teachers, Mrs. Janet Shibuya; Mr. Greg Yamate; Mrs. Karen Kawakami; and Mrs. Carol Odo; and parents, Mrs. Allison Takamiya; Mr. Yamada; Mrs. McKnight; and Mr. Kowalski.

Special recognition was given by Representative Hashimoto to two friends who were within that group: Miss Jan Uyehara and Mr. Mark Urikawa.

Representative Levin, on behalf of the Big Island delegation, introduced several Big Island senior citizens who are here lobbying on various issues. They were as follows: from Hawi, Mr. and Mrs. Frank Ishii; from Hakalau, Jack Ouye; from Kona, Mr. Frank Dorner; and former Representative Joe Garcia.

Representative Nakata introduced thirty-six student government leaders from Laie Elementary

School accompanied by their counselor, George Kittoe.

Representative Kiyabu, on behalf of Representatives Shon and Kamali'i, introduced nineteen fifth grade students from Thomas Jefferson Elementary School who were accompanied by their teacher, Mrs. Wakida.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 214 and 215 were disposed of as follows:

H.R. No.	Referred to:
214	Committee on Higher Education and the Arts, then to the Committee on Finance.
215	Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Housing, then to the Committee on Finance.

STANDING COMMITTEE REPORTS

Representatives Grauly and Bunda, for the Committees on Human Services and Health, presented a joint report (Stand. Com. Rep. No. 649) recommending that H.R. No. 89, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Grauly, seconded by Representative Bunda and carried, the joint report of the Committees was adopted and H.R. No. 89, HD1, entitled: "HOUSE RESOLUTION REQUESTING THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY TO USE A CONSERVATIVE ESTIMATE OF THE NUMBER OF LONG-TERM CARE BEDS NEEDED WHEN CONSIDERING THE SIX PENDING CERTIFICATE OF NEED APPLICATIONS FOR ADDITIONAL LONG-TERM CARE SERVICES", was referred to the Committee on Finance.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 650) recommending that S.B. No. 714 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Bunda, seconded by Representative Kihano and carried, the report of the Committee was adopted and S.B. No.

714, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS", passed Second Reading and was referred to the Committee on Finance.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 651) recommending that S.B. No. 1392 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Bunda, seconded by Representative Kihano and carried, the report of the Committee was adopted and S.B. No. 1392, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS", passed Second Reading and was referred to the Committee on Finance.

Representatives Taniguchi and Apo, for the Committees on Transportation and Ocean and Marine Resources, presented a joint report (Stand. Com. Rep. No. 652) recommending that H.R. No. 160 be referred to the Committee on Finance.

On motion by Representative Taniguchi, seconded by Representative Apo and carried, the joint report of the Committees was adopted and H.R. No. 160, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO PROVIDE A PROGRESS REPORT ON THE IMPLEMENTATION OF THE KEWALO BASIN TASK FORCE'S RECOMMENDATIONS", was referred to the Committee on Finance.

Representatives Say and Andrews, for the Committees on Water, Land Use Development and Hawaiian Affairs and Planning, Energy and Environmental Protection presented a joint report (Stand. Com. Rep. No. 653) recommending that H.R. No. 178, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Isbell, seconded by Representative Andrews and carried, the joint report of the Committees was adopted and H.R. No. 178, HD1, entitled: "HOUSE RESOLUTION ENCOURAGING THE STATE TO PROCEED IMMEDIATELY WITH IMPLEMENTING THE MANAGEMENT PROGRAMS OUTLINED IN THE ALALA RESTORATION PLAN", 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. 654) recommending that H.R. No. 148, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Nakasato, seconded by Representative Tam and carried, the report of the Committee was adopted and H.R. No. 148, HD1, entitled: "HOUSE RESOLUTION PETITIONING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES TO DELETE TAX LIMITS ON BUSINESS EXPENSE DEDUCTIONS", was referred to the Committee on Finance.

Representative Menor, for the majority of the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 655) recommending that H.R. No. 84, as amended in HD1, be referred to the Committee on Legislative Management.

On motion by Representative Menor, seconded by Representative Blair and carried, the report of the majority of the Committee was adopted and H.R. No. 84, HD1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF HAVING PRIVATE CONTRACTORS OPERATE CORRECTIONAL FACILITIES", was referred to the Committee on Legislative Management with Representatives Metcalf, Tom, Taniguchi, Hagino and Tungpalan voting no.

Representative Menor, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 656) recommending that H.R. No. 78, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Menor, seconded by Representative Blair and carried, the report of the Committee was adopted and H.R. No. 78, HD1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE STATE'S PRISON INDUSTRIES AND WORK RELEASE PROGRAM AND THE MEANS BY WHICH PRIVATE SECTOR INVOLVEMENT IN THOSE INDUSTRIES AND PROGRAM MAY BE ENCOURAGED", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

A resolution (H.R. No. 277) honoring and proclaiming special recognition and appreciation to Robert William Luck was jointly offered by Representatives Tom, Anderson, Andrews, Apo, Blair, Cachola, Cavasso, Crozier, Gaulty, Hashi-

moto, Hemmings, Hirono, Honda, Ige, Ikeda, Isbell, Jones, Kamali'i, Kawakami, Kiyabu, Lindsey, Liu, Marumoto, Medeiros, Menor, Metcalf, Nakasato, Nakata, Okamura, Oshiro, Pfeil, Say, Shito, Shon, Tajiri, Tam, Taniguchi, Tungpalan, Yoshimura and Peters and was read by the Clerk.

On motion by Representative Tom, seconded by Representative Metcalf and carried, H.R. No. 277 was adopted.

Representative Tom then rose, stating:

"Mr. Speaker, I can vividly recall as a little boy, waking up each and every morning to my radio and hearing the familiar and cheerful voice of Lucky Luck with his humor, his wit and his wise words of wisdom.

"For example, I always recall Lucky's saying: 'Eh, bruddah, if you no have nothin' nice to say about somebody, no say nothing at all'. And I always remembered that.

"I never personally knew this giant of a man, and little did I know, however, that one day I would have the privilege and honor to meet, know and to respect this giant of a son, Bob Luck, as an individual who in his own right, has given so much of himself to the betterment of the people of Hawaii.

"Bob has touched so many lives through his hard work--his endless work--for the betterment and improvement of, and advocating, for the rights of victims and witnesses of crime in this state.

"Bob was one who could understand and empathize with the fears, the terrible memories, the psychological and physical traumas and just knowing the overall legal consequences shared by victims and witnesses of crime.

"Bob, with his sincerity, his gentleness, his soft spokenness and, like his father, his humor was able to somehow make things all right for our victims and witnesses of crime.

"Bob, we are all going to miss you. When I heard that you were leaving us, I felt like someone very dear to me was going away for a long time. But I know that is not true.

"Bob and his family will always be a friend of the people of Hawaii. I just know that Bob's ability to make things happen now will be spread

around a little bit--to California now.

"Hawaii should be very grateful that our people were able to be blessed with some of that wit and contributions that Bob is leaving with us. We are going to keep going, Bob, we're going to keep building for rights of victims and witnesses, you have my word on that. The things that you started, we are going to keep going. Please keep in touch with the people of Hawaii. The House Judiciary hearings just won't be the same without you."

At this time, Representative Tom introduced Bob's wife, Ellen; his mother, Mrs. Ruth Boggs and the honoree, Mr. Bob Luck. They were asked to stand and be recognized.

Floral leis were presented to the honoree by Representative Hirono; to his wife, Ellen, by Representative Ige and to his mother, Ruth, by Representative Crozier. A certified copy of the resolution was presented to the honoree by Representative Tom.

A resolution (H.R. No. 278) extending congratulations and best wishes to the Kalihi-Palama Community Council on its 40th anniversary and for their continued and outstanding community service was jointly offered by Representatives Nakasato, Cachola, Lardizabal, Gaulty, Liu, Yoshimura, Anderson, Blair, Hemmings, Medeiros, Menor, Onouye, Oshiro, Souki, Takamine, Tam, Taniguchi, Tom and Tungpalan and was read by the Clerk.

On motion by Representative Nakasato, seconded by Representative Cachola and carried, H.R. No. 278 was adopted.

Representative Nakasato rose and stated:

"Mr. Speaker, there are many community groups that work very hard to better the general lifestyles of the areas they represent.

"I can honestly say that I know of no other community council that better represents their community than the Kalihi-Palama Community Council.

"For over forty years, they have been active in one of the most economically and socially deprived areas of our State.

"The problems that this group encounters in dealing with the diverse peoples of this area is mind boggling.

"Not only is this area heavily populated by immigrants of all nationalities, but we also have eight public housing projects within a one mile radius of Farrington High School.

"So as you can see, it takes dedicated people to be involved in organizations such as the Kalihi-Palama Community Council.

"Today, we are very fortunate to have two such people here.

"At this time, Mr. Speaker, I would like to introduce to this honorable Body, a person who was a State Representative for eighteen years--more than most of us, I guess--and who is one of the mainstays of the Kalihi-Palama Community Council--the President of the Kalihi-Palama Community Council, Mr. Akira Sakima.

Another person introduced and recognized by Representative Nakasato was Mrs. Irene Fujimoto, who has dedicated her whole life to community service.

Carnation leis were presented to the honoree by Representative Kim and to Mrs. Fujimoto by Representative Cachola. A certified copy of the resolution was presented to the honoree by Representative Nakasato.

At 12:01 o'clock p.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 12:10 o'clock p.m.

By unanimous consent, the following resolutions (H.R. Nos. 272 to 276 and 279 and 280) and concurrent resolutions (H.C.R. Nos. 93 to 95) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 272) requesting the House Committee on Consumer Protection and Commerce to undertake a study of captive insurance companies as a means of expanding and diversifying Hawaii's insurance industry was jointly offered by Representatives Hagino, Hirono and Shito.

A resolution (H.R. No. 273) requesting the Legislative Reference Bureau to conduct a study of the need for stricter regulation of mopeds was jointly offered by Representatives Liu, Anderson, Cachola, Cavasso, Graulty, Kamali'i, Lardizabal, Metcalf, Morgado, Nakata, Okamura, Onouye,

Oshiro, Pfeil, Souki, Tajiri, Tam and Taniguchi.

A resolution (H.R. No. 274) requesting the House Committee on Human Services to investigate the handling of persons accused of child abuse and to recommend any procedures that need to be implemented or altered with regard to the handling of child abuse cases was jointly offered by Representatives Liu, Anderson, Apo, Bunda, Cachola, Crozier, Hirono, Honda, Ige, Kamali'i, Okamura, Oshiro, Pfeil, Say, Shito, Shon and Tam.

A resolution (H.R. No. 275) requesting the identification of hard to staff public schools in the state was jointly offered by Representatives Apo, Shon and Morgado.

A resolution (H.R. No. 276) urging a concerted effort by the United States Congress to permit Hawaii to enact amendments to its prepaid Health Care Act without the restrictive wording of section 514(b) of the Employee Retirement Income Security Act (ERISA) was jointly offered by Representatives Pfeil, Anderson, Andrews, Apo, Blair, Bunda, Cachola, Cavasso, Crozier, Graulty, Hagino, Hashimoto, Hemmings, Hirono, Honda, Ikeda, Isbell, Jones, Kamali'i, Kawakami, Kihano, Kim, Lardizabal, Leong, Levin, Lindsey, Liu, Marumoto, Medeiros, Menor, Morgado, Nakata, Okamura, Onouye, Oshiro, Say, Shito, Shon, Souki and Taniguchi.

A resolution (H.R. No. 279) requesting the Legislature to study compulsive gambling and its treatment was offered by Representative Jones.

A resolution (H.R. No. 280) urging the United States to develop a non-nuclear defensive weapons system for deployment in space was jointly offered by Representatives Hemmings, Cavasso, Ikeda, Isbell, Jones, Liu, Menor, Okamura and Pfeil.

A concurrent resolution (H.C.R. No. 93) requesting the identification of hard to staff public schools in the state was jointly offered by Representatives Apo, Shon and Morgado.

A concurrent resolution (H.C.R. No. 94) urging a concerted effort by the United States Congress to permit Hawaii to enact amendments to its prepaid Health Care Act without the restrictive wording of section 514(b) of the Employee Retirement Income Security Act (ERISA) was jointly offered by Representatives Pfeil,

Anderson, Andrews, Apo, Blair, Bunda, Cachola, Cavasso, Crozier, Grauly, Hagino, Hashimoto, Hemmings, Hirono, Honda, Ikeda, Isbell, Jones, Kamali'i, Kawakami, Kihano, Kim, Lardizabal, Leong, Levin, Lindsey, Liu, Marumoto, Medeiros, Menor, Morgado, Nakata, Okamura, Onouye, Oshiro, Say, Shito, Shon, Souki and Taniguchi.

A concurrent resolution (H.C.R. No. 95) relating to a study of medical professional liability insurance was jointly offered by Representatives Cachola, Bunda, Hagino, Hashimoto, Hemmings, Kamali'i, Kihano, Kim, Lardizabal, Medeiros, Okamura, Onouye, Pfeil, Say, Souki and Tungpalan.

ANNOUNCEMENTS

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

Representative Blair: "Your Committee on Corrections and Rehabilitation will be having a hearing at 1:30 this afternoon in Room 328. Decision making will follow."

Representative Cachola: "Your Committees on Housing and Energy, Ecology and Environmental Protection, will have a joint meeting on S.B. No. 234, SD1; and also the Committee on Housing will have a public hearing on S.B. 932 and S.B. 1416 with decision making on the following bills: S.B. No. 100 relating to general excise tax exemptions; S.B. No. 110 relating to housing; and S.B. No. 112 relating to housing. All these things will happen this afternoon at 4:30 in Conference Room 314."

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

The House of Representatives reconvened at 12:20 o'clock p.m.

Representative Levin: "I'd like to request waiver of the 48-hour notice for decision making on S.B. No. 1287."

The Chair "so ordered."

Representative Levin: "This afternoon at 1:30, the Higher Educa-

tion Committee will have a public hearing on several Senate Bills including decision making on S.B. No. 1287."

Representative Metcalf: "Your Committee on Judiciary will be holding a hearing this evening in Room 328 at 6:30 p.m. Decision making to follow, time permitting."

Representative Crozier, on a late introduction, introduced his brother, Willy, from the Big Island.

Representative Apo, on a late introduction, introduced the Deputy Director of the Waianae Community Action Program, Mr. Theola Silva, "a tireless worker who has been working in the community for years and years."

Representative Grauly: "I'd like to ask the members of your Committee on Human Services to stop by my office first thing in morning to sign committee reports. As you know, Mr. Speaker, tomorrow is the lateral deadline and I do need the signatures on the committee reports."

The Chair responded:

"All members are reminded to make themselves available for that kind of purpose."

Representative Lardizabal: "Your Committee on Tourism will be having a public hearing tomorrow at 9:00 in Room 310. Among the bills to be heard are the room tax bill and others. Decision making to follow."

Representative Shito: "Your Committee on Consumer Protection and Commerce will be meeting tomorrow evening at 6:30. Decision making to follow, if time permits."

Representative Kihano: "Your Committee on Health will be having a hearing tomorrow at 8:30 in Room 314. Will all members please be present."

ADJOURNMENT

At 12:25 o'clock p.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Thursday, March 21, 1985.

FORTY-FIRST DAY

Thursday, March 21, 1985

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1985, convened at 11:35 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Lillian Chou of the Honolulu Baha'i Assembly, after which the Roll was called showing all members present with the exception of Representatives Kiyabu and Takamine, who were excused.

By unanimous consent, reading of the Journal of the House of Representatives of the Fortieth Day was deferred.

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

Representative Tom introduced 54 third grade students from St. Ann's School. They were accompanied by their teachers, Mrs. Maureen Lee and Miss Christine Camp, along with 9 parents. In the group were two persons "who mean so much to me, "Papa" Wayne Taniguchi and his son, Keola, who were asked to stand and be recognized. "Wayne is my son's baseball coach."

Representative Jones introduced the Honorable David Scott, a member of the Missouri House of Representatives, and recently appointed as Director of the Division of Water Safety. He was accompanied by his wife, Mrs. Joan Scott; daughter, Miriam; and sons, Mark and Matthew; and Mrs. Lorna Jones.

Representative Apo introduced 40 students in the Ethnic Studies and Modern Hawaiian History class from Nanakuli High School. They were accompanied by their teacher, Mr. Bob Hu, and several chaperones.

Representative Oshiro introduced 9 students from James Campbell High School. They were accompanied by their teachers, Mr. Niino and Mr. Wayne Nagamine.

Representative Okamura introduced Mr. Larry Kumabe, President of the Japanese-American Citizens League, and who is also a Deputy Attorney General.

ORDER OF THE DAY

COMMITTEE REASSIGNMENT

The following bill was re-referred as follows:

S.B. No. Re-referred to:

558 Committee on Finance

STANDING COMMITTEE REPORTS

Representatives Grauly and Bunda, for the Committees on Human Services and Health, presented a joint report (Stand. Com. Rep. No. 657) recommending that H.R. No. 157 be referred to the Committee on Finance.

On motion by Representative Grauly, seconded by Representative Bunda and carried, the joint report of the Committees was adopted and H.R. No. 157, entitled: "HOUSE RESOLUTION REQUESTING A STUDY TO DETERMINE THE NEED TO ESTABLISH CERTIFICATION FOR PARAPROFESSIONAL IN-HOME PROVIDERS", was referred to the Committee on Finance.

Representatives Grauly and Bunda, for the Committees on Human Services and Health, presented a joint report (Stand. Com. Rep. No. 658) recommending that H.C.R. No. 34 be referred to the Committee on Finance.

On motion by Representative Grauly, seconded by Representative Bunda and carried, the joint report of the Committees was adopted and H.C.R. No. 34, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE THE NEED TO ESTABLISH CERTIFICATION FOR PARAPROFESSIONAL IN-HOME PROVIDERS", was referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 659) recommending that S.B. No. 1286, SD2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and S.B. No. 1286, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE

UNIVERSITY OF HAWAII", passed Second Reading and was referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 660) recommending that S.B. No. 1288, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and S.B. No. 1288, 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.

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 661) recommending that S.B. No. 20, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Honda, seconded by Representative Nakata and carried, the report of the Committee was adopted and S.B. No. 20, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUGAR RESEARCH AND DEVELOPMENT", passed Second Reading and was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 293 to 296) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 293) honoring John Kenji Obata on his retirement from the Department of Education was offered by Representative Tam.

A resolution (H.R. No. 294) honoring Raymond Tengan on his retirement from the Department of Education was offered by Representative Tam.

A resolution (H.R. No. 295) honoring Melvin Masayoshi Maeshiro on his retirement from the Department of Education was offered by Representative Tam.

On motion by Representative Tam, seconded by Representative Liu and carried, H.R. Nos. 293, 294 and 295 were adopted.

At this time, Representative Tam rose and stated:

"Mr. Speaker, this morning, we have before us three very special guests. Each guest is very special in his own way, but all three are honored for two special reasons.

"Number one, for the years of dedication to teaching our public school students who are our State's leaders today and tomorrow.

"Secondly, all three retirees from the Department of Education have devoted many years of their honorable profession at Kawanakoa Intermediate School which I am proud say I attended for three years."

Representative Tam then introduced to the members of the House and audience the honorees, as follows: Mr. Raymond Tengan, "former Principal of Kawanakoa Intermediate School, who I have had the pleasure of working with in assuring the quality of education at the school. Bear in the mind also, too, that he has 34 years in the Department of Education"; Mr. Melvin Maeshiro, "former math teacher and Math Department Chairman at Kawanakoa Intermediate School. Mr. Maeshiro has 30 years of dedicated service within the Department of Education"; and Mr. John Obata, "former science teacher and also Science Department Chairman at Kawanakoa Intermediate School. I might also add that I had the pleasure of being his student when I was there."

Floral leis were presented to Mr. Obata by Representative Hashimoto; to Mr. Tengan by Representative Marumoto; and to Mr. Maeshiro by Representative Kim. Certified copies of the resolution were presented to Mr. Obata by Representative Liu; to Mr. Maeshiro by Representative Lindsey; and to Mr. Tengan by Representative Liu.

A resolution (H.R. No. 296) extending best wishes to Donald M. Kuyper was jointly offered by Representatives Shito, Ige, Andrews, Crozier, Honda, Kihano, Kim, Kiyabu, Levin, Medeiros, Oshiro and Tam.

On motion by Representative Shito, seconded by Representative Ige and carried, H.R. No. 296 was adopted.

Representative Shito then rose and stated:

"Mr. Speaker and members of this

Honorable body, this morning, it is my distinct pleasure to say a few words about Donald Kuyper. Don believed in getting involved in the many diverse civic and community activities, sharing his expertise, talent, time and effort and doing it well. This truly reflects the pride and compassion he has for his community and Hawaii Nei.

"We will miss his presence here in Hawaii, and I want to wish him well and much success in his promotion as Group Vice President of GTE Corporation. Being in the business of communications, I am quite confident that he will be communicating back to us to keep us informed of the new technology that can be brought to Hawaii.

"Mr. Speaker and members of this Honorable body, it is my distinct pleasure to introduce Mr. Don Kuyper."

Representative Shito then asked Mr. Kuyper to stand and be recognized. Accompanying Mr. Kuyper was his lovely wife, Mrs. Verna Kuyper, and Mr. Charles Crane, the incoming President of Hawaiian Telephone, "and we want to welcome you with a warm aloha."

Floral leis were presented to Mr. Kuyper by Representative Hashimoto; to Mr. Crane by Representative Kim; and to Mrs. Kuyper by Representative Bunda. Representative Shito presented the honoree with a certified copy of the resolution.

At 12:05 o'clock p.m., the Chair declared a recess, subject to the call of the Chair, "for the purpose of extending our personal best wishes and aloha to our honorees this morning."

Upon reconvening at 12:10 o'clock p.m.; the Chair directed the Clerk to note the presence of Representative Takamine.

By unanimous consent, the following resolutions (H.R. Nos. 281 to 292 and 297) and concurrent resolutions (H.C.R. Nos. 96 to 100) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 281) concerning the shortage of dental hygienists on the outer islands was jointly offered by Representatives Lardizabal, Apo, Crozier, Hirono, Kawakami, Kihano, Leong, Menor, Metcalf, Morgado, Pfeil, Shon, Souki

and Tajiri.

A resolution (H.R. No. 282) requesting the Attorney General to join the lawsuit filed by South Dakota challenging federal minimum drinking age legislation or file an amicus curiae brief in support of the lawsuit was jointly offered by Representatives Souki, Apo, Hirono, Kihano, Metcalf and Tom.

A resolution (H.R. No. 283) requesting that the Director of Social Services and Housing implement proposals to improve the provision of child care services in Hawaii was jointly offered by Representatives Marumoto, Anderson, Apo, Cavasso, Hashimoto, Hemmings, Honda, Isbell, Kamali'i, Kihano, Kim, Lardizabal, Leong, Nakasato, Okamura, Onouye, Pfeil, Say, Shon, Tam and Yoshimura.

A resolution (H.R. No. 284) relating to a statewide strategy for high technology growth was jointly offered by Representatives Marumoto, Hemmings, Anderson, Apo, Cavasso, Hashimoto, Honda, Isbell, Kamali'i, Kihano, Lardizabal, Leong, Nakata, Okamura, Onouye, Pfeil, Say, Shon, Tam and Yoshimura.

A resolution (H.R. No. 285) requesting a feasibility study of establishing Alzheimer day care centers in all the counties was jointly offered by Representatives Leong, Bunda, Cachola and Graulty.

A resolution (H.R. No. 286) concerning the Kaanapali Beach recreational area was jointly offered by Representatives Souki, Andrews, Hemmings, Honda, Kawakami, Kihano, Lardizabal, Lindsey, Liu, Pfeil, Shon, Tam and Taniguchi.

A resolution (H.R. No. 287) requesting a study of the possibility of alcohol treatment programs for convicted alcoholics as an alternative to incarceration was jointly offered by Representatives Lardizabal, Apo, Crozier, Hashimoto, Hirono, Kawakami, Kihano, Leong, Menor, Metcalf, Morgado, Pfeil, Shon, Souki and Tajiri.

A resolution (H.R. No. 288) requesting the Department of Education to conduct a study of the feasibility of allowing tenured teachers to return to college with full pay in order to obtain the necessary credits for certification to teach mathematics or science was jointly offered by Representatives Lardizabal, Crozier, Hashimoto, Hirono, Kihano, Leong,

Menor, Metcalf, Morgado, Pfeil, Shon, Souki and Tajiri.

A resolution (H.R. No. 289) requesting a review of newswriting and yearbook publications curriculum and program implementation was offered by Representative Morgado.

A resolution (H.R. No. 290) requesting a study of certain retired teachers was jointly offered by Representatives Isbell, Cavasso, Ikeda, Jones, Levin, Lindsey, Marumoto, Takamine and Tungpalan.

A resolution (H.R. No. 291) requesting the development of a staffing formula for public school clerical workers was jointly offered by Representatives Isbell, Cavasso, Ikeda, Jones, Levin, Lindsey, Marumoto, Pfeil and Tungpalan.

A resolution (H.R. No. 292) requesting a report concerning administrative rules on underground injection control, Title II, Chapter 23, was jointly offered by Representatives Isbell, Cavasso, Levin and Pfeil.

A resolution (H.R. No. 297) expressing legislative support for an ecocide convention was jointly offered by Representatives Hagino, Andrews, Apo, Bunda, Cachola, Gaulty, Hashimoto, Hemmings, Hirono, Honda, Ikeda, Kamali'i, Lindsey, Menor, Metcalf, Nakata, Pfeil, Shon, Tajiri, Tam, Taniguchi, Tungpalan and Yoshimura.

A concurrent resolution (H.C.R. No. 96) requesting the Attorney General to join the lawsuit filed by South Dakota challenging federal minimum drinking age legislation or file an amicus curiae brief in support of the lawsuit was jointly offered by Representatives Souki, Apo, Hirono, Kihano, Metcalf and Tam.

A concurrent resolution (H.C.R. No. 97) requesting that the Director of Social Services and Housing implement proposals to improve the provision of child care services in Hawaii was jointly offered by Representatives Marumoto, Anderson, Apo, Cavasso, Hashimoto, Hemmings, Honda, Isbell, Kamali'i, Kihano, Kim, Lardizabal, Leong, Nakata, Okamura, Onouye, Pfeil, Say, Shon, Tam and Yoshimura.

A concurrent resolution (H.C.R. No. 98) relating to a statewide strategy for high technology growth was jointly offered by Representatives Marumoto, Anderson, Apo, Cavasso,

Gaulty, Hashimoto, Hemmings, Honda, Isbell, Kamali'i, Kihano, Kim, Lardizabal, Leong, Nakata, Okamura, Onouye, Pfeil, Say, Shon, Tam and Yoshimura.

A concurrent resolution (H.C.R. No. 99) requesting a study of certain retired teachers was jointly offered by Representatives Isbell, Cavasso, Ikeda, Jones, Levin, Lindsey, Marumoto, Takamine and Tungpalan.

A concurrent resolution (H.C.R. No. 100) requesting the development of a staffing formula for public school clerical workers was jointly offered by Representatives Isbell, Cavasso, Ikeda, Jones, Levin, Lindsey, Marumoto, Pfeil and Tungpalan.

A concurrent resolution (H.C.R. No. 101) requesting a report concerning administrative rules on underground injection control, Title II, Chapter 23, was jointly offered by Representatives Isbell, Cavasso, Levin and Pfeil.

ANNOUNCEMENTS

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

Representative Lindsey requested waiver of the 48-hour notice for hearings on H.R. No. 225 and H.C.R. No. 71, and the Chair "so ordered."

Representative Tam: "Your Committee on Water, Land Use, Development and Hawaiian Affairs will have a public hearing tomorrow at 9:00 a.m. in Room 328. Decision-making to follow."

Representative Leong: "Your Committee on Human Services will hold a public hearing tomorrow morning at 9:00 a.m. in Room 314. Decision-making will follow if time permits."

Representative Bunda: "Your Committee on Consumer Protection will have a hearing tonight at 6:30 in Room 328. Decision-making to follow."

Representative Yoshimura requested waiver of the 48-hour notice for hearings on Senate Bill Nos. 1413, SD 1; 471, SD 2; 381; 6, SD 2; 426, SD 2; and 589, and the Chair "so ordered."

Representative Crozier: "I would like to announce that the Committee on Legislative Management will be having a hearing in Room 435 at 1:00

p.m. this afternoon. Decision-making to follow."

Representative Metcalf: "Your Committee on Judiciary will be holding a joint hearing together with your Committee on Consumer Protection and Commerce this afternoon at 1:30 in Room 328. Thereafter, there will be a Judiciary hearing only. In addition thereto, I understand that there will be decision-making on the Thrift Guaranty bill this afternoon by the CPC Committee."

Representative Oshiro: "Your Committees on Transportation and Education will be having a public hearing this afternoon, 2:00 p.m., Conference Room 310. Decision-making to follow."

Representative Shito: "I just want to clarify the announcement that was made by the Vice Chairman of Judiciary. The decision was made on the Thrift Guaranty bill. However, we want to explain to the Committee members some of the changes that were made, for their information, so that we can have a clear understanding what the bill is all about."

Representative Lindsey: "I just want to indicate that your Committee on Education will be hearing House Resolution 225 and House Concurrent Resolution 71 following our joint hearing with the Committee on Transportation."

The Chair then made the following announcement:

"All members of subject matter committees are requested to make yourselves available for the purposes of signing all committee reports. We do have deadlines."

Representative Okamura then made the following motion:

"Mr. Speaker, I move that the Journal of the House remain open till midnight this evening, and that all House bills received by the Clerk up to that time pass Second Reading and that they be referred to their appropriate committees as designated in the committee reports."

Representative Ikeda then rose on a point of clarification and asked:

"When you say they will all pass Second Reading, am I to understand that there will be bills passing Second Reading and being decked for Third Reading as well?"

The Chair answered in the negative.

Representative Ikeda thanked the Chair and seconded the motion made by Representative Okamura.

At 12:15 o'clock p.m., the House of Representatives stood in recess for the purpose of receiving committee reports.

STANDING COMMITTEE REPORTS

The following Standing Committee Reports (Stand. Com. Rep. Nos. 662 to 762) were received in the Chief Clerk's office up to 12:00 o'clock midnight this legislative day and, in accordance with a motion made earlier, all Senate bills accompanying said Standing Committee Reports passed Second Reading and were referred to the committees designated on said committee reports:

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 662) recommending that S.B. No. 1289, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND", pass Second Reading and be referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 663) recommending that S.B. No. 141, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII'S VOCATIONAL AND TECHNICAL TRAINING PROJECTS REVOLVING FUND", pass Second Reading and be referred to the Committee on Finance.

Representative Morgado, for the Committee on Education, presented a report (Stand. Com. Rep. No. 664) recommending that S.B. No. 732, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EXCEPTIONAL CHILDREN", pass Second Reading and be referred to the Committee on Finance.

Representative Morgado, for the Committee on Education, presented a report (Stand. Com. Rep. No. 665) recommending that S.B. No. 383, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SPECIAL SUMMER SCHOOL FUND", pass Second Reading and be referred to the Committee on Finance.

Representatives Gaulty and Tom,

for the Committees on Human Services and Judiciary, presented a joint report (Stand. Com. Rep. No. 666) recommending that S.B. No. 73, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ADMISSION TO A PSYCHIATRIC FACILITY", pass Second Reading and be referred to the Committee on Finance.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 667) recommending that S.B. No. 64, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE", pass Second Reading and be referred to the Committee on Finance.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 668) recommending that S.B. No. 1443, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE, PSYCHOLOGY", pass Second Reading and be referred to the Committee on Finance.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 669) recommending that S.B. No. 1354, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES AND HOUSING", pass Second Reading and be referred to the Committee on Finance.

Representative Levin, for the majority of the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 670) recommending that S.B. No. 1287, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII", pass Second Reading and be referred to the Committee on Finance.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 671) recommending that S.B. No. 112, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", pass Second Reading and be referred to the Committee on Finance.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 672) recommending that S.B. No. 100, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX EXEMPTIONS", pass Second Reading and be referred to the Committee on Finance.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 673) recommending that S.B. No. 1416, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION", pass Second Reading and be referred to the Committee on Finance.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 674) recommending that S.B. No. 932, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGREEMENTS OF SALE", pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 675) recommending that S.B. No. 730, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE CORPORATIONS", pass Second Reading and be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 676) recommending that S.B. No. 202, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF MEDICAL EXAMINERS", pass Second Reading and be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 677) recommending that S.B. No. 170, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EXTENSION OF THE COMPLIANCE RESOLUTION FUND", pass Second Reading and be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 678) recommending that S.B. No. 663, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DESIGN PROFESSIONAL CONCILIATION PANEL", pass Second Reading and be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 679) recommending that S.B. No. 665, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ACUPUNCTURE", pass Second Reading and be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 680) recommending that S.B. No. 1299, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY LIQUOR COMMISSIONS", pass Second Reading and be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 681) recommending that S.B. No. 726, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY", pass Second Reading and be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 682) recommending that S.B. No. 187, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS", pass Second Reading and be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 683) recommending that S.B. No. 1195, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION AND REFUNDING OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC", pass Second Reading and be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 684) recommending that S.B. No. 1274, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE", pass Second Reading and be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 685) recommending that S.B. No. 1198, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INDUSTRIAL LOAN COMPANY GUARANTY ACT", pass Second Reading and be referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Transportation, pre-

sented a report (Stand. Com. Rep. No. 686) recommending that S.B. No. 379, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR CARRIER SAFETY LAW", pass Second Reading and be referred to the Committee on Finance.

Representative Crozier, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 687) recommending that S.B. No. 1077, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATURE", pass Second Reading and 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. 688) recommending that S.B. No. 472, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO A HAWAII FILM INDUSTRY AUTHORITY", pass Second Reading and be referred to the Committee on Finance.

Representative Say, for the majority of the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 689) recommending that S.B. No. 1210, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", pass Second Reading and be referred to the Committee on Finance.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 690) recommending that S.B. No. 69, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", pass Second Reading and be referred to the Committee on Finance.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 691) recommending that S.B. No. 557, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS FOR HEALTH CARE FACILITIES", pass Second Reading and be referred to the Committee on Finance.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 692) recommending that S.B. No. 1127, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

Representatives Apo 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. 693) recommending that S.B. No. 95, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES", pass Second Reading and be referred to the Committee on Finance.

Representatives Bunda and Gaulty, for the Committees on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 694) recommending that S.B. No. 1185, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", pass Second Reading and be referred to the Committee on Finance.

Representatives Gaulty and Bunda, for the Committees on Human Services and Health, presented a joint report (Stand. Com. Rep. No. 695) recommending that S.B. No. 474, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 696) recommending that S.B. No. 1436, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S TRUST FUND", pass Second Reading and be referred to the Committee on Finance.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 697) recommending that S.B. No. 1432, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE", pass Second Reading and be referred to the Committee on Finance.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 698) recommending that S.B. No. 113, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE SERVICES", pass Second Reading and be referred to the Committee on Finance.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 699) recommending that S.B. No. 656, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CARE HOME OPERATORS", pass Second Reading and be referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 700) recommending that S.B. No. 133, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REGISTRATION OF AIRCRAFT", pass Second Reading and be referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 701) recommending that S.B. No. 127, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AERONAUTICS", pass Second Reading and be referred to the Committee on Finance.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 702) recommending that S.B. No. 1186, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HOSPITALS", pass Second Reading and be referred to the Committee on Finance.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 703) recommending that S.B. No. 1188, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH", pass Second Reading and be referred to the Committee on Finance.

Representatives Andrews and Say, for the Committees on Planning, Energy and Environmental Protection and Water, Land Use Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 704) recommending that S.B. No. 615, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR PRIVATE ATTORNEYS GENERAL", pass Second Reading and be referred to the Committee on Judiciary.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 705) recommending that S.B. No. 702, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY", pass Second Reading and be referred to the Committee on Finance.

Representatives Andrews and Honda, for the Committees on Planning, Energy and Environmental Protection and Agriculture, presented a joint report (Stand. Com. Rep. No. 706) recommending that S.B. No. 342,

SD 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES", pass Second Reading and be referred to the Committee on Finance.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 707) recommending that S.B. No. 153, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ENERGY", pass Second Reading and be referred to the Committee on Finance.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 708) recommending that S.B. No. 162, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII", pass Second Reading and be referred to the Committee on Finance.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 709) recommending that S.B. No. 319, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 237, HAWAII REVISED STATUTES", pass Second Reading and be referred to the Committee on Finance.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 710) recommending that S.B. No. 937, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", pass Second Reading and be referred to the Committee on Finance.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 711) recommending that S.B. No. 159, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THIRD-PARTY FINANCING ARRANGEMENTS FOR PUBLIC FACILITIES", pass Second Reading and 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. 712) recommending that S.B. No. 882, SD 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION", pass Second Reading and be referred to the Committee on Finance.

Representatives Tungpalan and Tom, for the Committees on Employment Opportunities and Labor Relations and Judiciary, presented a joint report (Stand. Com. Rep. No. 713) recommending that S.B. No. 78, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES", pass Second Reading and be referred to the Committee on Finance.

Representatives Say and Honda, for the Committees on Water, Land Use Development and Hawaiian Affairs and Agriculture, presented a joint report (Stand. Com. Rep. No. 714) recommending that S.B. No. 1346, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TREE FARMS", pass Second Reading and 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. 715) recommending that S.B. No. 82, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF THE SPECIAL LAND AND DEVELOPMENT FUND", pass Second Reading and 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. 716) recommending that S.B. No. 154, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", pass Second Reading and 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. 717) recommending that S.B. No. 155, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX INCREMENT FINANCING", pass Second Reading and 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. 718) recommending that S.B. No. 470, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", pass Second Reading and be referred to the Committee on Finance.

Representatives Say and Honda, for the Committees on Water, Land Use Development and Hawaiian Affairs and

Agriculture, presented a joint report (Stand. Com. Rep. No. 719) recommending that S.B. No. 83, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PARKS", pass Second Reading and 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. 720) recommending that S.B. No. 287, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", pass Second Reading and 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. 721) recommending that S.B. No. 1351, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", pass Second Reading and 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. 722) recommending that S.B. No. 165, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS", pass Second Reading and 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. 723) recommending that S.B. No. 701, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", pass Second Reading and 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. 724) recommending that S.B. No. 1182, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES", pass Second Reading and 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. 725) recommending that S.B. No. 1193, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT

RELATING TO ENTERPRISE ZONES", pass Second Reading and 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. 726) recommending that S.B. No. 1386, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES", pass Second Reading and be referred to the Committee on Judiciary.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 727) recommending that S.B. No. 1350, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", pass Second Reading and be referred to the Committee on Finance.

Representatives Say and Honda, for the Committees on Water, Land Use Development and Hawaiian Affairs and Agriculture, presented a joint report (Stand. Com. Rep. No. 728) recommending that S.B. No. 1394, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PARKS", pass Second Reading and be referred to the Committee on Finance.

Representatives Say and Andrews, for the Committees on Water, Land Use Development and Hawaiian Affairs and Planning, Energy and Environmental Protection, presented a joint report (Stand. Com. Rep. No. 729) recommending that S.B. No. 936, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE REDEVELOPMENT OF THE ALOHA TOWER COMPLEX", pass Second Reading and 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. 730) recommending that S.B. No. 1397, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LAND EVALUATION AND SITE ASSESSMENT", pass Second Reading and 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. 731) recommending that S.B. No. 697, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXES", pass Second

Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 732) recommending that S.B. No. 460, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CRIMINAL JUSTICE DATA CENTER", pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 733) recommending that S.B. No. 459, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CRIMINAL JUSTICE DATA CENTER", pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 734) recommending that S.B. No. 252, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT FEES", pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 735) recommending that S.B. No. 245, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII REVISED STATUTES", pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 736) recommending that S.B. No. 36, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR", pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 737) recommending that S.B. No. 881, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO WITNESS FEES IN CIVIL AND CRIMINAL CASES", pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a

report (Stand. Com. Rep. No. 738) recommending that S.B. No. 592, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITING COMMERCIAL EXPLOITATION OF CRIME", pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 739) recommending that S.B. No. 463, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR", pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 740) recommending that S.B. No. 498, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII CONSTITUTION, TO REQUIRE THE CONSENT OF THE SENATE FOR RETENTION OF JUSTICES AND JUDGES", pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 741) recommending that S.B. No. 610, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC", pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 742) recommending that S.B. No. 1358, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COSTS OF COURT", pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 743) recommending that S.B. No. 934, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT REGISTRATION", pass Second Reading and be referred to the Committee on Finance.

Representative Apo, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 744) recommending that S.B. No. 90, SD 1, as amended in HD 1, entitled: "A BILL FOR AN

ACT RELATING TO COMMERCIAL MARINE LICENSE", pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 745) recommending that S.B. No. 1413, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS", pass Second Reading and be referred to the Committee on Judiciary.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 746) recommending that S.B. No. 1335, entitled: "A BILL FOR AN ACT RELATING TO SERVICE-CONNECTED OCCUPATIONAL DISABILITY RETIREMENT", pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 747) recommending that S.B. No. 1487, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND", pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 748) recommending that S.B. No. 1170, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 749) recommending that S.B. No. 51, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 750) recommending that S.B. No. 6, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING", pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 751) recommending that S.B. No. 471, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES AND MAKING AN APPROPRIATION THEREFOR", pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 752) recommending that S.B. No. 236, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC MONEY AND PUBLIC CONTRACTS", pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 753) recommending that S.B. No. 426, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND", pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 754) recommending that S.B. No. 1179, entitled: "A BILL FOR AN ACT RELATING TO ANNUAL REPORTS", pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 755) recommending that S.B. No. 913, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT FOR GOODS AND SERVICES", pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 756) recommending that S.B. No. 689, entitled: "A BILL FOR AN ACT RELATING TO THE COUNCIL ON REVENUES", pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a

report (Stand. Com. Rep. No. 757) recommending that S.B. No. 589, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES", pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 758) recommending that S.B. No. 27, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL", pass Second Reading and be referred to the Committee on Finance.

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 759) recommending that S.B. No. 1209, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", pass Second Reading and be referred to the Committee on Finance.

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 760) recommending that S.B. No. 1192, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO

THE HAWAII CONVENTION CENTER AUTHORITY", pass Second Reading and be referred to the Committee on Finance.

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 761) recommending that S.B. No. 1190, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM", pass Second Reading and be referred to the Committee on Finance.

Representatives Taniguchi and Nakasato, for the Committees on Transportation and Tourism, presented a joint report (Stand. Com. Rep. No. 762) recommending that S.B. No. 338, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", pass Second Reading and 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. tomorrow, Friday, March 22, 1985.

FORTY-SECOND DAY

Friday, March 22, 1985

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1985, convened at 11:37 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Gary Secor, Director of the Diocesan Vocations Office, after which the Roll was called showing all members present.

The Clerk proceeded to read the Journals of the House of Representatives of the Thirty-Fifth, Thirty-Sixth, Thirty-Seventh, Thirty-Eighth, Thirty-Ninth and Fortieth Days.

On motion by Representative Okamura, seconded by Representative Ikeda and carried, reading of the Journals was dispensed with and the Journals of the Thirty-Fifth, Thirty-Sixth, Thirty-Seventh, Thirty-Eighth, Thirty-Ninth and Fortieth Days were approved.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 89 to 92) were read by the Clerk and were placed on file:

A message from the Governor (Gov. Msg. No. 89) transmitting copies of the Summary of Insurance Business for the Year 1983, Report of the Insurance Commissioner of Hawaii 1984, pursuant to Section 431-45, Hawaii Revised Statutes.

A message from the Governor (Gov. Msg. No. 90) transmitting copies of the following:

House Resolution No. 40, HD1 - Requesting a Study on the Feasibility of

Establishing and Implementing a Teacher Recertification Program.

A message from the Governor (Gov. Msg. No. 91) transmitting copies of the of the State's C.I.P. Status Report - Construction Summary prepared by the Department of Planning and Economic Development.

A message from the Governor

(Gov. Msg. No. 92) transmitting copies of a report on Molokai Forest Land Resources as a Potential Source of Energy and Multi-Forest Resource Inventory which was prepared by the Department of Land and Natural Resources.

DEPARTMENTAL COMMUNICATION

A departmental communication (Dept. Com. No. 14) from Michael A. Lilly, Attorney General, transmitting copies of the "Supplement to 1985 Report on Claims for Legislative Relief," prepared by the Department of the Attorney General pursuant to section 37-77, Hawaii Revised Statutes was read by the Clerk and placed on file.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 364) returning House Concurrent Resolution No. 6 which was adopted in the Senate on March 21, 1985, was read by the Clerk and placed on file.

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

Representative Apo introduced thirty fourth and fifth grade students from Waianae Elementary School who were accompanied by their teachers, Mrs. Kelly; Mrs. Ogawa, and Mrs. Tabara; and aides, Mrs. Williams and Mrs. Bond.

Representative Jones introduced Mr. Clarence Kamai, a former Harbor-master and now a member of the Hawaiian Homes Commission.

Representative Marumoto introduced the mother of Mr. Henry Iwasa who is with the State Foundation of Culture and Arts.

Representative Marumoto also introduced a friend from the Wilhelmina Rise area, Dr. Vivian Oiya.

Representative Isbell introduced two visitors visiting today in the gallery, Anita Brown and her dad, Mr. Newman, from Oxnard, California.

Representative Tom, on behalf of Representatives Kim, Bunda and himself, introduced some special students and teachers from Salt Lake Elementary and High School who, like

Representative Tom, are blind. They are as follows: Carl Pangilino; Shawn Ishimoto and his mother, Nancy; Christie Saylor; Jamao Whiting; and Tracy Valdez who are from Salt Lake Elementary School; Shawn Roselle from Leilehua High School; aide, Louise Shinazumi; itinerant and resource teacher to Shawn Roselle, Rashad Tarentino; and teacher at Salt Lake, Bliss Yoshida.

Representative Kiyabu introduced thirty-one third grade students from Epiphany School accompanied by their teachers, Mrs. Gail Fukumoto and Mrs. Jean Okumura and parents; Mrs. Theolinda Matsumoto; Mrs. Jo Ann Like; Mrs. Phylis Morrow; Mr. Rick Morrow and Mrs. Nancy Beppu.

Representative Levin, on behalf of the Big Island delegation, introduced members of the Hawaii Anthurium Delegation as follows: Glenn Toyama; George Shiroma; Jim Watt; Mr. and Mrs. Henry Terada; Hamilton Manley; Ed Watt; Frank Quintal; Clay Kuehara; Joseph Kuehara; Calvin Hayashi; Tom Yogi; President, Dan Hata; and extension agent, Dwight Sato.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 240 to 251; 254 to 267; 269 to 276; and 279 and 280) and concurrent resolutions (H.C.R. Nos. 82 to 95) were disposed of as follows:

H.R. Nos.	Referred to:
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| 240 | Jointly to the Committees on Education and Higher Education and the Arts, then to the Committee on Finance |
| 241 | Committee on Corrections and Rehabilitation, then to the Committee on Finance |
| 242 | Jointly to the Committees on Planning, Energy and Environmental Protection and Agriculture, then to the Committee on Finance |
| 243 | Committee on Health, then to the Committee on Finance |
| 244 | Committee on Education, then to the Committee on Finance |
| 245 | Committee on Higher Education and the Arts, then to the Committee on Finance |
| 246 | Jointly to the Committees on |

Education and Water, Land Use Development and Hawaiian Affairs

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| 247 | Committee on Higher Education and the Arts, then to the Committee on Finance |
| 248 | Committee on Water, Land Use Development and Hawaiian Affairs |
| 249 | Committee on Education |
| 250 | Jointly to the Committees on Education and Higher Education and the Arts |
| 251 | Committee on Water, Land Use Development and Hawaiian Affairs |
| 254 | Committee on Corrections and Rehabilitation, then to the Committee on Finance |
| 255 | Jointly to the Committees on Corrections and Rehabilitation and Health, then to the Committee on Finance |
| 256 | Jointly to the Committees on Corrections and Rehabilitation and Health, then to the Committee on Finance |
| 257 | Committee on Corrections and Rehabilitation, then to the Committee on Finance |
| 258 | Committee on Corrections and Rehabilitation, then to the Committee on Finance |
| 259 | Committee on Transportation, then to the Committee on Finance |
| 260 | Committee on Higher Education and the Arts, then to the Committee on Finance |
| 261 | Committee on Public Employment and Government Operations, then to the Committee on Finance |
| 262 | Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance |
| 263 | Jointly to the Committees on Corrections and Rehabilitation and Public Employment and Government Operations, then to the Committee on Finance |
| 264 | Committee on Corrections and Rehabilitation, then to the Committee on Finance |
| 265 | Committee on Transportation |

266 Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Agriculture

267 Committee on Tourism, then to the Committee on Legislative Management

269 Committee on Human Services, then to the Committee on Finance

270 Committee on Human Services, then to the Committee on Finance

271 Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Public Employment and Government Operations, then to the Committee on Finance

272 Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management

273 Jointly to the Committees on Consumer Protection and Commerce and Transportation, then to the Committee on Finance

274 Committee on Human Services, then to the Committee on Legislative Management

275 Committee on Education, then to the Committee on Finance

276 Committee on Employment Opportunities and Labor Relations

279 Committee on Health, then to the Committee on Judiciary

280 Committee on Judiciary

H.C.R. Nos.

82 Committee on Corrections and Rehabilitation, then to the Committee on Finance

83 Jointly to the Committees on Corrections and Rehabilitation and Health, then to the Committee on Finance

84 Jointly to the Committees on Corrections and Rehabilitation and Health, then to the Committee on Finance

85 Committee on Corrections and Rehabilitation, then to the Committee on Finance

86 Committee on Transportation, then to the Committee on Finance

87 Committee on Higher Education and the Arts, then to the Committee on Finance

88 Committee on Public Employment and Government Operations, then to the Committee on Finance

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

90 Jointly to the Committees on Corrections and Rehabilitation and Public Employment and Government Operations, then to the Committee on Finance

91 Committee on Corrections and Rehabilitation, then to the Committee on Finance

92 Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Agriculture

93 Committee on Education, then to the Committee on Finance

94 Committee on Employment Opportunities and Labor Relations

95 Jointly to the Committees on Health and Consumer Protection and Commerce, then to the Committee on Finance

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 302 to 304) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 302) recognizing and commending Taichi Matsuno for his years of service to Hawaii's youth was jointly offered by Representatives Marumoto, Kiyabu, Anderson, Blair, Cavasso, Crozier, Hashimoto, Hemmings, Honda, Ikeda, Jones, Kim, Lindsey, Metcalf Onouye, Pfeil, Say, Shito, Shon, Souki, Tajiri, Taniguchi and Yoshimura.

On motion by Representative Marumoto, seconded by Representative Kiyabu and carried, H.R. No. 302 was adopted.

Representative Marumoto then rose and stated:

"Mr. Speaker, there is always someone in a neighborhood who is like a rock -- like the center of the community -- who everyone looks up to and who commands everyone's respect. This person may be quiet

and unassuming, neither powerful nor rich. But this person holds to high standards and stands for his principles. This person lives his life like an example and demonstrates his goodness not by words, but by deeds.

"Such a person is Taichi Matsuno. He and his wife, Katherine, are held in great esteem by their friends and neighbors.

"Mr. Matsuno has led an active and productive life giving of himself in earlier years to the Y.M.C.A., Y.W.C.A., the Lion's Club, the Red Cross and he also helped found the Kaimuki Business and Professional Association in the mid forties.

"In fact he tells me he remembers Kaimuki as the second largest business and shopping district outside of Downtown forty or fifty years ago.

"He also ran as a Republican for the House of Representatives in the late forties -- and I'm glad he finally made it here today.

"I am very proud to be able to honor this humble and honest man this morning. He is an inspiration to the younger people in the community and we should not forget his kindness to so many of us."

At this time, Representative Marumoto introduced Mr. and Mrs. Taichi Matsuno who were asked to stand and be recognized.

Representative Kiyabu then rose and stated:

"I want to thank Mr. Matsuno. He had a great influence in my life for over thirty years ago when I was an active member of the Kaimuki Y.M.C.A. during high school.

"As the resolution has stated, he has influenced a lot of lives for a good number of people including the Chief Clerk of the House, Mr. Takane.

"At this time, Mr. Matsuno, thank you very much."

The Chair stated:

"The Chair thanks Mr. Matsuno for not persuading you to become a Republican."

Floral leis were presented to Mr. and Mrs. Matsuno by Representative Marumoto and Representative Kiyabu, and Representative Marumoto pre-

sented a certified copy of the resolution to the honoree.

A resolution (H.R. No. 303) congratulating the organizers and participants of the Conference on Creativity and Science was jointly offered by Representatives Hagino and Levin.

On motion by Representative Hagino, seconded by Representative Levin and carried, H.R. No. 303 was adopted.

Representative Hagino then rose and stated:

"Mr. Speaker, when I first heard about this conference in an article in the newspaper, I was very struck by what the organizers were trying to do. As I read more about it, I wanted to bring some recognition to the work.

"I was told that at this conference, well over four hundred people from Hawaii and outside of Hawaii have registered for this conference.

"We have speakers for this conference from other parts of the United States and even all the way from England.

"Most of us here when we consider the budget request -- we see all kinds of requests for the Institute of Astronomy -- we read about the University of California putting a telescope on Mauna Kea--we're constantly funding millions of dollars worth of equipment -- and I think what this conference does which is so marvelous, is that it points out to all of us that a physicist dealing with a particle accelerator really has a lot in common with a poet with a pencil at hand; and what is in common is really the spark of creativity, of genius which all of us really have. I'm sure any one of the participants will tell you that creativity is at least latent in all of us. And I think this is the truly marvelous work of this conference -- to expand and to show the common ground that is with scientists, humanists, entertainers, dancers, choreographers, playwrights and even legislators -- that this creativity is the hallmark of human endeavor that we pay tribute to at this conference.

"This conference will be held this week-end at Mid Pacific Institute and all of us are invited to participate and listen to these wonderful lectures that will be presented."

At this time, Representative Hagino

introduced some of the major speakers at the conference as follows: Gillian Beer, vice-mistress at Gerten College at Cambridge University who had won a major literary prize in England for a book entitled, Darwin's Plots; Harold Morowitz, Professor of biophysics and biochemistry at Yale, who has written many books in the fields of biophysics and biochemistry; Arthur Miller, Professor from Lowell and Harvard University, who has written and lectured extensively on the History of Science and Technology; Dr. Gertrude Sharff-Goldhaber, who is an expert of particle physics at Brookhaven National Laboratory; Lenn Goodman, who is the Principal Humanities Scholar for this conference and who is a Professor of Philosophy at the University of Hawaii; Dr. Diane DeLuca, who is the hard-working project director for the conference and who is a Doctor and Assistant Dean at Windward Community College; and Lynn Hendricksen, President of the Hawaii Council of Teachers of English and also a Professor at Brigham Young University of Hawaii.

Floral leis were presented to Professor Beer by Representative Menor; to Professor Miller by Representative Marumoto; to Professor Morowitz by Representative Ikeda; to Dr. Sharff-Goldhaber by Representative Apo; to Professor Goodman by Representative Hashimoto; to Dean DeLuca by Representative Takamine and to Professor Hendricksen by Representative Tungpalan. Certified copies of the resolution was presented by Representative Levin to the honorees.

A resolution (H.R. No. 304) extending congratulations and best wishes to Henry Arakaki, Jr. on his record-breaking performance as a swimmer was jointly offered by Representatives Hashimoto, Anderson, Blair, Hemmings, Ige, Kawakami, Kihano, Kim, Kiyabu, Lardizabal, Leong, Lindsey, Menor, Metcalf, Morgado, Nakasato, Okamura, Onouye, Oshiro, Pfeil, Shon, Souki, Tajiri, Takamine, Tungpalan, Yoshimura and Peters.

On motion by Representative Hashimoto, seconded by Representative Yoshimura and seconded, H.R. No. 304 was adopted.

Representative Hashimoto rose and stated:

"Mr. Speaker, it gives me great pleasure this morning to introduce to all of you the honoree and his family.

"Henry Arakaki, on Monday, will be leaving for the mainland to attend the NCAA swim meet where he will once again be bringing honors not only to his family and the University of Hawaii but to the State of Hawaii and its people."

Representative Hashimoto then proceeded to introduce the honoree, Henry Arakaki; his parents, Mr. and Mrs. Henry Arakaki "who have been extremely supportive of their son's achievements and accomplishments and very instrumental in the University of Hawaii's swim team's concession booths and all of their fund raising activities; and brother, Ben, who is the assistant coach at the University of Hawaii's swim team."

Floral leis were given to the honoree by Representative Kim; to Mr. Arakaki by Representative Tungpalan; to Mrs. Arakaki by Representative Morgado; to Ben Arakaki by Representative Hirono; and a certified copy of the resolution was presented to the honoree by Representative Hashimoto.

Representative Hashimoto, at this time, introduced a very proud uncle of the honoree, the Assistant Sergeant-at-Arms, Mr. Frank Arakaki.

At 12:08 o'clock p.m. the Chair declared a recess, subject to the call of the Chair "for the purpose of extending our personal congratulations and aloha to our honorees this morning."

The House of Representatives reconvened at 12:17 o'clock p.m., with the Vice-Speaker presiding.

By unanimous consent, the following resolutions (H.R. Nos. 298 to 301) and concurrent resolutions (H.C.R. Nos. 102 and 103) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 298) requesting the Director of Transportation to investigate the problems relating to the use of Hanalei Bay on Kauai and to develop a management plan to ensure the orderly use of the Bay was jointly offered by Representatives Apo, Kawakami, Lardizabal, Hagino, Kamali'i and Pfeil.

A resolution (H.R. No. 299) requesting the Director of Health to develop an overall strategy to minimize the incidence of ciguatera fish poisoning in Hawaii was offered by Representative Apo.

A resolution (H.R. No. 300) concerning confirmation of sales of real property by personal representatives or guardians of probate estates was offered by Representative Peters. (By request)

A resolution (H.R. No. 301) requesting the Federal Government to return or sell, for nominal consideration, the property in the Fort DeRussy area to the State of Hawaii was offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 102) requesting the Director of Transportation to investigate the problems relating to the use of Hanalei Bay on Kauai and to develop a management plan to ensure the orderly use of the Bay was jointly offered by Representatives Apo, Kawakami, Lardizabal, Hagino, Isbell, Kamali'i, Nakata, Pfeil, Tajiri and Tam.

A concurrent resolution (H.C.R. No. 103) requesting the Federal Government to return or sell, for nominal consideration, the property in the Fort DeRussy area to the State of Hawaii was offered by Representative Peters. (By request)

ANNOUNCEMENTS

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

Representative Bunda: "Your Committee on Consumer Protection and Commerce will be having a hearing this afternoon at 1:30 p.m. in Room 328. The first bill will heard jointly with the Committee on Education and the remaining bills will be for Consumer Protection and Commerce only. Decision making to follow."

Representative Apo: "Your Committee on Ocean and Marine Resources will be holding a public hearing for the purpose of decision making only in Room 328 at 8:30 on Monday morning."

Representative Crozier: "Tonight the Kamemehaha School will have their song contest, and we have some interns here at the Capitol, and I would like to wish those youngsters a good performance."

"Just as important, the baseball team will be having practice again tonight at 7:30. I apologize I cannot be there as I have to watch my daughter sing in the contest."

At 12:18 o'clock p.m., the Chair declared a recess, subject to the call

of the Chair.

The House of Representatives reconvened at 12:23 o'clock p.m.

Representative Hashimoto: "Today, nourishment will be provided for all softball players and enthusiasts as well as spectators in Room 435 right after the adjournment of the Session. All members please join Henry Arakaki, Jr. and his family. We will appreciate it."

Representative Marumoto: "Mr. Speaker, yesterday we passed several measures on Second Reading and they passed to their designated committees, and I just wanted to have the Clerk cast a "no" vote for me on Stand. Com. Rep. No. ..."

At this time, Representative Kawakami interrupted and rose on a point of order.

The Chair directed Representative Kawakami to proceed.

Representative Kawakami stated:

"I don't know what bill she is referring to because there is nothing on the agenda today."

Representative Marumoto, responded:

"Mr. Speaker, I'm referring to S.B. No. 471, SD2..."

The Chair interrupted Representative Marumoto and stated:

"I believe the Majority Leader has stated that there is no business on the agenda that you are referring to. Would you like to further clarify your position?"

Representative Marumoto, replied:

"It was my understanding that we were able to pass no votes on Second Reading and have it recorded in the Journal; for this I would like to inform the Clerk at this time that I would cast a "no" vote on the bill that refers to executive salaries..."

At 12:20 o'clock p.m., the Chair interrupted Representative Marumoto and declared a recess to get some clarification on that agreement, subject to the call of the Chair.

The House of Representatives convened at 12:26 o'clock p.m.

Representative Marumoto rose and stated:

"I understand I will get a clarification on the ruling on this in the next legislative day."

The Chair responded:

"That is correct."

Representative Marumoto then replied:

"I would like the opportunity to vote and accept my no vote on Second Reading in that I could not do it yesterday before I was able to see..."

The Chair interrupted Repre-

sentative Marumoto and remarked:

"I believe the agreement is that we will get back to you on the next legislative day -- I think that sufficient for application."

Representative Marumoto then thanked the Chair.

ADJOURNMENT

At 12:28 o'clock p.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representative adjourned until 10:30 o'clock a.m. Monday, March 25, 1985.