

TWENTIETH DAY

Thursday, February 15, 1990

The House of Representatives of the Fifteenth Legislature of the State of Hawaii, Regular Session of 1990, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Reverend Helen Street of the Religious Science Church of Honolulu, after which the Roll was called showing all members present with the exception of Representatives Alcon, Bunda, Ihara and Metcalf, who were excused.

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

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 7 and 8) were read by the Clerk and were placed on file:

Sen. Com. No. 7, transmitting Senate Bill No. 2112, entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT," which passed Third Reading in the Senate on February 14, 1990.

Sen. Com. No. 8, transmitting Senate Bill No. 3017, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," which passed Third Reading in the Senate on February 14, 1990.

On motion by Representative Apo, seconded by Representative Hemmings and carried, S.B. Nos. 2112 and 3017 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 Bybee introduced a group of seventh and eighth grade students from the Windward Seventh-Day Adventist School. They were accompanied by their teachers, Jayme Powers, Walt Nelson and Ron Trantwein.

Representative Oshiro introduced a group of students from Puakea Elementary School. "Puakea, Mr. Speaker, is a school that is very special to me. In addition to being one that I had the honor of attending in my younger years, during that time we had the honor of having our present U.S. Congressman Dan Akaka as our Principal." They were accompanied by their teachers, Mrs. Kawamoto and Mr. Van Doran.

Representative Marumoto introduced Mr. and Mrs. Hitoshi Nishiya from Tokyo, Japan, who are enroute home after visiting their daughter in San Francisco.

Representative Chang introduced Councilwoman Helene Hale from Hilo.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 39 to 41) and concurrent resolutions (H.C.R. Nos. 31 to 33) were disposed of as follows:

H.R. Nos. Referred to:

39 Jointly to the Committees on Judiciary and Legislative Management

40 Committee on Finance

41 Committee on Human Services

H.C.R. Nos.

31 Jointly to the Committees on Judiciary and Legislative Management

32 Committee on Finance

33 Committee on Human Services

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 49 and 50) were read by the Clerk and were disposed of as follows:

H.R. No. 49, entitled: "HOUSE RESOLUTION CONGRATULATING THE HONOLULU JAPANESE CHAMBER OF COMMERCE ON ITS 90TH ANNIVERSARY," was jointly offered by Representatives Tajiri, Apo, Bellingier, Chang, Isbell, Kanohe, Metcalf and Yonamine.

On motion by Representative Tajiri, seconded by Representative Kanohe and carried, H.R. No. 49 was adopted.

Representative Tajiri then rose and proceeded to introduce the honorees, stating:

"Mr. Speaker and members of this honorable body, I am very privileged and honored to introduce this resolution to honor the Japanese Chamber of Commerce on its 90th anniversary.

"In its 90 year history, the Honolulu Japanese Chamber of Commerce has had a vision of addressing the economic and cultural needs of our community. Its vision has endured many hardships and barriers through strong will and ability. They have preserved many worthwhile traditions and initiated the innovation of new ideas.

"The Honolulu Japanese Chamber of Commerce's accomplishments and commitment truly represent a meaningful contribution to the well-being and integrity of the State of Hawaii and the people of Hawaii. This remarkable contribution, I believe, would not have been possible without responsible leadership, both in the past and present.

"I would like to, Mr. Speaker, at this time introduce to you and the members of this honorable body the Chairman of the Board and the President of the Honolulu Japanese Chamber of Commerce.

"First, one who was born in Hilo, this gentleman wears two hats. He is Vice President of the Marketing Division at City Bank and also as chairman, serves as Chairman of the Board of the Honolulu Japanese Chamber of Commerce. Members, Mr. Wayne Miyao."

"The gentleman seated next to him is a well-decorated retired Colonel of the United States Army. He now serves as the President of the Honolulu Japanese Chamber of Commerce and he, too, like Mr. Miyao, was born and raised in Hilo. Mr. Ronald Ushijima, would you please stand?"

Red carnation leis were presented to the honorees by Representatives Horita and Hashimoto while Representative Okamura presented Mr. Miyao with a certified copy of the resolution.

H.R. No. 50, entitled: "HOUSE RESOLUTION TO ACKNOWLEDGE SUNDAY, FEBRUARY 18, 1990, AS A 'DAY OF REMEMBRANCE' OF THE SIGNING OF EXECUTIVE ORDER 9066, AND THE INTERNMENT OF AMERICANS AND RESIDENT ALIENS OF JAPANESE ANCESTRY DURING WORLD WAR II," was jointly offered by Representatives Yonamine, Marumoto, Anderson, Apo, Bybee, Cavasso, Chang, Fukunaga, Hagino, Hashimoto, Hemmings, Hiraki, Hirayama, Honda, D. Ige, Isbell, Kanoho, Kihano, Liu, Okamura, O'Kieffe, Oshiro, Peters, Say, Shon, Souki, Tajiri, Tam and Taniguchi.

On motion by Representative Yonamine, seconded by Representative Marumoto and carried, H.R. No. 50 was adopted.

Representative Yonamine then rose and stated:

"Mr. Speaker and distinguished colleagues, February 19, the 'Day of Remembrance,' is a two-fold reminder to citizens and residents of Hawaii, especially in keeping with the events of the world. First, of the eternal and universal quest for freedom, self-determination, and a better, more fulfilled and enriched life; and secondly, the 'Day of Remembrance' reminds us of the diligence necessary to protect these rights and our way of life.

"The signing of Executive Order 9066 on February 19, 1942, authorized the relocation and internment of over 120,000 law-abiding citizens and resident aliens of Japanese ancestry. 2,963 are residing in Hawaii.

"America has had a shameful history of inflicting suffering to minorities and native Americans. We have weakened their cultural heritage and identities, uprooted and relocated them, seized their lands and properties, and excluded them from the mainstream of society. This is a sad documentary of a nation built on the premise that all people are created equal and have fundamental rights to life, liberty, and the pursuit of happiness.

"But we can take heart from the events during the past year. Congress, the government of the people, has rectified a grievous wrong. Congress has passed a federal entitlement program which offers more than an apology. It gives a guaranteed compensation, small as it is, to those who were interned, those whose lives and well-being were irretrievably disrupted and damaged. Congress, the government of the people, dug deep into its conscience and its resources to do what is morally right. The passage of this entitlement program in the appropriations bill of Congress gives us hope that America has the ability to cleanse itself, however begrudgingly, of injustices which have been perpetrated throughout the years.

"The entitlement renews, recommits, and reaffirms what our country stands for.

"All of us here, as policymakers and shapers of the better life for the people of Hawaii, must continue the legacy to uphold our values and ideals of good government and thus make our state and nation a stronger one.

"Today, we honor the Honolulu Chapter of the Japanese American Citizens League, one of 114 chapters throughout the United States. This human and civil rights organization has provided key leadership in the redress issue and civil rights issues nationally and locally. The JAACL has worked with Senator Dan Inouye in his masterful crafting of the entitlement grant, and with Senator Spark Matsunaga, the architect of the Civil Liberties Act of 1988. Congressman Dan Akaka and Congresswoman Pat Saiki have also been instrumental in supporting the issues on a national level.

"We wish the Honolulu Chapter continued success. I would like to congratulate the Chapter for reminding the people that racism has no part to play in the good life we lead, or aspire to; that future generations must appreciate their freedoms, protect the rights of all citizens and residents, be forever vigilant against the erosion of their constitutional rights; that we join forces with all people and organizations so that such an executive order or act of government shall never happen again.

"Thank you, Mr. Speaker."

Representative Marumoto then rose and stated:

"We have invited the Japanese American Citizens League here before and we have passed many resolutions honoring their work and the issues which concern them.

"But because we are in Hawaii in the year 1990, which is so far removed from World War II, I wanted to relate some of my personal experiences which harken back to those bleak days so that we will not forget why the JAACL exists, and why we are passing these resolutions.

"Back in 1942, Executive Order 9066 announced the evacuation plans. And we were told, my family was told, that we could take whatever we want as long as it fit into two suitcases so, therefore, farms and businesses and homes and cars were sold for a song, or left to trusted non-Japanese friends, or simply abandoned. Students had to drop out of school and employees had to quit their jobs.

"My father had an import business in San Francisco which he could not sell, of course. And he had some inventory which he sold at a loss.

"My mother was pregnant with my younger brother and she was hoping to stay in San Francisco and have the baby in a hospital rather than being interned and have the baby in camp. But rumors were rife at that time. We heard that Japanese in San Jose were being taken and the ones in Palo Alto will be next, and then they would go after the San Francisco people, so my mother was prepared to move to different relatives in the Bay area so that she could remain in San Francisco and have her baby in a hospital.

"Well, she was fortunate because the San Francisco people were among the last, and she was able to have her baby as planned at St. Frances Hospital. But when he was only eight weeks old, we did have to move to a temporary assembly center which was south of San Francisco. It was called Tanforan Race Track.

"My grandparents, my parents, my baby brother and I were placed in Tanforan Race Track in a horse stall and it had cots, and there we stayed until a permanent camp could be built in the interior of the United States, or until one could obtain a job in the interior of the United States and then leave camp.

"It was summer, thank heavens, and it was warmer than winter. Yet my father always relates the story about how my mother's milk had dried up because of the trying circumstances and so, as a result, he had to cross the race track to the mess hall to warm up the milk at every feeding. And, of course, during the middle of the night when he did have to cross the race track, by the time he got back the milk was very cold. It distressed him greatly to hear the baby cry and to give him cold milk.

"There were many lines all the time. There were lines for breakfast, there were lines for lunch, lines for dinner, lines for the bathroom, lines for showers, lines for immunizations, lines for interrogation and interviews. There was no privacy in the place. There was no privacy in the johns. There was a great deal of discomfort.

"And rumors and unrest flew around rampant. People were angry, they were scared, they didn't know what to do. They didn't know how long they would be in temporary camp. They did not know where the permanent camp would be built. They didn't know whether families would be separated. They didn't know what was happening in the outside world. It was just plain awful.

"In this turbulent void, the JACL assisted with some semblance of organization. Despite a great deal of controversy regarding its role, the JACL opted to assist the Wartime Relocation Authority, the WRA, by establishing some lines of communication and ensuring that correct information was dispensed and trying to address the concerns of the internees.

During the war and after the war, the JACL continued to watch over the welfare of Japanese Americans. Their lobbying efforts in Washington, D.C. continue to be important because anti-Japanese sentiment remains latent and people do not always differentiate between Japanese nationals and Japanese Americans.

"I know that not only the Niseis suffered. In times of war everyone loses. There was a great deal of blood shed. Pain, death and grief never can be erased on either side of the Pacific.

"But even today other ethnic groups know that they must remain vigilant. Jews always fear pogroms, Blacks know that a lynch mob is never very far away. We must protect our civil rights jealously, for they can evaporate quickly when panic is pervasive.

"Thank you for allowing me to dredge up some bad memories, but I think it would do us a lot of good to remember.

"Thank you, Mr. Speaker."

Representative Yonamine then asked the following honorees to stand to be recognized:

"May Horio. She is a social worker and peace activist. She was a former internee at the Santa Anita Assembly Center in San Mateo and at the Topaz Relocation Camp in Utah. (By the way, these are all volunteer members of the organization.) She had four brothers fighting in World War II while she and her parents were interned;

"Bill Kaneko, the President of the JACL, Honolulu Chapter, a policy analyst with the Office of State Planning;

"Allison Hikida, Director of Communications, Hawaii Dental Service, who is also the Vice President of the JACL; and

"Earl Nishimura, the founder of our JACL, who is also currently serving as the President of the United Japanese Society. He is 83 years old and still practicing law.

"These are your four special guests."

Floral leis were presented to the honorees by Representatives Kawakami, Hashimoto, Takamine and Yoshimura while Representative Yonamine presented a certified copy of the resolution to Mr. Kaneko.

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 12:13 o'clock p.m.

Representative Apo then rose and stated:

"Mr. Speaker, I beg the indulgence of the members of the House. We have been paid a very pleasant surprise visit by some very distinguished guests who are here to visit us and visit our fair islands.

"Representative Andrews and I had the distinct pleasure to making a tour of some of the Pacific Island nations last year and we met several of our guests here. They are all officers with the National Conference of State Legislators equivalent of the Pacific Island nations, called the Association of Pacific Island Legislators, and our members, for those of you who don't know, we have been graced by having them extend an invitation for us to join which we accepted last year and which organization we are now members of.

"With the delegation this morning is Senator Herminia Dierking. She is the President of the Association of Pacific Island Legislators and comes from the Guam Legislature. To her left is Senator Joaquin Camacho. He is the Executive Secretary of the APIL and is also with the Guam Legislature; Congressman Manuel Sablan. He is from Saipan. He is Vice President of the APIL and is with the Congress of the Northern Marianas Islands; Senator Robert Ruecho who is from Yap. He is the Secretary of the APIL and is with the Congress of the Northern Marianas Islands; Senator Hiroshi Yamamura. He is the Treasurer of the APIL and also from the Congress of the Northern Marianas Islands.

"Mr. Speaker, I believe they have a short presentation but prior to getting into that, we had the distinct pleasure again of engaging in some very interesting dialogue with many of the leaders from the Pacific Island nations and determine that we have a lot in common and that is we all share island economies and special island problems and that all of us fall through the same cracks and holes in federal policy which is largely geared to continental economies, so we have much to talk about and we are excited about participating in the Association of Pacific Island Legislators.

"I would like now to present Herminia who I think has a few words and a presentation to make."

Senator Dierking addressed the members of the House, saying:

"Thank you very much, Mr. Speaker.

"It is an honor and privilege to meet from across our islands. . .our wide ocean. At least four of our senators and congressmen that are here, as you know, Hiroshi Yamamura is from the Marshall Islands, and also Senator

Ruecho is from Yap. So our organization which consists of nine entities at this present time, Mr. Speaker, we hope and pray that the beautiful State of Hawaii will bring their sweet aloha to FSM in Guam and Palau. We are looking forward to having you as full-fledged members and sharing our concerns to make this part of the world a better place for our children to live in.

"On behalf of the Association of Pacific Island Legislators, Mr. Speaker, I would like to present a resolution, SC-16-3, cordially extending to the State of Hawaii an invitation to join the Association of Pacific Island Legislators as a full-fledged member.

"At this time, on behalf of the Association, I would like to say, 'thank you very much,' and hope that you will join us and we look forward. . .we are having a General Assembly meeting in July in Guam and would like to send our invitation for you to join us in Guam.

"Thank you."

The Chair accepted the resolution with appreciation and thanks, saying:

"We want to thank our neighbors from the Pacific Islands for this resolution, and I think from the reports that we have been getting from Representative Apo and Representative Andrews on the kinds of things that's been discussed at the last conference meeting, that we can share a lot of the common problems with one another, I think, in a more cohesive fashion.

"We want to accept this resolution very diligently. I think the Senate concurs that the association with the Pacific Islanders is a thing that must be done, and we thank you for including Hawaii in this Pacific Island Legislators Association.

"Thank you very much."

At 12:19 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:25 o'clock p.m., Representative Liu was granted permission to make a late introduction and he introduced a former colleague, John Medeiros.

STANDING COMMITTEE REPORTS

Representative Tam, for the Committee on Education, presented a report (Stand. Com. Rep. No. 90-90) recommending that H.B. No. 2313 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tam, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2313, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LIBRARY ASSISTANTS IN THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Finance.

Representative Tam, for the Committee on Education, presented a report (Stand. Com. Rep. No. 91-90) recommending that H.B. No. 2210, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tam, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2210, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADDITIONAL COUNSELORS

IN THE PUBLIC SCHOOLS," passed Second Reading and was referred to the Committee on Finance.

Representative Shon, for the Committee on Health, presented a report (Stand. Com. Rep. No. 92-90) recommending that H.B. No. 2664, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shon, seconded by Representative Leong and carried, the report of the Committee was adopted and H.B. No. 2664, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTROMAGNETIC RADIATION," passed Second Reading and was placed on the calendar for Third Reading.

Representatives Shon and Andrews, for the Committees on Health and Planning, Energy and Environmental Protection, presented a joint report (Stand. Com. Rep. No. 93-90) recommending that H.B. No. 2669, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shon, seconded by Representative Andrews and carried, the joint report of the Committees was adopted and H.B. No. 2669, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," passed Second Reading and was placed on the calendar for Third Reading.

Representative Tom, for the Committee on Intergovernmental Relations and International Affairs, presented a report (Stand. Com. Rep. No. 94-90) recommending that H.B. No. 3454 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Tom, seconded by Representative M. Ige and carried, the report of the Committee was adopted and H.B. No. 3454, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CRIME PREVENTION PROGRAMS," passed Second Reading and was referred to the Committee on Judiciary.

Representative Hayes, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 95-90) recommending that H.B. No. 3111, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hayes, seconded by Representative Kanoho and carried, the report of the Committee was adopted and H.B. No. 3111, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COOPERATIVE HOUSING," passed Second Reading and was referred to the Committee on Finance.

Representative Hayes, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 96-90) recommending that H.B. No. 2976, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hayes, seconded by Representative Kanoho and carried, the report of the Committee was adopted and H.B. No. 2976, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Finance.

Representative Hayes, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 97-90) recommending that H.B. No. 2279, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hayes, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2279, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY OF REVERSE EQUITY MORTGAGES," passed Second Reading and was referred to the Committee on Finance.

Representative Hayes, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 98-90) recommending that H.B. No. 2458, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Hayes, seconded by Representative D. Ige and carried, H.B. No. 2458, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A RENTAL HOUSING TRUST FUND," passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 99-90) recommending that H.B. No. 3386, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 3386, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INCOME TAX," passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 100-90) recommending that H.B. No. 2928 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 2928, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 101-90) recommending that H.B. No. 2889, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 2889, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 102-90) recommending that H.B. No. 2929, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 2929, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REPRICING CIVIL SERVICE SECRETARY, PRIVATE SECRETARY AND SCHOOL ADMINISTRATIVE SERVICES ASSISTANT CLASSES IN THE STATE EXECUTIVE BRANCH," passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 103-90) recommending that H.B. No. 2932, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 2932, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REPRICING CIVIL SERVICE ADULT CORRECTIONS OFFICER, YOUTH CORRECTIONS OFFICER, REGISTERED PROFESSIONAL NURSE AND ANESTHETIST CLASSES IN THE STATE EXECUTIVE BRANCH," passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 104-90) recommending that H.B. No. 2936 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 2936, entitled: "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION," passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 105-90) recommending that H.B. No. 2261, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 2261, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR AND EMPLOYMENT," passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 106-90) recommending that H.B. No. 2924, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 2924, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Second Reading and was referred to the Committee on Finance.

Representative Takamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 107-90) recommending that H.B. No. 2580, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Yoshimura and carried, the report of the Committee was adopted and H.B. No. 2580, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Second Reading and was referred to the Committee on Finance.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 108-90) recommending that H.B. No. 2946, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2946, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 109-90) recommending that H.B. No. 186, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 109-90 on H.B. No. 186, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 186, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 51) and concurrent resolution (H.C.R. No. 42) were referred to the Committee on Legislative Management and further action was deferred:

H.R. No. 51, entitled: "HOUSE RESOLUTION REQUESTING THAT THE UNITED STATES POSTAL SERVICE ISSUE A COMMEMORATIVE STAMP HONORING DUKE KAHANAMOKU," was jointly offered by Representatives Hemmings, Hagino, Alcon, Anderson, Arakaki, Cachola, Hayes, Hiraki, Hirayama, Honda, Horita, Isbell, Kanoho, Kihano, Marumoto, Oshiro, Stegmaier, Tajiri, Tam, Taniguchi, Tom and Yoshimura.

H.C.R. No. 42, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE UNITED STATES POSTAL SERVICE ISSUE A COMMEMORATIVE STAMP HONORING DUKE KAHANAMOKU," was jointly offered by Representatives Hemmings, Hagino, Alcon, Anderson, Arakaki, Cachola, Hayes, Hiraki, Hirayama, Honda, Horita, Isbell, Kihano, Marumoto, Oshiro, Stegmaier, Tajiri, Tam, Taniguchi, Tom and Yoshimura.

ANNOUNCEMENTS

Representative Arakaki then rose and requested waiver of the 48-hour notice requirement to hear House Bill 2078, making appropriations for a pilot project to combat youth gang involvement.

At 12:33 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:34 o'clock p.m., Representative Liu rose on a point of order and stated:

"I won't belabor this point or make any formal appeal of any granting of this waiver but I would like to make a point that such requests, I think, reflects badly on all of us. It was a commitment for planning, early introduction of bills, more recesses to avoid this situation and quite frankly, I think I and many others, are frustrated by this situation. So I want to make that point to you, Mr. Speaker, and I appreciate your allowing me to do so.

"Thank you."

Representative Arakaki: "I would like to announce that we are going to hear House Bill 2078 as an addendum to the joint House Human Services and Judiciary Committees tomorrow, Friday, at 1:15 p.m. in Conference

Room 328. We will also have decision-making only on House Bill 2063, relating to health care."

The Chair granted Representative Arakaki the waiver of the 48-hour notice requirement to hear House Bill 2078.

Representative Arakaki thanked the Chair.

ADJOURNMENT

At 12:35 o'clock p.m., on motion by Representative Apo, seconded by Representative Liu and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Friday, February 16, 1990.

TWENTY-FIRST DAY

Friday, February 16, 1990

The House of Representatives of the Fifteenth Legislature of the State of Hawaii, Regular Session of 1990, convened at 11:40 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Reverend Nathan Mamoo of St. John Vianney Parish, after which the Roll was called showing all members present with the exception of Representatives Hashimoto and Tajiri, who were excused.

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

On motion by Representative Apo, seconded by Representative Hemmings and carried, reading of the Journal was dispensed with and the Journal of the Twentieth Day was approved.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 9 to 12) were read by the Clerk and were placed on file:

Sen. Com. No. 9, transmitting Senate Bill No. 2282, entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT," which passed Third Reading in the Senate on February 15, 1990.

Sen. Com. No. 10, transmitting Senate Bill No. 2283, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," which passed Third Reading in the Senate on February 15, 1990.

Sen. Com. No. 11, transmitting Senate Bill No. 3019, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," which passed Third Reading in the Senate on February 15, 1990.

Sen. Com. No. 12, transmitting Senate Bill No. 3091, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS FOR LEGISLATIVE RELIEF," which passed Third Reading in the Senate on February 15, 1990.

On motion by Representative Apo, seconded by Representative Hemmings and carried, S.B. Nos. 2282, 2283, 3019 and 3091 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 Tam, on behalf of Representative Liu and himself, introduced a group of 5th grade students from Maemae Elementary School. They were accompanied by their teacher, Jane Toyama.

Representative Tom, on behalf of Representative Ihara and himself, introduced a group of 29 third grade students from Epiphany School. They were accompanied by their teachers, Mrs. Gail Fukumoto and Mrs. Concha Moi.

Representative Tom then asked his son, Mark, who was in the group to stand to be recognized.

Representative Cavasso introduced a group of fifth and sixth grade students from Waimanalo Elementary School.

They were accompanied by their teachers, Mrs. Osborne, Mrs. Natori, Mrs. Tengan and Mr. Coloma; and parents, Janice, Mona, Remy, Ethel and Steven.

Representative Apo, on behalf of Representative Peters and himself, introduced a group of fifth grade students from Makaha Elementary School, along with their teachers and chaperones.

At 11:48 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

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

ORDER OF THE DAY

COMMITTEE REFERRALS

The following Senate bills were referred as follows:

| <u>S.B. Nos.</u> | <u>Referred to:</u> |
|------------------|------------------------|
| 2282 | Committee on Judiciary |
| 2283 | Committee on Judiciary |
| 3019 | Committee on Judiciary |
| 3091 | Committee on Judiciary |

DEFERRED RESOLUTIONS

The following resolution (H.R. No. 51) and concurrent resolution (H.C.R. No. 42) were disposed of as follows:

| <u>H.R. No.</u> | <u>Referred to:</u> |
|-----------------|--|
| 51 | Jointly to the Committees on Higher Education and the Arts and Intergovernmental Relations and International Affairs |

H.C.R. No.

| | |
|----|--|
| 42 | Jointly to the Committees on Higher Education and the Arts and Intergovernmental Relations and International Affairs |
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COMMITTEE REASSIGNMENTS

The following House bills were re-referred as follows:

| <u>H.B. Nos.</u> | <u>Re-referred to:</u> |
|------------------|--|
| 2156 | Committee on Health |
| 2221 | Committee on Finance |
| 2222 | Committee on Finance |
| 2223 | Committee on Finance |
| 2224 | Committee on Finance |
| 2225 | Committee on Finance |
| 2226 | Committee on Finance |
| 2702 | Committee on Housing, then to the Committee on Finance |

2737 Jointly to the Committees on Legislative Management and Judiciary

2738 Jointly to the Committees on Legislative Management and Judiciary

3130 Committee on Finance

INTRODUCTION OF RESOLUTION

H.R. No. 52, entitled: "HOUSE RESOLUTION HONORING THE STATE FLOWER ART CONTEST WINNERS," was jointly offered by Representatives Metcalf and Taniguchi and was read by the Clerk.

On motion by Representative Metcalf, seconded by Representative Taniguchi and carried, H.R. No. 52 was adopted.

Representative Metcalf then rose to introduce the honorees, stating:

"Mr. Speaker and members of the House, this is truly a momentous occasion for me as well as for the winners of the contest that was held on behalf of efforts to promote the Hawaii State flower, and with us members, to the right are the winners in the elementary school division, the intermediate school division, and the high school division of the Hawaii State Flower Contest."

The honorees rose to be recognized and were presented certified copies of the resolution and floral leis.

At 12:10 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.

STANDING COMMITTEE REPORTS

Representative Taniguchi, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 110-90) recommending that H.B. No. 2963, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2963, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND," passed Second Reading and was referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 111-90) recommending that H.B. No. 2962 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2962, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 112-90) recommending that H.B. No. 3043, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 3043, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII FOR WAGE INCREASES FOR STUDENT ASSISTANTS," passed Second Reading and was referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 113-90) recommending that H.B. No. 3348, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 3348, HD 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance.

Representatives Bunda and Hagino, for the Committees on Ocean and Marine Resources and Water and Land Use, presented a joint report (Stand. Com. Rep. No. 114-90) recommending that H.B. No. 2132, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 2132, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO IMPROVE ALA MOANA BEACH AND AUTHORIZE DREDGING," passed Second Reading and was referred to the Committee on Finance.

Representatives Bunda and Hagino, for the Committees on Ocean and Marine Resources and Water and Land Use, presented a joint report (Stand. Com. Rep. No. 115-90) recommending that H.B. No. 2245, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 2245, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY TO DETERMINE THE FEASIBILITY OF CLEANING THE ALA WAI CANAL," passed Second Reading and was referred to the Committee on Finance.

Representative Bunda, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 116-90) recommending that H.B. No. 2262 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2262, entitled: "A BILL FOR AN ACT RELATING TO RESOURCE MANAGEMENT," passed Second Reading and was referred to the Committee on Finance.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 117-90) recommending that H.B. No. 2537 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2537, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the majority of the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 118-90) recommending that H.B. No. 2467 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 2467, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXISE TAX," passed Second Reading and was referred to the Committee on Finance.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 119-90) recommending that H.B. No. 2312 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2312, entitled: "A BILL FOR AN ACT RELATING TO BONDS," passed Second Reading and was referred to the Committee on Finance.

Representative Shon, for the Committee on Health, presented a report (Stand. Com. Rep. No. 120-90) recommending that H.B. No. 2699, as amended in HD 1, pass Second Reading and be referred to the Committee on Planning, Energy and Environmental Protection.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2699, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," passed Second Reading and was referred to the Committee on Planning, Energy and Environmental Protection.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 121-90) recommending that H.B. No. 2293, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2293, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO REVIEW THE LAWS RELATING TO FINANCIAL INSTITUTIONS," passed Second Reading and was referred to the Committee on Finance.

Representative Shon, for the Committee on Health, presented a report (Stand. Com. Rep. No. 122-90) recommending that H.B. No. 3435, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 3435, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NURSES," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce.

Representative Shon, for the Committee on Health, presented a report (Stand. Com. Rep. No. 123-90)

recommending that H.B. No. 2901 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2901, entitled: "A BILL FOR AN ACT RELATING TO PREVENTIVE MEDICINE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 21, 1990.

Representative Shon, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 124-90) recommending that H.B. No. 2060, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 2060, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT," passed Second Reading and was referred to the Committee on Judiciary.

Representatives Cachola, Oshiro and Tom, for the Committees on Tourism; Transportation; and Intergovernmental Relations and International Affairs, presented a joint report (Stand. Com. Rep. No. 125-90) recommending that H.B. No. 3096, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 3096, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION FOR ROAD REPAIR AND MAINTENANCE," passed Second Reading and was referred to the Committee on Finance.

Representatives Cachola and Tom, for the Committees on Tourism and Intergovernmental Relations and International Affairs, presented a joint report (Stand. Com. Rep. No. 126-90) recommending that H.B. No. 2384, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 2384, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE VISITOR INDUSTRY," passed Second Reading and was referred to the Committee on Finance.

Representatives Cachola and Takamine, for the Committees on Tourism and Labor and Public Employment, presented a joint report (Stand. Com. Rep. No. 127-90) recommending that H.B. No. 3098, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 3098, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TOURISM TRAINING," passed Second Reading and was referred to the Committee on Finance.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 128-90) recommending that H.B. No. 2296, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2296, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Second Reading and was referred to the Committee on Finance.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 129-90) recommending that H.B. No. 3301 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 3301, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN ENVIRONMENTAL IMPACT STATEMENT DATABASE," passed Second Reading and was referred to the Committee on Finance.

Representative Andrews, for the majority of the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 130-90) recommending that H.B. No. 3299, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 3299, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION," passed Second Reading and was referred to the Committee on Finance.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 131-90) recommending that H.B. No. 3285 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 3285, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Finance.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 132-90) recommending that H.B. No. 3364 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 3364, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SUPPORT OF BIOMASS-TO-METHANOL RESEARCH," passed Second Reading and was referred to the Committee on Finance.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 133-90) recommending that H.B. No. 3403, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 3403, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOREST RESERVES," passed Second Reading and was referred to the Committee on Finance.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 134-90) recommending that H.B. No. 2118 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2118, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was referred to the Committee on Judiciary.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 135-90) recommending that H.B. No. 3011 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 3011, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONTINUATION OF BIOMASS RESEARCH," passed Second Reading and was referred to the Committee on Finance.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 136-90) recommending that H.B. No. 2129 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2129, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," passed Second Reading and was referred to the Committee on Finance.

Representatives Andrews and Taniguchi, for the Committees on Planning, Energy and Environmental Protection and Higher Education and the Arts, presented a joint report (Stand. Com. Rep. No. 137-90) recommending that H.B. No. 2215, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 2215, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALTERNATIVE ENERGY," passed Second Reading and was referred to the Committee on Finance.

Representative Tam, for the Committee on Education, presented a report (Stand. Com. Rep. No. 138-90) recommending that H.B. No. 2545 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2545, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE LIBRARY FOR THE BLIND AND PHYSICALLY HANDICAPPED," passed Second Reading and was referred to the Committee on Finance.

Representative Tam, for the Committee on Education, presented a report (Stand. Com. Rep. No. 139-90) recommending that H.B. No. 2712 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the

Committee was adopted and H.B. No. 2712, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SCHOOL PRIORITY FUND," passed Second Reading and was referred to the Committee on Finance.

Representative Tam, for the Committee on Education, presented a report (Stand. Com. Rep. No. 140-90) recommending that H.B. No. 2709 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2709, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF EDUCATION FOR AN EDUCATION EMERGENCY FUND," passed Second Reading and was referred to the Committee on Finance.

Representative Tam, for the Committee on Education, presented a report (Stand. Com. Rep. No. 141-90) recommending that H.B. No. 2715, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2715, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FIELD TRIP TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance.

Representative Tam, for the Committee on Education, presented a report (Stand. Com. Rep. No. 142-90) recommending that H.B. No. 3087, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 3087, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN OCCUPATIONAL SKILLS LEARNING CENTER FOR SPECIAL EDUCATION STUDENTS," passed Second Reading and was referred to the Committee on Finance.

Representative Tam, for the Committee on Education, presented a report (Stand. Com. Rep. No. 143-90) recommending that H.B. No. 2868 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2868, entitled: "A BILL FOR AN ACT RELATING TO ACCOUNTING," passed Second Reading and was referred to the Committee on Finance.

Representative Tam, for the Committee on Education, presented a report (Stand. Com. Rep. No. 144-90) recommending that H.B. No. 3335 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 3335, entitled: "A BILL FOR AN ACT RELATING TO THE SCHOOL PRIORITY FUND," passed Second Reading and was referred to the Committee on Finance.

Representatives Tam and Andrews, for the Committees on Education and Planning, Energy and Environmental Protection, presented a joint report (Stand. Com. Rep. No. 145-90) recommending that H.B. No. 2734 pass

Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 2734, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CREATION OF A RESOURCE TEACHER POSITION FOR ENVIRONMENTAL EDUCATION," passed Second Reading and was referred to the Committee on Finance.

Representatives Cachola and Tom, for the Committees on Tourism and Intergovernmental Relations and International Affairs, presented a joint report (Stand. Com. Rep. No. 146-90) recommending that H.B. No. 3114, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 3114, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIKIKI BEAUTIFICATION," passed Second Reading and was referred to the Committee on Finance.

Representatives Oshiro and Tam, for the Committees on Transportation and Education, presented a joint report (Stand. Com. Rep. No. 147-90) recommending that H.B. No. 2008, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the joint report of the Committees was adopted and H.B. No. 2008, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUPIL TRANSPORTATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 21, 1990.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 53) and concurrent resolutions (H.C.R. Nos. 43 and 44) were referred to the Committee on Legislative Management and further action was deferred:

H.R. No. 53, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO RECONSIDER THE EXEMPTION OF AIRCRAFT FROM THE ADMINISTRATIVE RULES GOVERNING VEHICULAR NOISE CONTROL FOR OAHU," was jointly offered by Representatives Tam, Bunda, Bybee, Cachola, Hayes, Hiraki and Hirono.

H.C.R. No. 43, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO RECONSIDER THE EXEMPTION OF AIRCRAFT FROM THE ADMINISTRATIVE RULES GOVERNING VEHICULAR NOISE CONTROL FOR OAHU," was jointly offered by Representatives Tam, Bunda, Bybee, Cachola, Hayes, Hiraki, Hirono, Takamine and Yonamine.

H.C.R. No. 44, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE OFFICE OF STATE PLANNING," was jointly offered by Representatives Tom, Bunda, Bybee, Cachola, Hayes, Hiraki, Hirono and Yonamine.

At 12:26 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:28 o'clock p.m.

ANNOUNCEMENTS

Representative Tam: "As a Board member of McKinley High School PTSA and on behalf of my colleagues, Representatives Hiraki, Hagino, Hirono, Liu and Shon, I would like to invite all of you to McKinley High School's carnival this evening and tomorrow."

Representative Metcalf then rose and requested waiver of the 48-hour notice requirement to hear House Bill 3429, relating to revocation of driver's license, this evening, joint hearing between Judiciary and Transportation Committees in Room 328. Decision-making to follow time permitting."

The Chair "so ordered."

Representative Hagino then rose and requested waiver of the 48-hour notice requirement for the purpose of reconsidering decision made previously on a public hearing relating to House Bill 2387.

The Chair "so ordered."

Representative Hagino: "There will be a quick meeting of the Water, Land Use Committee right after session to reconsider decision-making on House Bill 2387 in the Majority Caucus Room."

Representative Arakaki then rose and stated:

"Mr. Speaker, last Friday, I was present at Kapiolani Hospital and, unfortunately, I saw a young life pass on. An eight year old boy with leukemia, a courageous young boy passed on. His name is Mark Martinella Galicha.

"And the reason why I want to mention it is because this young person was supported very much by one of our colleagues, our Majority Leader Tom Okamura, and we were both there at the hospital when Mark passed on. And I can't really describe what it's like to see a young life end -- it's a very emotional experience. But I really want to express my real, not only my condolences, but my real respect and admiration for people like Representative Okamura and all the people with the Young People Support Center. Right now, they changed their name to HUGS which is help, understanding and group support, and they provide the kind of support to families with children of serious and terminal illness. And it is very trying to have a child like that and I know Representative Okamura did go above and beyond, including providing some assistance with reuniting the family -- the father was in the Philippines and he helped to reunite the family here in Hawaii. And I also know that he has been assisting and advising the family with financial matters. They are having services for Mark this weekend.

"I just wanted to make that comment and not let this go unnoticed, and I think we should all offer our condolences to Representative Okamura and also our support to him.

"Thank you, Mr. Speaker."

At this time, Representative Apo moved to keep the Journal open until 12:00 o'clock midnight this legislative day, and that all Standing Committee Reports received by the Clerk up to that time be adopted and that said bills pass Second Reading and be referred to their designated committees.

The motion was seconded by Representative Hemmings.

At 12:35 o'clock p.m., the House of Representatives stood in recess for the purpose of receiving Standing Committee Reports.

STANDING COMMITTEE REPORTS

Pursuant to a motion made earlier, the following Standing Committee Reports (Stand. Com. Rep. Nos. 148-90 to 000-90) which were received by the Clerk up to 12:00 o'clock midnight this legislative day, passed Second reading and were referred to their designated committees:

Stand. Com. Rep. No. 148-90 (HLT) was adopted and H.B. No. 3019, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DRUG EXPOSED INFANTS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 149-90 (HLT-Majority) was adopted and H.B. No. 2044, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A PILOT PROGRAM TO REDUCE THE TRANSMISSION OF INFECTIOUS AND COMMUNICABLE DISEASES," passed Second Reading and was referred to the Committee on Judiciary, with Representative Liu voting no.

Stand. Com. Rep. No. 150-90 (HLT/JUD) was adopted and H.B. No. 2673, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 151-90 (IIA/TRN) was adopted and H.B. No. 2588, entitled: "A BILL FOR AN ACT RELATING TO COUNTY VEHICULAR TAXES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 152-90 (IIA/TRN) was adopted and H.B. No. 2367, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REGISTRATION," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 153-90 (IIA) was adopted and H.B. No. 3023, entitled: "A BILL FOR AN ACT RELATING TO REDEVELOPMENT AGENCIES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 154-90 (IIA) was adopted and H.B. No. 3448, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REPAIRS FOR AINA HAINA'S HILLSIDE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 155-90 (IIA) was adopted and H.B. No. 2159, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COUNTY OF KAUAI, OFFICE OF ELDERLY AFFAIRS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 156-90 (IIA) was adopted and H.B. No. 2302, entitled: "A BILL FOR AN ACT RELATING TO COUNTY GRANTS-IN-AIDS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 157-90 (IIA) was adopted and H.B. No. 3052, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PRINCE KUHIO, CAPTAIN COOK, AND NA HOLO KAI

FESTIVAL EVENTS ON KAUAI," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 158-90 (HSG-Majority) was adopted and H.B. No. 2705, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONDOMINIUMS," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce.

Stand. Com. Rep. No. 159-90 (HSG) was adopted and H.B. No. 2278, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT OF HOUSING UNITS FOR THE HOMELESS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 160-90 (HSG) was adopted and H.B. No. 3281, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE LOW-INTEREST LOANS TO ASSIST HOLDERS OF MILOLII LEASES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 161-90 (HSG-Majority) was adopted and H.B. No. 2723, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT," passed Second Reading and was referred to the Committee on Water and Land Use.

Stand. Com. Rep. No. 162-90 (HSG) was adopted and H.B. No. 3104, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON ESTABLISHING A STATE LEASEHOLD HOUSING PROGRAM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 163-90 (HED/IIA) was adopted and H.B. No. 2232, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN INTERNATIONAL WINE CONFERENCE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 164-90 (OMR/PEP) was adopted and H.B. No. 3147, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY OF HAWAII'S OIL SPILL RESPONSE CAPABILITIES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 165-90 (OMR/LMG) was adopted and H.B. No. 2264, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN AUDIT OF THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 166-90 (OMR) was adopted and H.B. No. 2233, entitled: "A BILL FOR AN ACT RELATING TO STATE MARINE WATERS," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 167-90 (OMR) was adopted and H.B. No. 3044, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 168-90 (OMR) was adopted and H.B. No. 2405, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MAHIMAHI AQUACULTURE RESEARCH," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 169-90 (OMR) was adopted and H.B. No. 3140, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII OCEAN CENTER PROGRAM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 170-90 (OMR) was adopted and H.B. No. 2407, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 171-90 (OMR) was adopted and H.B. No. 2401, entitled: "A BILL FOR AN ACT RELATING TO BEACHES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 172-90 (LAB) was adopted and H.B. No. 2489, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 173-90 (WLD) was adopted and H.B. No. 2104, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY TO DETERMINE THE FEASIBILITY OF CLEANING THE ALA WAI CANAL," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 174-90 (LMG) was adopted and H.B. No. 2258, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE MANAGEMENT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 175-90 (LAB) was adopted and H.B. No. 2789, entitled: "A BILL FOR AN ACT RELATING TO PENSIONER'S BONUS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 176-90 (HUS) was adopted and H.B. No. 2514, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FOSTER CARE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 177-90 (EDN) was adopted and H.B. No. 3400, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS PERTAINING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 178-90 (AGR) was adopted and H.B. No. 3325, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PEST CONTROL," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 179-90 (CPC) was adopted and H.B. No. 2418, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 180-90 (LMG) was adopted and H.B. No. 3174, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO A CAPITOL TOUR AND INFORMATION SERVICE PROGRAM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 181-90 (LMG) was adopted and H.B. No. 2259, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVED PUBLIC ACCESS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 182-90 (HED) was adopted and H.B. No. 2722, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 183-90 (HED) was adopted and H.B. No. 2544, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VERY SPECIAL ARTS HAWAII," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 184-90 (HED) was adopted and H.B. No. 2373, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION FOR THE QUINCENTENNIAL CELEBRATION OF THE ARRIVAL OF COLUMBUS IN THE NEW WORLD," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 185-90 (HED) was adopted and H.B. No. 3010, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COLLEGE OF EDUCATION COMPLEX, UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 186-90 (HUS) was adopted and H.B. No. 3163, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIALIZED FOSTER CARE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 187-90 (HUS) was adopted and H.B. No. 3017, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 188-90 (HED/HLT) was adopted and H.B. No. 2253, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII SCHOOL OF MEDICINE," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 189-90 (HUS) was adopted and H.B. No. 2645, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EDUCATIONAL PROGRAMS FOR FAMILIES OF MENTALLY ILL PERSONS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 190-90 (WLD-Majority) was adopted and H.B. No. 2023, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND EXCHANGES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 191-90 (WLD) was adopted and H.B. No. 2505, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF THE HEEIA WETLANDS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 192-90 (WLD) was adopted and H.B. No. 3339, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 193-90 (WLD) was adopted and H.B. No. 2701, entitled: "A BILL FOR AN ACT RELATING TO RESTORATION OF WAIKIKI BEACH," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 194-90 (HUS) was adopted and H.B. No. 2090, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A SUBSTANCE ABUSE PROGRAM IN THE DEPARTMENT OF CORRECTIONS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 195-90 (HUS) was adopted and H.B. No. 2281, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY SUPPORT CENTERS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 196-90 (HUS) was adopted and H.B. No. 2647, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION AGAINST SPOUSAL IMPOVERISHMENT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 197-90 (HUS) was adopted and H.B. No. 2651, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CLIENT-SPECIFIC PLANNING AND MONITORING FOR TROUBLED YOUTH," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 198-90 (HUS) was adopted and H.B. No. 3253, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY OF THE WOMEN'S COMMUNITY CORRECTIONAL CENTER POPULATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 199-90 (HED) was adopted and H.B. No. 3185, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CULTURE AND THE ARTS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 200-90 (HED) was adopted and H.B. No. 2606, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIPAHU CULTURAL GARDEN PARK," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 201-90 (HUS) was adopted and H.B. No. 3390, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEMONSTRATION PROJECTS FOR FEMALE YOUTH," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 202-90 (HUS) was adopted and H.B. No. 3171, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A LOAN PROGRAM FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 203-90 (EDN/HUS-Majority) was adopted and H.B. No. 2299, entitled: "A BILL FOR AN ACT RELATING TO AN AFTER-SCHOOL PROGRAM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 204-90 (EDN) was adopted and H.B. No. 2301, entitled: "A BILL FOR AN ACT RELATING TO THE PRIMARY AND GENERAL ELECTIONS OF THE BOARD OF EDUCATION," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 205-90 (EDN) was adopted and H.B. No. 3447, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN IN-SCHOOL

SUSPENSION PROGRAM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 206-90 (HED) was adopted and H.B. No. 2964, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII MINORITY STUDENTS: HAWAII OPPORTUNITY PROGRAM IN EDUCATION (HOPE)," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 207-90 (HED) was adopted and H.B. No. 3396, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 208-90 (HED/HUS) was adopted and H.B. No. 2509, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII AT MANOA CHILD CARE PROGRAM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 209-90 (HED/LAB) was adopted and H.B. No. 2481, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC BROADCASTING AUTHORITY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 210-90 (HED/IIA) was adopted and H.B. No. 2273, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HAWAII PUBLIC TELEVISION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 211-90 (WLD) was adopted and H.B. No. 2451, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND OWNERS LIABILITY," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 212-90 (WLD) was adopted and H.B. No. 2575, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 213-90 (WLD) was adopted and H.B. No. 3025, entitled: "A BILL FOR AN ACT RELATING TO OPEN AND SCENIC AREA PRESERVATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 214-90 (ECH/IIA) was adopted and H.B. No. 2499, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF APPLIED RESEARCH AND DEVELOPMENT PROJECTS AND TECHNICAL ASSISTANCE SERVICES TO PROMOTE TECHNOLOGY BASED ECONOMIC DEVELOPMENT IN HAWAII," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 215-90 (ECH/IIA) was adopted and H.B. No. 3164, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDEMNATION," passed Second Reading and was referred to the Committee on Water and Land Use.

Stand. Com. Rep. No. 216-90 (ECH) was adopted and H.B. No. 2986, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR LINGUATRON (USA) LIMITED," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 217-90 (ECH) was adopted and H.B. No. 2230, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION OF THE OFFICE OF HAWAIIAN AFFAIRS AND EMPLOYEES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 218-90 (AGR) was adopted and H.B. No. 3209, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL AND ECONOMIC DIVERSIFICATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 219-90 (AGR) was adopted and H.B. No. 3200, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AN INTERISLAND AGRICULTURE EXPRESS SERVICE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 220-90 (AGR) was adopted and H.B. No. 3215, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE OF HAWAII'S PARTICIPATION AT AMERIFLORA '92," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 221-90 (AGR) was adopted and H.B. No. 3303, entitled: "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 222-90 (ECH/WLD) was adopted and H.B. No. 3106, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 223-90 (ECH) was adopted and H.B. No. 3343, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS AND HAWAIIANS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 224-90 (ECH/HED) was adopted and H.B. No. 3195, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF A SPACE EDUCATION TEACHER RESOURCE CENTER," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 225-90 (LAB) was adopted and H.B. No. 2891, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 226-90 (LAB) was adopted and H.B. No. 2793, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 227-90 (LAB) was adopted and H.B. No. 2574, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 228-90 (LAB) was adopted and H.B. No. 2490, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed

Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 229-90 (TRN) was adopted and H.B. No. 2425, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HARBOR FACILITY USE," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 230-90 (TRN) was adopted and H.B. No. 2019, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 231-90 (TRN) was adopted and H.B. No. 2571, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROOF OF FINANCIAL RESPONSIBILITY," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce.

Stand. Com. Rep. No. 232-90 (TRN/EDN) was adopted and H.B. No. 2478, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL BUS CONTRACTS," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 233-90 (TRN) was adopted and H.B. No. 2014, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PICKUP TRUCKS," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 234-90 (TRN) was adopted and H.B. No. 2036, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOATING SAFETY," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 235-90 (TRN/JUD) was adopted and H.B. No. 2075, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 236-90 (TRN) was adopted and H.B. No. 2955, entitled: "A BILL FOR AN ACT EXEMPTING MOTOR VEHICLES USED EXCLUSIVELY WITHIN AIRPORT PREMISES FROM LICENSING REQUIREMENTS OF THE PUBLIC UTILITIES COMMISSION," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce.

Stand. Com. Rep. No. 237-90 (TRN/LAB) was adopted and H.B. No. 2956, entitled: "A BILL FOR AN ACT RELATING TO HAZARD PAY FOR AIRCRAFT EMERGENCY RESCUE DUTIES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 238-90 (TRN) was adopted and H.B. No. 2011, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 239-90 (TRN/JUD) was adopted and H.B. No. 2950, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 240-90 (TRN/IIA) was adopted and H.B. No. 2949, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION,"

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

Stand. Com. Rep. No. 241-90 (TRN/HLT) was adopted and H.B. No. 2668, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," passed Second Reading and was referred to the Committee on Planning, Energy and Environmental Protection.

Stand. Com. Rep. No. 242-90 (TRN/HLT) was adopted and H.B. No. 2002, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE POLLUTION," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 243-90 (TRN) was adopted and H.B. No. 2573, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CARPOOL LANES," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 244-90 (TRN/IIA) was adopted and H.B. No. 2569, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 245-90 (TRN) was adopted and H.B. No. 2464, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 246-90 (LAB) was adopted and H.B. No. 2884, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 247-90 (AGR/TRN) was adopted and H.B. No. 2877, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANT AND NON-DOMESTIC ANIMAL QUARANTINE," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 248-90 (OMR) was adopted and H.B. No. 3365, entitled: "A BILL FOR AN ACT RELATING TO SAFETY AT STATE BEACH PARKS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 249-90 (OMR/HED) was adopted and H.B. No. 3148, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE EXPANSION OF DEEP SEA RESEARCH CAPABILITIES AT THE UNIVERSITY OF HAWAII (HAWAII UNDERSEA RESEARCH LABORATORY)," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 250-90 (OMR/ECH) was adopted and H.B. No. 3145, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR SUPER HERO MANUFACTURING, INC.," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 251-90 (OMR) was adopted and H.B. No. 2469, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STUDY OF DECOMPRESSION SICKNESS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 252-90 (OMR) was adopted and H.B. No. 3282, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORAL," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 253-90 (AGR) was adopted and H.B. No. 2882, entitled: "A BILL FOR AN ACT RELATING TO THE MOLOKAI IRRIGATION AND WATER UTILIZATION PROJECT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 254-90 (AGR) was adopted and H.B. No. 2495, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO FRUIT FLY CONTROL AND ERADICATION PROJECTS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 255-90 (OMR) was adopted and H.B. No. 3326, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COUNTY OF KAUAI," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 256-90 (AGR) was adopted and H.B. No. 3323, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF A SEED HARVESTER," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 257-90 (AGR) was adopted and H.B. No. 3376, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT OF A TARO INDUSTRY ON MOLOKAI," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 258-90 (OMR) was adopted and H.B. No. 3442, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 259-90 (OMR-Majority) was adopted and H.B. No. 2994, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RECREATION," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 260-90 (OMR) was adopted and H.B. No. 3276, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO KANEOHE BAY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 261-90 (LAB) was adopted and H.B. No. 3337, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC EMPLOYEES HEALTH FUND," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 262-90 (LAB) was adopted and H.B. No. 2372, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 263-90 (LAB) was adopted and H.B. No. 2314, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 264-90 (TRN) was adopted and H.B. No. 2960, entitled: "A BILL FOR AN ACT

RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 265-90 (TRN) was adopted and H.B. No. 3081, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 266-90 (OMR/TRN) was adopted and H.B. No. 2265, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT OF OCEAN-RELATED ACTIVITIES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 267-90 (ECH/HED) was adopted and H.B. No. 3192, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A BIOTECHNOLOGY RESEARCH CENTER," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 268-90 (ECH/HED) was adopted and H.B. No. 2290, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 269-90 (CPC) was adopted and H.B. No. 2358, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 270-90 (CPC) was adopted and H.B. No. 2938, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAXATION OF FINANCIAL CORPORATIONS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 271-90 (CPC/PEP) was adopted and H.B. No. 2787, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 272-90 (AGR/HLT) was adopted and H.B. No. 2644, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE, STATEWIDE RABIES AWARENESS PROGRAM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 273-90 (AGR) was adopted and H.B. No. 3322, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 274-90 (HED/WLD) was adopted and H.B. No. 3229, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESTORATION AND RENOVATION OF HAWAII THEATRE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 275-90 (WLD/HIA) was adopted and H.B. No. 2275, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ACQUISITION OF BEACH LANDS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 276-90 (WLD) was adopted and H.B. No. 2409, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO STUDY WATER FROM LAVA TUBES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 277-90 (AGR/JUD) was adopted and H.B. No. 2878, entitled: "A BILL FOR AN ACT RELATING TO MEAT INSPECTION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 278-90 (HUS) was adopted and H.B. No. 2512, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN INMATE GRIEVANCE SYSTEM FOR THE STATE CORRECTIONAL SYSTEM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 279-90 (HUS) was adopted and H.B. No. 2354, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH CORRECTIONAL FACILITIES," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 280-90 (HUS) was adopted and H.B. No. 2546, entitled: "A BILL FOR AN ACT RELATING TO METHAMPHETAMINE," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 281-90 (HUS) was adopted and H.B. No. 2747, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 282-90 (HUS) was adopted and H.B. No. 2581, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PILOT PROGRAM FOR A YOUTH SERVICES CORPS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 283-90 (HUS-Majority) was adopted and H.B. No. 3236, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO SELF-ESTEEM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 284-90 (HUS) was adopted and H.B. No. 3254, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENT SUPPLEMENT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 285-90 (HUS) was adopted and H.B. No. 3458, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STATEWIDE CONFERENCE TO INCREASE THE NUMBER OF WELL-INFORMED FILIPINO YOUTHS WHO WILL CONTRIBUTE TO GROWTH OF THE COMMUNITY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 286-90 (HUS) was adopted and H.B. No. 3264, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 287-90 (HUS-Majority) was adopted and H.B. No. 2353, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH CORRECTIONAL FACILITIES," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 288-90 (LAB-Majority) was adopted and H.B. No. 2433, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 289-90 (LAB) was adopted and H.B. No. 2017, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES HEALTH FUND," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 290-90 (LAB) was adopted and H.B. No. 2740, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 291-90 (HUS) was adopted and H.B. No. 3234, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 292-90 (HUS) was adopted and H.B. No. 3039, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STATEWIDE REFUGEE EMPLOYMENT ASSISTANCE AND TRAINING PROGRAM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 293-90 (HUS) was adopted and H.B. No. 2908, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL CARE SERVICES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 294-90 (HUS) was adopted and H.B. No. 2760, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HOME-BASED THERAPEUTIC SERVICES FOR TROUBLED YOUTH," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 295-90 (HUS) was adopted and H.B. No. 2726, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A SOCIAL SERVICE PROGRAM FOR IMMIGRANTS IN EAST OAHU," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 296-90 (HED) was adopted and H.B. No. 3349, entitled: "A BILL FOR AN ACT RELATING TO THE HONOLULU SYMPHONY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 297-90 (HED) was adopted and H.B. No. 2271, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PUBLIC TELEVISION SERIES ON THE FAMILY," passed Second Reading and was referred to the Committee on Finance, with Representative Liu voting no.

Stand. Com. Rep. No. 298-90 (HED) was adopted and H.B. No. 3434, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO COMMISSION A STATUTE OF MOTHER MARIANNE COPE OF MOLOKAI," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 299-90 (HED/JUD) was adopted and H.B. No. 2721, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SPORTS ARENA," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 300-90 (HED) was adopted and H.B. No. 2775, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESEARCH TO CONTROL TARO SOFT ROT AND HARD ROT (GUAVA SEED)," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 301-90 (ECH/HED) was adopted and H.B. No. 2288, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY TECHNOLOGY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 302-90 (ECH) was adopted and H.B. No. 2289, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE INFORMATION NETWORK," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 303-90 (ECH) was adopted and H.B. No. 2918, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ENTERPRISE DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 304-90 (ECH) was adopted and H.B. No. 2287, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO A FINANCIAL MALL," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 305-90 (ECH) was adopted and H.B. No. 3321, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 306-90 (ECH) was adopted and H.B. No. 2896, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 307-90 (LAB/LMG) was adopted and H.B. No. 2355, entitled: "A BILL FOR AN ACT RELATING TO A JOB EVALUATION STUDY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 308-90 (LAB) was adopted and H.B. No. 3212, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 309-90 (PEP) was adopted and H.B. No. 3271, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL EDUCATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 310-90 (PEP/HED) was adopted and H.B. No. 2208, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALTERNATIVE TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 311-90 (PEP) was adopted and H.B. No. 2751, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 312-90 (LAB) was adopted and H.B. No. 2926, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC

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

Stand. Com. Rep. No. 313-90 (LAB) was adopted and H.B. No. 2800, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM BOARD OF TRUSTEES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 314-90 (LAB-Majority) was adopted and H.B. No. 3013, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 315-90 (PEP) was adopted and H.B. No. 3046, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN ENERGY RESOURCE ASSESSMENT TO SUPPORT THE UTILIZATION OF RENEWABLE ENERGY FORMS IN AN INTEGRATED MODEL UTILITY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 316-90 (PEP/HLT/IIA) was adopted and H.B. No. 2676, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 317-90 (PEP/IIA/HED) was adopted and H.B. No. 2316, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 318-90 (PEP/IIA/JUD) was adopted and H.B. No. 2181, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 319-90 (PEP/IIA/JUD) was adopted and H.B. No. 3302, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR LITTERING," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 320-90 (PEP) was adopted and H.B. No. 3392, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER POLLUTION CONTROL," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 321-90 (PEP-Majority) was adopted and H.B. No. 2697, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENFORCEMENT OF PUBLIC HEALTH LAWS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 322-90 (PEP/HED) was adopted and H.B. No. 2216, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 323-90 (PEP/HLT) was adopted and H.B. No. 2667, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 324-90 (PEP/HED) was adopted and H.B. No. 2218, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALTERNATIVE

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

Stand. Com. Rep. No. 325-90 (ECH) was adopted and H.B. No. 2229, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SUPPLEMENTAL BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 326-90 (ECH) was adopted and H.B. No. 2228, entitled: "A BILL FOR AN ACT RELATING TO OFFICERS AND EMPLOYEES OF THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 327-90 (ECH) was adopted and H.B. No. 3107, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 328-90 (ECH) was adopted and H.B. No. 2987, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 329-90 (ECH) was adopted and H.B. No. 3306, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY OF THE WATER SHORTAGE PROBLEMS OF THE WAIMEA AND KEKAHA HAWAIIAN HOMESTEAD AREAS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 330-90 (ECH) was adopted and H.B. No. 3239, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST MANUFACTURING ENTERPRISES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 331-90 (JUD/TRN) was adopted and H.B. No. 3429, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO REVOCATION OF DRIVER'S LICENSE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 332-90 (JUD) was adopted and H.B. No. 2871, 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," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 333-90 (JUD) was adopted and H.B. No. 2874, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 334-90 (JUD) was adopted and H.B. No. 2883, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS FOR LEGISLATURE RELIEF," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 335-90 (JUD) was adopted and H.B. No. 3005, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AIR TRAVEL AND LODGING EXPENSES DISCLOSURE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 336-90 (JUD/IIA) was adopted and H.B. No. 3054, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE KAUAI VETERAN'S CEMETARY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 337-90 (JUD/LAB) was adopted and H.B. No. 2774, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 338-90 (JUD/HED) was adopted and H.B. No. 2057, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY HISTORY CENTER," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 339-90 (JUD) was adopted and H.B. No. 3182, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 340-90 (JUD/LMG) was adopted and H.B. No. 2306, entitled: "A BILL FOR AN ACT RELATING TO DRUG ENFORCEMENT, INTERDICTION, EDUCATION AND REHABILITATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 341-90 (JUD/HUS/IIA) was adopted and H.B. No. 2308, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH GANGS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 342-90 (JUD/HUS/IIA) was adopted and H.B. No. 2307, entitled: "A BILL FOR AN ACT RELATING TO STRENGTHENING HAWAII'S FAMILIES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 343-90 (JUD) was adopted and H.B. No. 3012, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CIVIL RIGHTS COMMISSION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 344-90 (JUD) was adopted and H.B. No. 2608, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO JUDICIARY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 345-90 (JUD) was adopted and H.B. No. 2459, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 346-90 (JUD) was adopted and H.B. No. 2600, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT COSTS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 347-90 (JUD) was adopted and H.B. No. 2833, entitled: "A BILL FOR AN ACT RELATING TO THE COURTS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 348-90 (JUD) was adopted and H.B. No. 2059, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 349-90 (JUD) was adopted and H.B. No. 2146, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 350-90 (JUD) was adopted and H.B. No. 2212, entitled: "A BILL FOR AN ACT RELATING TO EXCISE TAX CREDITS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 351-90 (JUD) was adopted and H.B. No. 2820, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 352-90 (JUD) was adopted and H.B. No. 2260, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 353-90 (JUD) was adopted and H.B. No. 2231, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COST AND FEES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 354-90 (JUD) was adopted and H.B. No. 3059, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN INTRAFAMILY SEXUAL ASSAULT PROGRAM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 355-90 (JUD) was adopted and H.B. No. 3060, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMMUNITY SERVICE PROGRAM AT THE OAHU COMMUNITY CORRECTIONAL CENTER," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 356-90 (HUS) was adopted and H.B. No. 3370, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO A HOUSING LOAN REVOLVING FUND," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 357-90 (HSG/JUD-Majority) was adopted and H.B. No. 3384, entitled: "A BILL FOR AN ACT RELATING TO SPECULATIVE SALES OF REAL PROPERTY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 358-90 (HSG) was adopted and H.B. No. 3056, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEASE RENT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 359-90 (HSG) was adopted and H.B. No. 3249, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SINGLE ROOM OCCUPANCY UNITS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 360-90 (HSG) was adopted and H.B. No. 3124, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 361-90 (HSG) was adopted and H.B. No. 2909, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 362-90 (HSG-Majority) was adopted and H.B. No. 3423, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representative Liu voting no.

Stand. Com. Rep. No. 363-90 (HSG) was adopted and H.B. No. 2704, as amended in HD 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR CAPITAL IMPROVEMENTS FOR HOMELESS SHELTERS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 364-90 (IIA/CPC) was adopted and H.B. No. 2094, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SERVICE COMPANIES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 365-90 (HSG/HLT) was adopted and H.B. No. 3055, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 366-90 (HSG) was adopted and H.B. No. 2169, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce, with Representative Liu voting no.

Stand. Com. Rep. No. 367-90 (HSG-Majority) was adopted and H.B. No. 3235, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX LAW," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 368-90 (WLD) was adopted and H.B. No. 2791, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIPIO VALLEY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 369-90 (WLD) was adopted and H.B. No. 2492, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 370-90 (HLT) was adopted and H.B. No. 2899, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL FUNDS FOR DEVELOPMENTAL DISABILITIES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 371-90 (IIA) was adopted and H.B. No. 1304, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL AFFAIRS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 372-90 (IIA/TSM) was adopted and H.B. No. 3277, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY REVENUE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 373-90 (HLT) was adopted and H.B. No. 3330, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICES FOR PERSONS WITH DEVELOPMENTAL DISABILITIES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 374-90 (HLT) was adopted and H.B. No. 2943, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATIONS FOR TAX EXEMPTIONS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 375-90 (HLT) was adopted and H.B. No. 2900, entitled: "A BILL FOR AN ACT RELATING TO RESPITE CARE AT WAIMANO TRAINING SCHOOL AND HOSPITAL," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 376-90 (HLT) was adopted and H.B. No. 2368, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR DISABLED," passed Second Reading and was referred to the Committee on Transportation.

Stand. Com. Rep. No. 377-90 (HLT) was adopted and H.B. No. 2696, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 378-90 (HLT/EDN) was adopted and H.B. No. 2671, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUMMER IN-SERVICE TRAINING FOR TEACHERS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 379-90 (WLD/JUD) was adopted and H.B. No. 3296, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO BURIALS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 380-90 (HUS) was adopted and H.B. No. 2582, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOMELESS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 381-90 (HUS) was adopted and H.B. No. 3356, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 382-90 (HUS/JUD) was adopted and H.B. No. 2078, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PILOT PROJECT TO COMBAT YOUTH GANG INVOLVEMENT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 383-90 (HUS) was adopted and H.B. No. 3455, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MEDICAID OPTIONS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 384-90 (HUS) was adopted and H.B. No. 2046, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 385-90 (IIA) was adopted and H.B. No. 2332, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 386-90 (IIA/CPC) was adopted and H.B. No. 2267, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOREIGN INVESTMENTS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 387-90 (IIA/HUS) was adopted and H.B. No. 2381, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PLANNING, DEVELOPMENT, AND COORDINATION OF A STATEWIDE PROGRAM FOR THE PROVISION OF SERVICES TO CONTROL VIOLENT BEHAVIOR," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 388-90 (WLD) was adopted and H.B. No. 2981, entitled: "A BILL FOR AN ACT RELATING TO MAKING AN APPROPRIATION TO THE HAWAII NATURE CENTER," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 389-90 (HUS) was adopted and H.B. No. 2303, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 390-90 (HUS) was adopted and H.B. No. 2603, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 391-90 (JUD/HUS) was adopted and H.B. No. 3355, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE SERVICES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 392-90 (JUD) was adopted and H.B. No. 2714, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADDITIONAL POLICE OFFICERS FOR THE COUNTIES," was referred to the Committee on Finance.

Stand. Com. Rep. No. 393-90 (JUD/(HUS)) was adopted and H.B. No. 3413, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO A DEPARTMENT OF PUBLIC SAFETY TRAINING ACADEMY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 394-90 (JUD) was adopted and H.B. No. 3454, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CRIME PREVENTION PROGRAMS," was referred to the Committee on Finance.

Stand. Com. Rep. No. 395-90 ((HUS)) was adopted and H.B. No. 3385, entitled: "A BILL FOR AN ACT RELATING TO LITERACY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 396-90 ((HUS)) was adopted and H.B. No. 3329, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A CHILD CARE RESOURCE LENDING CENTER," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 397-90 ((HUS) was adopted and H.B. No. 2904, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 398-90 ((HUS) was adopted and H.B. No. 2905, entitled: "A BILL FOR AN ACT RELATING TO ADULT PROTECTIVE SERVICES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 399-90 ((HUS) was adopted and H.B. No. 3357, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MEDICAID OPTIONS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 400-90 (HUS/HLT) was adopted and H.B. No. 2576, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE EARLY CHILDHOOD FAMILY EDUCATION PROGRAM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 401-90 (JUD) was adopted and H.B. No. 2841, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AN ADVISORY COMMISSION ON STRUCTURAL SENTENCING," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 402-90 (HSG) was adopted and H.B. No. 3238, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY OF INNOVATIVE HOUSING TECHNIQUES THAT WOULD RESULT IN THE LOWERING OF HOUSING COSTS FOR HAWAII RESIDENTS WHO WISH TO TAKE ADVANTAGE OF ALTERNATIVE ENERGY DEVICES AND INNOVATIVE HOUSING DESIGN," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 403-90 (JUD) was adopted and H.B. No. 2864, entitled: "A BILL FOR AN ACT RELATING TO THE CRIMINAL INJURIES COMPENSATION COMMISSION," passed Second Reading and was referred to the Committee on Finance, with Representative Liu voting no.

Stand. Com. Rep. No. 404-90 (HSG) was adopted and H.B. No. 2888, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY HOUSING," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 405-90 (JUD) was adopted and H.B. No. 2865, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION FOR CRIMINAL INJURIES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 406-90 (HSG) was adopted and H.B. No. 2912, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 407-90 (HSG) was adopted and H.B. No. 2457, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 408-90 (HSG) was adopted and H.B. No. 2911, entitled: "A BILL FOR AN ACT

RELATING TO THE HAWAII HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 409-90 (HSG) was adopted and H.B. No. 2886, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 410-90 (JUD) was adopted and H.B. No. 3406, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A CENTER FOR NONVIOLENCE," passed Second Reading and was referred to the Committee on Finance, with Representative Liu voting no.

Stand. Com. Rep. No. 411-90 (JUD) was adopted and H.B. No. 3110, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 412-90 (JUD) was adopted and H.B. No. 3409, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A TOTALLY ELECTRONIC VOTING SYSTEM," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 413-90 ((HUS) was adopted and H.B. No. 3187, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS PERTAINING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 414-90 ((HUS) was adopted and H.B. No. 2634, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE TAX CREDITS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 415-90 ((HUS) was adopted and H.B. No. 2650, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A DEMONSTRATION PROJECT FOR THE INCARCERATION OF WOMEN INMATES IN THE STATE CORRECTIONAL SYSTEM WHO HAVE YOUNG CHILDREN," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 416-90 ((HUS) was adopted and H.B. No. 2091, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 417-90 ((HUS) was adopted and H.B. No. 2033, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 418-90 ((HUS) was adopted and H.B. No. 2035, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 419-90 ((HUS) was adopted and H.B. No. 2092, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO A SOCIAL AND EMPLOYMENT SERVICES INCUBATOR PROJECT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 420-90 (HLT) was adopted and H.B. No. 2902, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MAUI MEMORIAL HOSPITAL," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 421-90 (HLT) was adopted and H.B. No. 3436, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS PERTAINING TO PUBLIC HEALTH," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 422-90 (WLD/HLT) was adopted and H.B. No. 2237, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AIR QUALITY AND WATER QUALITY MONITORING SYSTEMS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 423-90 (WLD/HIA) was adopted and H.B. No. 3063, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO KAWAINUI MARSH," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 424-90 (WLD) was adopted and H.B. No. 3371, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ACQUISITION OF OHIKILOLO VALLEY, OAHU," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 425-90 (HLT) was adopted and H.B. No. 2672, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EARLY INTERVENTION SERVICES FOR INFANTS AND TODDLERS WITH SPECIAL NEEDS AND THEIR FAMILIES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 426-90 (WLD) was adopted and H.B. No. 2387, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT APPRAISALS," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 427-90 (HLT/(HUS) was adopted and H.B. No. 2985, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MENTAL HEALTH," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 428-90 (HLT) was adopted and H.B. No. 2688, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO A NEWBORN HEARING SCREENING PROGRAM FOR THE EARLY IDENTIFICATION OF HEARING LOSS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 429-90 (HLTh) was adopted and H.B. No. 3318, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH EMERGENCY SERVICES COORDINATOR," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 430-90 (HLT) was adopted and H.B. No. 2666, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTH SERVICES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 431-90 (HUS) was adopted and H.B. No. 3018, as amended in HD 1, entitled: "A BILL

FOR AN ACT RELATING TO CHILD PROTECTIVE SERVICES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 432-90 (HLT/HUS-Majority) was adopted and H.B. No. 2649, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO A COMMUNITY-BASED TEENAGE HEALTH CLINIC DEMONSTRATION PROJECT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 433-90 (WLD/HIA) was adopted and H.B. No. 2919, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNING AND COMMUNITY DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 434-90 (JUD/HLT) was adopted and H.B. No. 3272, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIGARETTES AND TOBACCO PRODUCTS," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 435-90 (HUS/HLT) was adopted and H.B. No. 2687, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ELDERLY SERVICES," passed Second Reading and was referred to the Committee on Finance.

Stand. Com. Rep. No. 436-90 (HSG) was adopted and H.B. No. 2702, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Second Reading and was 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. on Wednesday, February 21, 1990.

TWENTY-SECOND DAY

Wednesday, February 21, 1990

The House of Representatives of the Fifteenth Legislature of the State of Hawaii, Regular Session of 1990, convened at 11:35 o'clock a.m., with the Vice Speaker presiding.

The Divine Blessing was invoked by Lt. Sharon Allen of the Salvation Army, after which the Roll was called showing all members present with the exception of Representatives Anderson, Hayes, Kihano and Souki, who were excused.

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

On motion by Representative Apo, seconded by Representative Hemmings and carried, reading of the Journal was dispensed with and the Journal of the Twenty-First Day was approved.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 133 to 140) were read by the Clerk and were placed on file:

Gov. Msg. No. 133, transmitting copies of the final report on **"Waikiki Tomorrow: A Conference for the Future,"** pursuant to Section 207, Act 316, Session Laws of Hawaii 1989.

Gov. Msg. No. 134, transmitting copies of the **Final Compensation Plan**, and the cost thereof, in compliance with the provisions of Sections 77-4 and 77-5, Hawaii Revised Statutes, as amended, regarding the Compensation Plans for blue and white collar classes.

Gov. Msg. No. 135, transmitting copies of the report entitled, **"Report on the Jurisdiction of the State and Counties Regarding Shoreline Area Issues,"** prepared by the Office of State Planning. The report describes Hawaii's Coastal Zone management (CZM) program, the responsibilities of agencies relative to the objectives and policies of the CZM law, review of the boating controversy at Hanalei, Kauai, and recommendations to improve the State's coastal management system.

Gov. Msg. No. 136, transmitting copies of a report of findings and recommendations and proposed legislation relating to a statewide family leave policy in Hawaii, prepared by the Task Force on Implementing a Family Leave Policy for Hawaii, pursuant to Senate Resolution No. 222, SD 1, and House Resolution No. 381, HD 1.

Gov. Msg. No. 137, transmitting copies of the report entitled, **Hawaii Ocean Center Recommendations and Implementation Proposals**, prepared by the Hawaii Ocean Center Planning Council.

Gov. Msg. No. 138, transmitting copies of the report **"To Institute Helicopter Ambulance Service on the Island of Hawaii,"** pursuant to Senate Concurrent Resolution No. 117, SD 1, as amended.

Gov. Msg. No. 139, transmitting copies of the report entitled, **"A Study for a State Policy on Rents Charged to Public or Quasi-Public Organizations that Serve as Tenants of State-Owned Facilities,"** prepared by the Office of State Planning, pursuant to House Concurrent Resolution No. 333.

Gov. Msg. No. 140, transmitting copies of the **Governor's Report to the State Legislature - Partnerships**, which report captures the accomplishments that have marked the last several years in State government here and indicates in summary form some of the issues that will be challenges in the future.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 13 to 21) were read by the Clerk and were placed on file:

Sen. Com. No. 13, transmitting Senate Bill No. 2294, SD 1, entitled: **"A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION,"** which passed Third Reading in the Senate on February 16, 1990.

Sen. Com. No. 14, transmitting Senate Bill No. 2372, entitled: **"A BILL FOR AN ACT RELATING TO STATE BONDS,"** which passed Third Reading in the Senate on February 16, 1990.

Sen. Com. No. 15, transmitting Senate Bill No. 2376, SD 1, entitled: **"A BILL FOR AN ACT RELATING TO TAX CREDITS,"** which passed Third Reading in the Senate on February 16, 1990.

Sen. Com. No. 16, transmitting Senate Bill No. 3114, entitled: **"A BILL FOR AN ACT RELATING TO CONFORMITY TO THE INTERNAL REVENUE CODE,"** which passed Third Reading in the Senate on February 16, 1990.

Sen. Com. No. 17, transmitting Senate Bill No. 3115, SD 1, entitled: **"A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION,"** which passed Third Reading in the Senate on February 16, 1990.

Sen. Com. No. 18, transmitting Senate Bill No. 3116, SD 1, entitled: **"A BILL FOR AN ACT RELATING TO S CORPORATIONS,"** which passed Third Reading in the Senate on February 16, 1990.

Sen. Com. No. 19, transmitting Senate Bill No. 3119, SD 1, entitled: **"A BILL FOR AN ACT RELATING TO THE TOBACCO TAX,"** which passed Third Reading in the Senate on February 16, 1990.

Sen. Com. No. 20, transmitting Senate Bill No. 3121, SD 1, entitled: **"A BILL FOR AN ACT RELATING TO INCOME TAX WITHHOLDING,"** which passed Third Reading in the Senate on February 16, 1990.

Sen. Com. No. 21, transmitting Senate Bill No. 3122, SD 1, entitled: **"A BILL FOR AN ACT RELATING TO CERTIFICATIONS FOR TAX EXEMPTIONS,"** which passed Third Reading in the Senate on February 16, 1990.

On motion by Representative Apo, seconded by Representative Hemmings and carried, S.B. Nos. 2294, SD 1; 2372; 2376, SD 1; 3114; 3115, SD 1; 3116, SD 1; 3119, SD 1; 3121, SD 1; and 3122, SD 1, passed First Reading by title and further action was deferred.

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

Representative Baker introduced a group of third, fourth, fifth and sixth grade student council members from Kaunakakai Elementary School on Molokai, as

follows: Tarrah Starkey, President; Sharis Kikukawa, Vice President; Joanie Espiritu, Secretary; and Kimberly Espiritu, Treasurer. They were accompanied by Ms. Tsulan Purdy and Clint Dela Cruz, advisors, and Mrs. Yvonne Friel, parent facilitator.

Representative Tam then rose and thanked the student council members for the lei and bread which were given to him.

Representative Apo introduced two visitors from Waukegan, Washington -- Joe Whitticop and Pat Bigler who are with the Sheriff's Office.

Representative Bybee introduced a group of seventh grade students from Kailua Intermediate School accompanied by their teacher, Ms. Shirley Abe, "who are touring the Capitol and observing the session and lobbying for the new library for the school."

ORDER OF THE DAY

COMMITTEE REFERRALS

The following Senate Bills were disposed of as follows:

S.B. Nos. Referred to:

2294 Committee on Judiciary, then to the Committee on Finance

2372 Committee on Finance

2376 Committee on Finance

3115 Committee on Judiciary, then to the Committee on Finance

3116 Committee on Consumer Protection and Commerce, then to the Committee on Finance

3119 Committee on Consumer Protection and Commerce, then to the Committee on Finance

3122 Committee on Health, then to the Committee on Finance

DEFERRED RESOLUTIONS

The following resolution (H.R. No. 53) and concurrent resolutions (H.C.R. Nos. 43 and 44) were disposed of as follows:

H.R. No. Referred to:

53 Jointly to the Committees on Planning, Energy and Environmental Protection and Transportation

H.C.R. Nos.

43 Jointly to the Committees on Planning, Energy and Environmental Protection and Transportation

44 Committee on Planning, Energy and Environmental Protection, then to the Committee on Legislative Management

COMMITTEE REASSIGNMENTS

The following House Bills and Senate Bill were re-referred as follows:

H.B. Nos. Re-referred to:

688 Jointly to the Committees on Housing and Consumer Protection and Commerce

1807 Committee on Economic Development and Hawaiian Affairs

2086 Committee on Finance

2087 Committee on Finance

2187 Committee on Finance

2372 Committee on Consumer Protection and Commerce

2532 Jointly to the Committees on Consumer Protection and Commerce and Judiciary

2610 Committee on Finance

2717 Committee on Finance

2991 Committee on Finance

3351 Committee on Finance

3393 Committee on Finance

S.B. No.

3119 Committee on Finance

INTRODUCTION OF RESOLUTIONS

H.R. No. 54, entitled: "HOUSE RESOLUTION CONGRATULATING AND COMMENDING DAVID ISHII UPON HIS WINNING THE SILVER ANNIVERSARY HAWAIIAN OPEN," was jointly offered by Representatives Kanoho, Okamura, Kawakami and Apo and was read by the Clerk.

On motion by Representative Kanoho, seconded by Representative Okamura and carried, H.R. No. 54 was adopted.

Representative Kanoho then rose and proceeded to introduce the honoree, stating:

"To win a major PGA Golf Tournament such as the Hawaiian Open, to me, has got to be one of life's most ultimate and exhilarating experiences.

"To put such a great victory into proper perspective, one only needs to look statistically at the odds of playing in such a tournament, much less winning it.

"Out of the 226,500,000 people in the United States, there are estimated some 34,000,000 golfers, out of which only a very minute fraction (about 10,000) were .003 percent that comes up with ten thousands of one percent who possess the physical ability and skill to be a scratch or zero handicap golfer. There are fewer still who qualify to play in a PGA tournament and the numbers dwindle further to those who actually win. Statistically, what we are saying is that David Ishii is truly one in a million.

"The significance of David's victory and the kind of skill and heart that it took to win the Hawaiian Open can be vividly illustrated on that last day when after three days and 54 holes of golfing in high winds, David's score was 9 under par -- one stroke behind the leader. On Sunday, February 11, 1990, on that fourth and last day, as he approached the 17th hole, he still remained 9 under

par but at this point, you may recall Mr. Speaker, that David was now leading this star-studded field by one stroke. However, his tee shot on that par 3, seventeenth hole landed in the bunker. That did make it very interesting for us, David, because for most of us, a shot in the bunker would be followed by a despairing 'Oh, no!' or some other kinds of expressions.

"Under tremendous and indescribable pressure, David calmly pitched the ball out of the trap to about twelve feet from the hole -- a great and fantastic shot indeed! Just as difficult was the following putt that he confidently sank for par to remain one stroke ahead.

"On the 18th and final hole, a long par five, David crunched his tee shot at least 325 yards. It was such a tremendous drive that he selected an iron for his second shot. Then David again made it very interesting for himself and very squeezey for all of us when he pulled his second shot off to the left. In the meantime, Paul Azinger, in the group immediately ahead, had sunk a long putt for an eagle 3 on that par 5 to conclude at 8 under par, one stroke behind David.

"For David and all of us who were pulling for him, this left no margin for error. David, you were so composed, we all felt more pressure than you did, I am sure.

"His swing on that third shot was as smooth as it could possibly be. The ball went arching over the trap and onto the green. The crowd literally yelled and cheered both in amazement and relief. Unfortunately, on impact the ball seemed to kick right, away from the cup. From this point, about 25 feet from the hole, all David had to do was to two putt for a one stroke victory.

"As the announcer on national TV said, 'It's not over yet folks,' because many as great as David in past tournaments had putted three in three from that distance, but David stroked the ball smoothly and just narrowly missed a birdie. A tap-in followed, and we all joined you and your family in jubilation.

"Lorraine said it all in her tears of tremendous joy and sheer relief on national TV, that it was finally over and you had won. But it was in the moments that followed, Mr. Speaker and colleagues, that showed the real greatness of this man and the true champion that he really is. When congratulated on national TV, some of David's first words were, 'Craig Stadler should have won,' and when asked if this victory meant that he would now exercise his option to join the PGA Tour, David remarked that he'd need to think about it, that he needed to improve his game, and that perhaps he wasn't good enough. This, after being victorious in head-to-head competition with the best golfers in the whole world! David's humble advice made on TV to all of us, and especially to our youth, is that to win and to excel, you've got to try hard, and if you are already trying hard, you have to try harder and give everything you've got.

"David, we're all so very, very proud of you. Would you please stand so that we can show you just how much we think of you."

Mr. David Ishii rose to be recognized.

Representative Kanoho then asked Mrs. Lorraine Ishii, David's wife, to stand to be recognized. "Lorraine is also from Kauai but now that David's activities are primarily on Oahu, they've chosen to reside in Foster Village -- in Tom Okamura's district."

Representative Kanoho then asked Mr. Richard Minatoya, "who has had previous association with David," to come forward to be recognized. "Richard is

on my staff. He is a recent graduate of USC in Economics and is at the University of Hawaii Law School. And I have to tell you that as a part-time staffer in my office, at 8:00 a.m. Monday morning following the tournament, he had the resolution all prepared for me to sign, and I thank you very much Richard, and Richard did golf with David in his younger days on Kauai."

"I think you would all be interested in knowing that David leaves for Tokyo, Japan, this Sunday and then has accepted an invitation to play in the Masters in April. And David, we ask you to do a little bit and that's to bring back that green jacket at the Masters Tournament."

Representative Kanoho then introduced David's son, Colin, 6-1/2 months old, and "a future great golfer."

Representative Kawakami then presented the honoree with an ilima lei while Representative Okamura presented Mrs. Ishii with a maile lei. A certified copy of the resolution was presented to the honoree by Representative Kanoho.

At 11:56 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:05 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Apo, seconded by Representative Hemmings 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. 109-90 on H.B. No. 186, HD 2:

On motion by Representative Fukunaga, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 186, HD 2, entitled: "A BILL FOR AN ACT RELATING TO UNATTENDED VEHICLES," having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Anderson, Hayes, Kihano and Souki being excused.

The Chair directed the Clerk to note that H.B. No. 186 had passed Third Reading at 12:07 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 437-90) recommending that H.B. No. 2937, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Fukunaga, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2937, HD 1, entitled: "A BILL FOR AN ACT RELATING TO S CORPORATIONS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 438-90) recommending that H.B. No. 2942, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Fukunaga, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2942, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX WITHHOLDING," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 439-90) recommending that H.B. No. 1631, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Fukunaga, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1631, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 440-90) recommending that H.B. No. 2935, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Fukunaga, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2935, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY TO THE INTERNAL REVENUE CODE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hagino, for the Committee on Water and Land Use, presented a report (Stand. Com. Rep. No. 441-90) recommending that H.B. No. 2174 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative Isbell and carried, the report of the Committee was adopted and H.B. No. 2174, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATEWIDE TRAIL AND ACCESS SYSTEM," passed Second Reading and was placed on the calendar for Third Reading.

Representative D. Ige, for the Committee on Economic Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 442-90) recommending that H.B. No. 2914 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative D. Ige, seconded by Representative Bellinger and carried, the report of the Committee was adopted and H.B. No. 2914, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hagino, for the Committee on Water and Land Use, presented a report (Stand. Com. Rep. No. 443-90) recommending that H.B. No. 2984, as amended in HD 1, be recommitted to the Committee on Water and Land Use.

On motion by Representative Hagino, seconded by Representative Isbell and carried, the report of the Committee was adopted and H.B. No. 2984, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KALAWAHINE LANDS," was recommitted to the Committee on Water and Land Use.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 55 to 57) and concurrent resolutions (H.C.R. Nos. 45 to 49) were referred to Committee:

H.R. No. 55, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO DETERMINE THE FEASIBILITY OF ESTABLISHING CELLULAR CALL BOXES TO PROVIDE EMERGENCY COMMUNICATIONS FOR MOTORISTS," was offered by Representative Bunda.

Referred to: Committee on Transportation.

H.R. No. 56, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE NUMBER OF VETERANS WHO RETIRED UNDER THE STATE RETIREMENT SYSTEM BEFORE JULY 1, 1989 AND ARE NOT ELIGIBLE TO PURCHASE MILITARY SERVICE CREDITS AS PROVIDED BY ACT 385, SESSION LAWS OF HAWAII 1989," was jointly offered by Representatives Tam, Arakaki, Bybee, Cachola, Chang, Fukunaga, Honda, Isbell, Kawakami, Kihano, Lee and Okamura.

Referred to: Committee on Labor and Public Employment, then to the Committee on Legislative Management.

H.R. No. 57, entitled: "HOUSE RESOLUTION REQUESTING A STUDY TO ALLEVIATE A TRAFFIC HAZARD," was offered by Representative Leong.

Referred to: Jointly to the Committees on Transportation and Intergovernmental Relations and International Affairs.

H.C.R. No. 45, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO TAKE STEPS TO IMPROVE THE PROVISION OF SPECIAL EDUCATION SERVICES," was offered by Representative Bunda.

Referred to: Committee on Education.

H.C.R. No. 46, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO IMPLEMENT RECOMMENDATIONS TO ALLEVIATE THE SHORTAGE PROBLEM OF SPECIAL SERVICES EVALUATION PERSONNEL," was offered by Representative Bunda.

Referred to: Committee on Education.

H.C.R. No. 47, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO DETERMINE THE FEASIBILITY OF ESTABLISHING CELLULAR CALL BOXES TO PROVIDE EMERGENCY COMMUNICATIONS FOR MOTORISTS," was offered by Representative Bunda.

Referred to: Committee on Transportation.

H.C.R. No. 48, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE NUMBER OF VETERANS WHO RETIRED UNDER THE STATE RETIREMENT SYSTEM BEFORE JULY 1, 1989 AND ARE NOT ELIGIBLE TO PURCHASE MILITARY SERVICE CREDITS AS PROVIDED BY ACT 385, SESSION LAWS OF HAWAII 1989," was jointly offered by Representatives Tam, Arakaki, Bybee,

Cachola, Fukunaga, Honda, Isbell, Kawakami, Kihano, Lee and Okamura.

Referred to: Committee on Labor and Public Employment, then to the Committee on Legislative Management.

H.C.R. No. 49, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO ALLEVIATE A TRAFFIC HAZARD," was offered by Representative Leong.

Referred to: Jointly to the Committees on Transportation and Intergovernmental Relations and International Affairs.

THIRD READING

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

H.B. No. 2664, HD 1:

Representative Shon moved that H.B. No. 2664, HD 1, having been read throughout, pass Third Reading, seconded by Representative Leong.

Representative Hemmings then rose and requested a recess and at 12:10 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:12 o'clock p.m., the motion was put by the Chair and carried, and H.B. No. 2664, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTROMAGNETIC RADIATION," having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Anderson, Hayes, Kihano and Souki being excused.

The Chair directed the Clerk to note that H.B. No. 2664 had passed Third Reading at 12:13 o'clock p.m.

H.B. No. 2669, HD 1:

On motion by Representative Shon, seconded by Representative Andrews and carried, H.B. No. 2669, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," passed Third Reading by a vote of 47 ayes, with Representatives Anderson, Hayes, Kihano and Souki being excused.

The Chair directed the Clerk to note that H.B. No. 2669 had passed Third Reading at 12:14 o'clock p.m.

H.B. No. 2946, HD 1:

Representative Fukunaga moved that H.B. No. 2946, HD 1, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Hemmings then rose and stated:

"Mr. Speaker, it's a pleasure for me to stand up and speak in favor of this bill.

"This bill is from the community and a response to our State not having tax compromises made public as they are done federally in most other states. This was brought to light several months before the session. I am glad that this Legislature has responded to the public cry for opening up the process especially when special favors or compromises are being done for individuals. This bill accomplishes opening it up.

"However, I would like the record to reflect that in the finest tradition of the Majority Party, there was a bill, House Bill 2146, that was doing exactly this. It was introduced obviously before the bill we are passing today, but curiously enough, House Bill 2146 was a joint referral -- first to Judiciary in which it was heard and passed, and then to Finance. This bill, House Bill 2946, which we are passing today had some sort of wings on it for assistance, Mr. Speaker. It only got referred to the Finance Committee, hence it is being expedited through the system ahead of a bill that was introduced earlier, and I thought the Majority Party should be reminded of this situation.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 2946, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION," having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Anderson, Hayes, Kihano and Souki being excused.

H.B. No. 2537:

On motion by Representative Hirono, seconded by Representative Hiraki and carried, H.B. No. 2537, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading by a vote of 47 ayes, with Representatives Anderson, Hayes, Kihano and Souki being excused.

The Chair directed the Clerk to note that H.B. Nos. 2946 and 2537 had passed Third Reading at 12:16 o'clock p.m.

H.B. No. 2901:

On motion by Representative Shon, seconded by Representative Leong and carried, H.B. No. 2901, entitled: "A BILL FOR AN ACT RELATING TO PREVENTIVE MEDICINE," passed Third Reading by a vote of 47 ayes, with Representatives Anderson, Hayes, Kihano and Souki being excused.

The Chair directed the Clerk to note that H.B. No. 2901 had passed Third Reading at 12:17 o'clock p.m.

H.B. No. 2008, HD 1:

Representative Oshiro moved that H.B. No. 2008, HD 1, having been read throughout, pass Third Reading, seconded by Representative Arakaki.

Representative D. Ige then rose and requested that his remarks, in favor of the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative D. Ige's remarks are as follows:

"Mr. Speaker, I rise to speak in favor of H.B. 2008, HD 1.

"Mr. Speaker, through House Bill 2008, HD 1, we initiate a course of action that will result in greater flexibility in transporting Hawaii's school children while maintaining their safety and comfort.

"The law currently restricts school administrators to renting a school bus to transport students to sports events and school related activities. The measure before us would provide school administrators the flexibility to use other vehicles, such as vans as well as tour buses, when it is more appropriate.

"This is financially advantageous to the Department of Education. It allows them to maximize the transportation fund available, because money is not wasted renting a school bus for four students when a smaller vehicle would suffice.

"This bill will also give officials the leeway to rent a large tour bus to transport the school bands. The hard and fast school bus rule currently does not serve as well as a more flexible measure which would allow the use of tour buses and accommodate the band members more comfortably. The instruments can be stored in the luggage compartment and the students, faculty and parents can travel in air-conditioned comfort.

"Even when a school bus would be the appropriate form of transportation, there are times when the buses are not available. Being able to provide an alternative for the staff and students is the purpose of this bill.

"Thank you, Mr. Speaker. I am certain that all of my colleagues will join me in supporting this bill."

The motion was put by the Chair and carried, and H.B. No. 2008, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUPIL TRANSPORTATION," having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Anderson, Hayes, Kihano and Souki being excused.

The Chair directed the Clerk to note that H.B. No. 2008 had passed Third Reading at 12:18 o'clock p.m.

ADJOURNMENT

At 12:20 o'clock p.m., on motion by Representative Apo, seconded by Representative Hemmings and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Thursday, March 1, 1990.

TWENTY-THIRD DAY

Thursday, March 1, 1990

The House of Representatives of the Fifteenth Legislature of the State of Hawaii, Regular Session of 1990, convened at 11:40 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Pastor Richard Walenta of the Windward United Church of Christ, after which the Roll was called showing all members present.

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

On motion by Representative Apo, seconded by Representative Hemmings and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Second Day was approved.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 141 to 158) were read by the Clerk and were placed on file:

Gov. Msg. No. 141, transmitting copies of the report **"Relating to Financial Statements and Supplementary Information of the Community Hospitals,"** pursuant to Act 390, Section 88A, as amended.

Gov. Msg. No. 142, transmitting copies of the report on the **School to Work Transition Center Program**, prepared by the Department of Labor and Industrial Relations, pursuant to Section 54 of Act 316, SLH 1989.

Gov. Msg. No. 143, transmitting copies of the report on the **Research and Statistics Data Base Project**, prepared by the Department of Labor and Industrial Relations, pursuant to Section 56 of Act 316, SLH 1989.

Gov. Msg. No. 144, transmitting copies of the report on the **High Demand Occupation Training**, prepared by the Department of Labor and Industrial Relations, pursuant to Section 53 of Act 316, SLH 1989.

Gov. Msg. No. 145, transmitting copies of the report on the **Aloha State Specialized Employment and Training Program (ASSET)**, prepared by the Department of Labor and Industrial Relations, pursuant to Section 52 of Act 316, SLH 1989.

Gov. Msg. No. 146, transmitting copies of the publication entitled, **Hawaii Production Directory 1990**, prepared by the Film Industry Branch of the Department of Business and Economic Development.

Gov. Msg. No. 147, transmitting copies of a report prepared by the Department of Human Services in response to HR 353, HD 1, and HCR 335, HD 1, SD 1, requesting a review and evaluation of health and social needs and services in rural areas.

Gov. Msg. No. 148, transmitting copies of the State's CIP Status Report - Construction Summary, prepared by the Department of Budget and Finance.

Gov. Msg. No. 149, transmitting copies of the **Program Report to the Legislature for Fiscal Year 1990**, prepared by the Office of Community Services, Department of Labor and Industrial Relations.

Gov. Msg. No. 150, transmitting copies of the Summary of Insurance Business for the Year 1988, Report

of the Insurance Commissioner of Hawaii 1989, pursuant to Section 431:2-211, Hawaii Revised Statutes.

Gov. Msg. No. 151, transmitting copies of the 1989 Annual Report of the Compliance Resolution Fund (CRF), pursuant to Section 26-9(m), Hawaii Revised Statutes.

Gov. Msg. No. 152, transmitting copies of a report prepared by the Department of Corrections (DOC) on actions it has taken to improve overtime expenditure controls pursuant to Section 182, Act 316, SLH 1989, Fifteenth Legislature.

Gov. Msg. No. 153, transmitting copies of the Report of the Insurance Commissioner Exploring Mechanisms for Providing Affordable Insurance for Human Service Agencies.

Gov. Msg. No. 154, transmitting copies of the 1989 Annual Report of the Waikiki Convention Center Authority (WCCA), pursuant to Chapter 206X-15, Hawaii Revised Statutes.

Gov. Msg. No. 155, transmitting copies of the **State Energy Resources Coordinator 1988-89 Annual Report**, pursuant to Section 196-4(11), Hawaii Revised Statutes.

Gov. Msg. No. 156, transmitting copies of a report on the trade-off/transfer or establishment of 25 positions, prepared by the Department of Human Services, pursuant to Section 102, Act 316, SLH 1989.

Gov. Msg. No. 157, transmitting copies of the State's CIP Status Report - Financial Summary, prepared by the Department of Budget and Finance.

Gov. Msg. No. 158, transmitting copies of the Long Term Care Data Catalog, prepared by the Executive Office on Aging, Office of the Governor.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 22 to 39) were read by the Clerk and were placed on file:

Sen. Com. No. 22, transmitting Senate Bill No. 2169, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 23, transmitting Senate Bill No. 2176, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 24, transmitting Senate Bill No. 2279, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE LAW AND EXEMPTIONS," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 25, transmitting Senate Bill No. 2286, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT COSTS," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 26, transmitting Senate Bill No. 2287, entitled: "A BILL FOR AN ACT RELATING TO SMALL CLAIMS, DISTRICT COURTS," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 27, transmitting Senate Bill No. 2318, SD 1, entitled: "A BILL FOR AN ACT RELATING TO

ANABOLIC STEROIDS," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 28, transmitting Senate Bill No. 2321, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 29, transmitting Senate Bill No. 2550, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS, CLARIFYING LANGUAGE, CORRECTING REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 30, transmitting Senate Bill No. 2592, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE HOLDING COMPANIES," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 31, transmitting Senate Bill No. 2605, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 32, transmitting Senate Bill No. 2692, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL BUS CONTRACTS," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 33, transmitting Senate Bill No. 2799, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COSTS AND FEES," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 34, transmitting Senate Bill No. 2838, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE COMPANIES," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 35, transmitting Senate Bill No. 3028, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE BOUNDARY CHANGES," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 36, transmitting Senate Bill No. 3237, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL PAPER," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 37, transmitting Senate Bill No. 3239, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 38, transmitting Senate Bill No. 3323, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUPIL TRANSPORTATION," which passed Third Reading in the Senate on February 21, 1990.

Sen. Com. No. 39, transmitting Senate Bill No. 3490, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3 OF THE HAWAII CONSTITUTION RELATING TO THE RETIREMENT OF JUSTICES AND JUDGES," which passed Third Reading in the Senate on February 21, 1990.

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

Representative Ihara, on behalf of Representatives Tom, Say and himself, introduced a group of 85 sixth grade students from Epiphany School. They were accompanied by their teachers, Robert Stack, Wendy Tadani, Gabriel DePaul, Ron Kamaka, Alini Apio and Mary Holmes.

Representative Tom then rose and asked Ryan Arakaki, one of the students from Epiphany School and son of Frank Arakaki, Assistant Sergeant-at-Arms of the House, to stand to be recognized.

Representative Kanoho, on behalf of Representatives Apo, Kawakami and himself, introduced 18 "outstanding high school student leaders from Kauai who, along with their advisers, are participating in the annual Kauai District Student Council Legislative Experience Program," and asked the following to stand to be recognized: Six students from Kauai High School with their adviser, Mr. James Kawamura; six students from Kapaa High School with their adviser, Mr. Alan Yamada; and six students from Waimea High School with their adviser, Miss Janice Nitta; and Mr. Wallace Kawane, Ms. Carol Shikada and Ms. Naomi Masaki from the DOE Kauai District Office.

Representative Bellinger, on behalf of Representative Leong and himself, introduced EJ Ozu, Matt Wade and Kaleo Kaluhiokalani, student from Kahuku High School and participants in the legislative "shadowing" program.

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 12:15 o'clock p.m.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following Senate bills were referred as follows:

S.B. Nos. Referred to:

2112 Jointly to the Committees on Human Services and Health

3114 Committee on Finance

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 58 and 59) were read by the Clerk and were disposed of as follows:

H.R. No. 58, entitled: "HOUSE RESOLUTION COMMENDING AND CONGRATULATING THE SISTERS OF ST. FRANCIS," was jointly offered by Representatives Kihano, Amaral, Apo, Duldulao, Oshiro and Peters.

On motion by Representative Apo, seconded by Representative Duldulao and carried, H.R. No. 58 was adopted.

Representative Apo then rose and proceeded to introduce the honorees, stating:

"Mr. Speaker, it's a great privilege on your behalf and on behalf of our colleagues who represent the West Oahu communities of Aiea, Pearl City, Waipahu, Ewa Beach and the Waianae Coast, and it is our privilege this morning to introduce members of the Sisters of St. Francis.

"The Sisters of St. Francis are perhaps best known for their excellent health care services provided by the St. Francis Medical Center in Liliha. Their tradition of caring and aloha for the people of Hawaii started over a hundred years ago when the first Sisters of the Third Order of St. Francis arrived in Honolulu.

"Today, this tradition continues with the opening on Monday of the St. Francis Medical Center-West, a hospital and physicians' office building dedicated to meet the health care needs of our growing communities in West Oahu.

"Mr. Speaker, outside these chambers, on the mauka side of our Capitol building, stands a statue of Father Damien. His love, dedication and self-less sacrifice have won him the gratitude and respect of all of our citizens and have made him world reknown.

"Perhaps not as well known is Mother Marianne Cope for a few years before his death, Mother Marianne served alongside Father Damien. She remained after his death and spent the last thirty years of her life at Kalaupapa. Mother Marianne was the first Mother Superior of the St. Francis Sisters. Such is the legacy of this remarkable sisterhood.

"Mr. Speaker, I am honored to present to the members of this House the Sisters of St. Francis -- Sister Davilyn Ah Chick, Sister Beatrice Tom, Sister Jean Louise Forkin, and Phil Bache, the chief operating officer of St. Francis West."

The honorees rose to be recognized and were presented a certified copy of the resolution by Representative Apo and floral leis by Representatives Okamura, Duldulao, Yonamine and Oshiro.

H.R. No. 59, entitled: "HOUSE RESOLUTION RECOGNIZING THE CONTRIBUTIONS OF WOMEN AND OBSERVING WOMEN'S HISTORY MONTH," was jointly offered by Representatives Amaral, Fukunaga, Baker, Hashimoto, Hayes, Hirono, Isbell, Kawakami and Marumoto.

On motion by Representative Amaral, seconded by Representative Fukunaga and carried, H.R. No. 59 was adopted.

Representative Amaral then rose to introduce the honorees, saying:

"My dear colleagues, for our children, for the integrity of history, and in the name of fairness, it is indeed a good time to set aside at least one month during the year where we pay close attention to what women are doing, what triumphs we have had, what gains we have made. Today is the beginning of this important month...for the community and for women. March is the time of year when we recognize women for the accomplishments they have made. Women's History Month is also an opportunity to promote a better understanding of women's diverse roles in the community.

"The fact that women have been left out of history is a reflection of how women have been treated by society. It is a tragedy that women's contributions have been ignored, that we know so little about our women artists, laborers, doctors and leaders. We know that women have been substantially engaged in the process of developing and improving the community but there has been no documentation of these contributions. Our strength, creativity, patience and endurance is substantial in building and sustaining our institutions and innovations.

"We cannot underestimate some of the battles still being fought by women today. We all know what they are. But the truth is women have made, and are making great strides in the world today -- in the arts and sciences, in the sports arena, in the marketplace, and yes, in politics also. This is a time of celebration and rejoicing for women's gains. This ceremony is only one part of it. Let us carry further the commitment of women by acting in our legislative capacity as leaders, in recognizing women, acknowledging women, and writing them into the history books.

"I would like to introduce a group of women who are working very hard to sustain the life of the Women's History Month movement."

Representative Amaral then asked the following "pioneers of the women's history movement," who were present on the House floor, to stand to be recognized: Mrs. Harriet O'Sullivan, President of Hawaii Women's History, Inc.; Agnes Conrad, Treasurer; La-Li Hing, Chairperson of the Hawaii State Commission on the Status of Women; Ruth Lieban, Vice President; Kathleen McRae-Lunsford, Executive Secretary of the Hawaii State Commission on the Status of Women; Charlotte Rath, Secretary; Prosefina Strona and Dona Welch, members of the Board of Directors.

Representative Amaral presented Mrs. O'Sullivan with a certified copy of the resolution while floral leis were presented to the honorees by Representatives Horita, Duldulao, Hirono, Marumoto, Baker, Fukunaga, Kawakami and Isbell.

At 12:26 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

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

STANDING COMMITTEE REPORTS

Representative Bunda, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 444-90) recommending that H.B. No. 2491, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Bunda, seconded by Representative Stegmaier and carried, the report of the Committee was adopted and H.B. No. 2491, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING WITH TRAPS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 445-90) recommending that H.B. No. 2533 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 2533, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 446-90) recommending that H.B. No. 2362, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 2362, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 447-90) recommending that H.B. No. 2392, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 2392, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE SCHOOLS AND INSTRUCTORS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 448-90) recommending that H.B. No. 2393, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 2393, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REAL ESTATE COMMISSION," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 449-90) recommending that H.B. No. 3380, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 3380, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 450-90) recommending that H.B. No. 2501, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 2501, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Shon, for the Committee on Health, presented a report (Stand. Com. Rep. No. 451-90) recommending that H.B. No. 2156, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shon, seconded by Representative Leong and carried, the report of the Committee was adopted and H.B. No. 2156, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A PILOT PROJECT FOR A HEALTH AND WELLNESS CENTER," passed Second Reading and was placed on the calendar for Third Reading.

Representative Shon, for the Committee on Health, presented a report (Stand. Com. Rep. No. 452-90) recommending that H.B. No. 2131, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shon, seconded by Representative Leong and carried, the report of the Committee was adopted and H.B. No. 2131, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NURSING," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 453-90) recommending that H.B. No. 461, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 461, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 454-90) recommending that H.B. No. 1159, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 454-90 on H.B. No. 1159, HD 1, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1159, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 455-90) recommending that H.B. No. 2530, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 2530, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE COMPANIES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 456-90) recommending that H.B. No. 2361, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 2361, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM HOTEL OPERATORS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 457-90) recommending that H.B. No. 2020 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2020, entitled: "A BILL FOR AN ACT RELATING TO PROBATE," passed

Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 458-90) recommending that H.B. No. 2051 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2051, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 459-90) recommending that H.B. No. 2188 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2188, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 460-90) recommending that H.B. No. 2309 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2309, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY CRIMES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 461-90) recommending that H.B. No. 2839 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2839, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 462-90) recommending that H.B. No. 2614 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2614, entitled: "A BILL FOR AN ACT RELATING TO SMALL CLAIMS DISTRICT COURTS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 463-90) recommending that H.B. No. 2844 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2844, entitled: "A BILL FOR AN ACT RELATING TO VOTER EDUCATION," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 464-90) recommending that H.B. No. 2054, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2054, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTIONS 4, 5, AND 6, OF THE CONSTITUTION OF THE STATE OF HAWAII TO CHANGE THE BASIS USED FOR REAPPORTIONMENT," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 465-90) recommending that H.B. No. 2052, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2052, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAPPORTIONMENT," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 466-90) recommending that H.B. No. 2184, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2184, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING ABOARD SHIPS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 467-90) recommending that H.B. No. 2508, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2508, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 468-90) recommending that H.B. No. 3100, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 3100, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SNAKES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 469-90) recommending that H.B. No. 2817, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the

Committee was adopted and H.B. No. 2817, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAGE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 470-90) recommending that H.B. No. 2810, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2810, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 471-90) recommending that H.B. No. 2616, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2616, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GRAND JURY COUNSEL," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 472-90) recommending that H.B. No. 2411, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 2411, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSING REQUIREMENTS FOR MOTOR VEHICLE INDUSTRY LICENSEES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hayes, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 473-90) recommending that H.B. No. 688, as amended in HD 1, be recommitted to the Committee on Housing.

On motion by Representative Hayes, seconded by Representative Amaral and carried, the report of the Committee was adopted and H.B. No. 688, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was recommitted to the Committee on Housing.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 474-90) recommending that H.B. No. 2907 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2907, entitled: "A BILL FOR AN ACT RELATING TO HOME AND COMMUNITY-BASED CARE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 475-90) recommending that H.B. No. 2895, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2895, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BONDS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 476-90) recommending that H.B. No. 3142, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 3142, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COMMUNITY-BASED AQUACULTURE PROGRAM IN KAHUKU," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 477-90) recommending that H.B. No. 2947, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2947, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX WITHHOLDING," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 478-90) recommending that H.B. No. 2103, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2103, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ZIP CODES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 479-90) recommending that H.B. No. 484, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 479-90 on H.B. No. 484, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 484, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 480-90) recommending that H.B. No. 2889, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 480-90 on H.B. No. 2889, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2889, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 481-90)

recommending that H.B. No. 2924, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 481-90 on H.B. No. 2924, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2924, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 482-90) recommending that H.B. No. 2932, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 483-90) recommending that H.B. No. 2869 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 484-90) recommending that H.B. No. 2936 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 485-90) recommending that H.B. No. 2268 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 486-90) recommending that H.B. No. 2439, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 487-90) recommending that H.B. No. 2261, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 488-90) recommending that H.B. No. 3109, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 489-90) recommending that H.B. No. 2211 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Tam, for the Committee on Education, presented a report (Stand. Com. Rep. No. 490-90) recommending that H.B. No. 2448, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Tam, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2448, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER EDUCATION," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 491-90) recommending that H.B. No. 2941, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2941, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL HOUSING ACCOUNTS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 492-90) recommending that H.B. No. 2939 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2939, entitled: "A BILL FOR AN ACT RELATING TO THE RENTER'S INCOME TAX CREDIT," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 493-90) recommending that H.B. No. 2602 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2602, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HEALTH CARE FACILITIES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 494-90) recommending that H.B. No. 3239, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 495-90) recommending that H.B. No. 2865, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 496-90) recommending that H.B. No. 2883 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 497-90) recommending that H.B. No. 2929, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 498-90) recommending that H.B. No. 3104 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 499-90) recommending that H.B. No. 2868 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 500-90) recommending that H.B. No. 2882 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 501-90) recommending that H.B. No. 2291, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 502-90) recommending that H.B. No. 2381, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 503-90) recommending that H.B. No. 2490 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 504-90) recommending that H.B. No. 2459 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 505-90) recommending that H.B. No. 2312 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 506-90) recommending that H.B. No. 2231, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 507-90) recommending that H.B. No. 3349, as amended in HD 1, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 507-90 and H.B. No. 3349, HD 1, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 3349, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 508-90) recommending that H.B. No. 3013, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 508-90 and H.B. No. 3013, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 3013, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 509-90) recommending that H.B. No. 3165, as amended in HD 1, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 509-90 and H.B. No. 3165, HD 1, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 3165, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 510-90) recommending that H.B. No. 2864, as amended in HD 1, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 510-90 and H.B. No. 2864, HD 1, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2864, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 511-90) recommending that H.B. No. 2800, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 511-90 and H.B. No. 2800, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2800, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 512-90) recommending that H.B. No. 2884, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 512-90 and H.B. No. 2884, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2884, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 513-90) recommending that H.B. No. 2926, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 513-90 and H.B. No. 2926, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2926, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 514-90) recommending that H.B. No. 2820, as amended in HD 1, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 514-90 and H.B. No. 2820, HD 1, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2820, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 515-90) recommending that H.B. No. 2787, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 515-90 and H.B. No. 2787, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of

By unanimous consent, further action on Stand. Com. Rep. No. 528-90 and H.B. No. 2293, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2293, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 529-90) recommending that H.B. No. 2296, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 529-90 and H.B. No. 2296, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2296, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 530-90) recommending that H.B. No. 2267, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 530-90 and H.B. No. 2267, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2267, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 531-90) recommending that H.B. No. 2270, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 531-90 and H.B. No. 2270, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2270, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 532-90) recommending that H.B. No. 2215, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 532-90 and H.B. No. 2215, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2215, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 533-90) recommending that H.B. No. 2218, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 533-90 and H.B. No. 2218, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2218, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 534-90) recommending that H.B. No. 2271, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, further action on Stand. Com. Rep. No. 534-90 and H.B. No. 2271, HD 2, was deferred, and in accordance with Article III, Section 15 of

the Constitution of the State of Hawaii, printed copies of H.B. No. 2271, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 535-90) recommending that H.B. No. 3169, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 3169, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVERS' LICENSE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 536-90) recommending that H.B. No. 2398, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2398, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 537-90) recommending that H.B. No. 2843, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2843, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTERS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 538-90) recommending that H.B. No. 3410, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 3410, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION LISTS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 539-90) recommending that H.B. No. 2076, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2076, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 540-90) recommending that H.B. No. 2207, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2207, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHALLENGES TO CANDIDATE NOMINATION PAPERS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 541-90) recommending that H.B. No. 2204, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2204, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTER FRAUD," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 542-90) recommending that H.B. No. 2206, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2206, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 543-90) recommending that H.B. No. 2360 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2360, entitled: "A BILL FOR AN ACT RELATING TO FALSE PUBLISHED STATEMENTS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 544-90) recommending that H.B. No. 3407 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 3407, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 545-90) recommending that H.B. No. 2088 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2088, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS, CLARIFYING LANGUAGE, CORRECTING REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 546-90) recommending that H.B. No. 2202 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2202, entitled: "A BILL FOR AN ACT RELATING TO PRECINCT WORKERS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 547-90) recommending that H.B. No. 2903 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2903, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 548-90) recommending that H.B. No. 3081, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 548-90 and H.B. No. 3081, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 3081, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 549-90) recommending that H.B. No. 2367, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 549-90 and H.B. No. 2367, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2367, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Metcalf, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 550-90) recommending that H.B. No. 2994, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 551-90) recommending that H.B. No. 3044, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 552-90) recommending that H.B. No. 3282, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 553-90) recommending that H.B. No. 2011, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 60 to 77) and concurrent resolutions (H.C.R. Nos. 50 to 67) were referred to the Committee on Legislative Management and further action was deferred:

H.R. No. 60, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII HOUSING AUTHORITY TO DETERMINE THE ELIGIBILITY AND NEEDS OF PERSONS ON THE PUBLIC HOUSING WAITING LIST," was jointly offered by Representatives Hayes, Arakaki, Chang, Ihara, Leong, Liu, Metcalf, Shon and Tam.

H.R. No. 61, entitled: "HOUSE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO IMPLEMENT A STREAMLINED PERMIT PROCESS FOR DEVELOPMENT," was jointly offered by Representatives Hayes, Arakaki, Cavasso, Chang, Ihara, Leong, Liu, Metcalf and Tam.

H.R. No. 62, entitled: "HOUSE RESOLUTION REQUESTING PUBLIC AND PRIVATE EMPLOYERS TO ADOPT POLICIES ALLOWING EMPLOYEES TO WORK AT HOME," was jointly offered by Representatives Hayes, Arakaki, Chang, Ihara, Leong, Liu, Metcalf, Shon and Tam.

H.R. No. 63, entitled: "HOUSE RESOLUTION REQUESTING THE IMPLEMENTATION OF A PROJECT TO CONTROL THE BIRD POPULATION IN WAIKIKI," was jointly offered by Representatives Hayes, Arakaki, Ihara, Leong, Liu, Metcalf, Shon and Tam.

H.R. No. 64, entitled: "HOUSE RESOLUTION REQUESTING THE STATE PLANNING COUNCIL ON DEVELOPMENTAL DISABILITIES TO EVALUATE THE STATUS OF PUBLICLY-FUNDED PROGRAMS AND SERVICES FOR MENTALLY RETARDED PERSONS," was jointly offered by Representatives Hayes, Arakaki, Ihara, Leong, Liu, Metcalf, Shon and Tam.

H.R. No. 65, entitled: "HOUSE RESOLUTION REQUESTING THE HOUSING FINANCE AND DEVELOPMENT CORPORATION TO DETERMINE THE IMPACT OF INEXPENSIVE MORTGAGES ON SELF-HELP HOUSING," was jointly offered by Representatives Hayes, Chang, Leong, Metcalf, Shon and Tam.

H.R. No. 66, entitled: "HOUSE RESOLUTION REQUESTING THE COUNTIES TO INVESTIGATE RAISING TAX RATES ON UNIMPROVED LAND TO INCREASE THE AVAILABILITY OF LAND FOR HOUSING," was jointly offered by Representatives Hayes, Chang, Ihara, Leong, Liu, Metcalf, Shon and Tam.

H.R. No. 67, entitled: "HOUSE RESOLUTION REQUESTING THE ADOPTION OF RULES TO REGULATE OPEN DUMPING OF DRY BULK CARGO ON STATE PIERS," was offered by Representative Oshiro.

H.R. No. 68, entitled: "HOUSE RESOLUTION REQUESTING A FISCAL AND MANAGEMENT AUDIT OF THE MAUI BRANCH OF THE SHERIFF'S DEPARTMENT," was offered by Representative Hemmings.

H.R. No. 69, entitled: "HOUSE RESOLUTION REQUESTING THE HISTORIC PRESERVATION COMMISSION TO PLACE MILO BAY, ANI ANI KU, AND KAULA BAY ON THE HAWAII REGISTER OF HISTORIC SITES," was offered by Representative Bunda.

H.R. No. 70, entitled: "HOUSE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO DEVELOP A FAIR AND EQUITABLE ASSISTANCE POLICY FOR ALL VICTIMS OF ALL LANDSLIDES," was jointly offered by Representatives Hirayama, Alcon, Anderson, Andrews, Arakaki, Bellinger, Bybee, Cachola, Fukunaga, Hashimoto, Hayes, Hemmings, D. Ige, Kihano, Leong, Marumoto, Metcalf, Okamura, Oshiro, Peters, Say, Shon, Stegmaier, Takamine, Tam, Tom and Yoshimura.

H.R. No. 71, entitled: "HOUSE RESOLUTION REQUESTING THE DEVELOPMENT OF STRATEGIES AND A PLAN TO ALLEVIATE THE SHORTAGE OF HOME CARE WORKERS," was offered by Representative Metcalf.

H.R. No. 72, entitled: "HOUSE RESOLUTION URGING A CONCERTED EFFORT TO OBTAIN FEDERAL LAND AND FEDERAL FUNDS TO BUILD MINIMUM SECURITY FACILITIES PRIMARILY FOR DRUG TREATMENT OFFENDERS," was offered by Representative Metcalf, by request.

H.R. No. 73, entitled: "HOUSE RESOLUTION URGING STATEWIDE ATTENTION TO RESPITE CARE," was offered by Representative Metcalf.

H.R. No. 74, entitled: "HOUSE RESOLUTION REQUESTING THE TAX REVIEW COMMISSION TO PRESENT ITS RECOMMENDATIONS OF ITS RECENT REPORT TO THE LEGISLATURE," was jointly offered by Representatives Marumoto and Liu.

H.R. No. 75, entitled: "HOUSE RESOLUTION RELATING TO THE HONOLULU INTERNATIONAL AIRPORT," was offered by Representative Oshiro.

H.R. No. 76, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO DELAY CONSTRUCTION OF A NEW WOMEN'S CORRECTIONAL FACILITY UNTIL A THOROUGH STUDY ON POPULATION NEEDS AND ALTERNATIVE PROGRAMS IS COMPLETED," was jointly offered by Representatives Arakaki, Hayes, Duldulao, Kawakami, Amaral, Isbell, Fukunaga, Hashimoto, Horita, Hirono, Marumoto, Baker, Anderson, Apo, Chang, Hagino, D. Ige, Ihara, Leong, Okamura, Shon, Tam, Tom and Yonamine.

H.R. No. 77, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE USE OF DILLINGHAM AIRFIELD AS A SITE FOR THE HAWAIIAN HISTORICAL AVIATION FOUNDATION," was offered by Representative Leong.

H.C.R. No. 50, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII HOUSING AUTHORITY TO DETERMINE THE ELIGIBILITY AND NEEDS OF PERSONS ON THE PUBLIC HOUSING WAITING LIST," was jointly offered by Representatives Hayes, Arakaki, Chang, Ihara, Leong, Liu, Shon and Tam.

H.C.R. No. 51, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO IMPLEMENT A STREAMLINED PERMIT PROCESS FOR DEVELOPMENT," was jointly offered by Representatives Hayes, Arakaki, Chang, Ihara, Liu and Tam.

H.C.R. No. 52, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING PUBLIC AND PRIVATE EMPLOYERS TO ADOPT POLICIES ALLOWING EMPLOYEES TO WORK AT HOME," was jointly offered

by Representatives Hayes, Arakaki, Chang, Ihara, Leong, Liu, Metcalf, Shon and Tam.

H.C.R. No. 53, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE IMPLEMENTATION OF A PROJECT TO CONTROL THE BIRD POPULATION IN WAIKIKI," was jointly offered by Representatives Hayes, Arakaki, Ihara, Liu, Metcalf, Shon and Tam.

H.C.R. No. 54, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE PLANNING COUNCIL ON DEVELOPMENTAL DISABILITIES TO EVALUATE THE STATUS OF PUBLICLY-FUNDED PROGRAMS AND SERVICES FOR MENTALLY RETARDED PERSONS," was jointly offered by Representatives Hayes, Arakaki, Ihara, Leong, Liu, Metcalf, Shon and Tam.

H.C.R. No. 55, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HOUSING FINANCE AND DEVELOPMENT CORPORATION TO DETERMINE THE IMPACT OF INEXPENSIVE MORTGAGES ON SELF-HELP HOUSING," was jointly offered by Representatives Hayes, Arakaki, Chang, Leong, Metcalf, Shon and Tam.

H.C.R. No. 56, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO INVESTIGATE RAISING TAX RATES ON UNIMPROVED LAND TO INCREASE THE AVAILABILITY OF LAND FOR HOUSING," was jointly offered by Representatives Hayes, Chang, Ihara, Leong, Liu, Metcalf, Shon and Tam.

H.C.R. No. 57, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ADOPTION OF RULES TO REGULATE OPEN DUMPING OF DRY BULK CARGO ON STATE PIERS," was offered by Representative Oshiro.

H.C.R. No. 58, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FISCAL AND MANAGEMENT AUDIT OF THE MAUI BRANCH OF THE SHERIFF'S DEPARTMENT," was offered by Representative Hemmings.

H.C.R. No. 59, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HISTORIC PRESERVATION COMMISSION TO PLACE MILO BAY, ANI ANI KU, AND KAULA BAY ON THE HAWAII REGISTER OF HISTORIC SITES," was offered by Representative Bunda.

H.C.R. No. 60, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO DEVELOP A FAIR AND EQUITABLE ASSISTANCE POLICY FOR ALL VICTIMS OF ALL LANDSLIDES," was jointly offered by Representatives Hirayama, Alcon, Anderson, Andrews, Arakaki, Bellinger, Cachola, Fukunaga, Hashimoto, Hayes, Hemmings, D. Ige, Kihano, Leong, Marumoto, Metcalf, Okamura, Oshiro, Peters, Say, Shon, Stegmaier, Tam, Tom and Yoshimura.

H.C.R. No. 61, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO ENACT LEGISLATION WHICH EXCLUDES STATE ASSISTANCE TO SUPPLEMENTAL SECURITY INCOME RECIPIENTS FROM CALCULATION OF INCOME FOR FOOD STAMP PURPOSES," was offered by Representative Metcalf.

H.C.R. No. 62, entitled: "HOUSE CONCURRENT RESOLUTION URGING A CONCERTED EFFORT TO

OBTAIN FEDERAL LAND AND FEDERAL FUNDS TO BUILD MINIMUM SECURITY FACILITIES PRIMARILY FOR DRUG TREATMENT OFFENDERS," was offered by Representative Metcalf, by request.

H.C.R. No. 63, entitled: "HOUSE CONCURRENT RESOLUTION URGING STATEWIDE ATTENTION TO RESPITE CARE," was offered by Representative Metcalf.

H.C.R. No. 64, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE TAX REVIEW COMMISSION TO PRESENT ITS RECOMMENDATIONS OF ITS RECENT REPORT TO THE LEGISLATURE," was jointly offered by Representatives Marumoto and Liu.

H.C.R. No. 65, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE HONOLULU INTERNATIONAL AIRPORT," was offered by Representative Oshiro.

H.C.R. No. 66, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO DELAY CONSTRUCTION OF A NEW WOMEN'S CORRECTIONAL FACILITY UNTIL A THOROUGH STUDY ON POPULATION NEEDS AND ALTERNATIVE PROGRAMS IS COMPLETED," was jointly offered by Representatives Arakaki, Hayes, Duldulao, Kawakami, Amaral, Isbell, Fukunaga, Hashimoto, Baker, Horita, Hirono, Marumoto, Anderson, Apo, Chang, Hagino, D. Ige, Ihara, Leong, Okamura, Shon, Tam, Tom and Yonamine.

H.C.R. No. 67, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE USE OF DILLINGHAM AIRFIELD AS A SITE FOR THE HAWAIIAN HISTORICAL AVIATION FOUNDATION," was offered by Representative Leong.

SUSPENSION OF RULES

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

THIRD READING

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

H.B. No. 2937, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, H.B. No. 2937, HD 1, entitled: "A BILL FOR AN ACT RELATING TO S CORPORATIONS," passed Third Reading by a vote of 51 ayes.

H.B. No. 2942, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, H.B. No. 2942, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX WITHHOLDING," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2937 and 2942 had passed Third Reading at 12:45 o'clock p.m.

H.B. No. 1631, HD 1:

Representative Souki moved that H.B. No. 1631, HD 1, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

Representative Marumoto then rose and stated:

"Mr. Speaker, I would like to say a few words in favor of this measure. I feel very strongly that reservists of the Armed Forces and the Coast Guard and the members of the National Guard are very deserving of this exclusion.

"But it is also my hope that we can reduce State taxes, not only for these people, but for all the people. And I feel that we can do it by increasing the standard deduction so that it conforms with that of the federal government. Maybe we can't do it in this measure but we could think of it perhaps in another bill.

"Thank you very much."

The motion was put by the Chair and carried, and H.B. No. 1631, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 1631 had passed Third Reading at 12:47 o'clock p.m.

H.B. No. 2935, HD 1:

Representative Souki moved that H.B. No. 2935, HD 1, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

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

"I think that it is very good when we conform with the federal government. It makes our taxes that much easier and less complicated. And I am looking forward to further conformance of our tax code with that of the IRC. Perhaps one day we could go to a simplified one or two page form for the State tax level which we could then attach to the federal form and submit that to our friendly local tax collector.

"Thank you very much, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 2935, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY TO THE INTERNAL REVENUE 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. 2935 had passed Third Reading at 12:48 o'clock p.m.

H.B. No. 2174:

On motion by Representative Hagino, seconded by Representative Amaral and carried, H.B. No. 2174, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATEWIDE TRAIL AND ACCESS SYSTEM," passed Third Reading by a vote of 51 ayes.

H.B. No. 2914:

On motion by Representative D. Ige, seconded by Representative Bellinger and carried, H.B. No. 2914, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2174 and 2914 had passed Third Reading at 12:49 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 554-90) recommending that H.B. No. 2845 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2845, entitled: "A BILL FOR AN ACT RELATING TO CANDIDATE VACANCIES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 555-90) recommending that H.B. No. 463, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 463, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BINGO GAMES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 556-90) recommending that H.B. No. 2233, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 556-90 and H.B. No. 2233, HD 1, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2233, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 557-90) recommending that H.B. No. 690, HD 1, as amended in HD 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 690, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 558-90) recommending that H.B. No. 2905, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 559-90) recommending that H.B. No. 2299, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 559-90 and H.B. No. 2299, HD 1, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2299, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 560-90) recommending that H.B. No. 628, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 560-90 and H.B. No. 628, HD 1, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 628, HD 1, were made available to the members of the House at 11:30 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 561-90) recommending that H.B. No. 2489, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 561-90 and H.B. No. 2489, HD 1, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2489, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 562-90) recommending that H.B. No. 2358, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 562-90 and H.B. No. 2358, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2358, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 563-90) recommending that H.B. No. 2789, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 563-90 and H.B. No. 2789, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2789, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 564-90) recommending that H.B. No. 2871, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 564-90 and H.B. No. 2871, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2871, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 565-90) recommending that H.B. No. 3114, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 565-90 and H.B. No. 3114, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 3114, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 566-90) recommending that H.B. No. 3095, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 566-90 and H.B. No. 3095, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 3095, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 567-90) recommending that H.B. No. 2878, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 567-90 and H.B. No. 2878, HD 1, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2878, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 568-90) recommending that H.B. No. 2793, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 568-90 and H.B. No. 2793, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2793, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 569-90) recommending that H.B. No. 2965, as amended in HD 1, be recommitted to the Committee on Judiciary.

On motion by Representative Hagino, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.B. No. 2965, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," was recommitted to the Committee on Judiciary.

At 12:50 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:51 o'clock p.m.

ANNOUNCEMENTS

Representative Andrews rose and requested waiver of the 48-hour notice requirement for decision-making on House Bill No. 3149. "This bill was previously heard in your Committee on Planning, Energy and Environmental Protection, jointly with Ocean and Marine Resources, and was deferred. At this time, your Committees would like to propose a resolution to the problem before the Committee."

The Chair "so ordered."

Representative Andrews: "Decision-making on House Bill 3149 will be held tomorrow morning at 9:00 a.m. in Conference Room 314."

Representative Takamine then rose and requested waiver of the 48-hour notice requirement for the purposes of decision-making on two bills -- House Bills 2966 and 2967 -- that were previously heard.

The Chair "so ordered."

Representative Takamine: "There will be a joint public hearing by your Committees on Labor and Public

Employment and Judiciary tomorrow afternoon at 2:00 p.m. in Conference Room 328 to have decision-making on these two measures."

Representative Okamura: "There will be a Majority caucus in the Majority Caucus Room tomorrow morning at 10:30."

Representative Hemmings: "Your House Republicans will be caucusing tomorrow morning at 10:45."

ADJOURNMENT

At 12:55 o'clock p.m., on motion by Representative Apo, seconded by Representative Hemmings and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Friday, March 2, 1990.

TWENTY-FOURTH DAY

Friday, March 2, 1990

The House of Representatives of the Fifteenth Legislature of the State of Hawaii, Regular Session of 1990, convened at 11:35 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Sister Kathleen Marie Shields of St. Stephen Diocesan Center, after which the Roll was called showing all members present with the exception of Representative Tam, who was excused.

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

On motion by Representative Apo, seconded by Representative Hemmings and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Third Day was approved.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 40 to 48) were read by the Clerk and were placed on file:

Sen. Com. No. 40, transmitting Senate Bill No. 973, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," which passed Third Reading in the Senate on March 1, 1990.

Sen. Com. No. 41, transmitting Senate Bill No. 2273, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OFFICERS AND EMPLOYEES OF THE OFFICE OF HAWAIIAN AFFAIRS," which passed Third Reading in the Senate on March 1, 1990.

Sen. Com. No. 42, transmitting Senate Bill No. 2433, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on March 1, 1990.

Sen. Com. No. 43, transmitting Senate Bill No. 2835, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF REAL ESTATE APPRAISERS," which passed Third Reading in the Senate on March 1, 1990.

Sen. Com. No. 44, transmitting Senate Bill No. 2839, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE RATING ORGANIZATIONS," which passed Third Reading in the Senate on March 1, 1990.

Sen. Com. No. 45, transmitting Senate Bill No. 3038, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," which passed Third Reading in the Senate on March 1, 1990.

Sen. Com. No. 46, transmitting Senate Bill No. 3079, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," which passed Third Reading in the Senate on March 1, 1990.

Sen. Com. No. 47, transmitting Senate Bill No. 3146, entitled: "A BILL FOR AN ACT RELATING TO HOME AND COMMUNITY-BASED CARE," which passed Third Reading in the Senate on March 1, 1990.

Sen. Com. No. 48, transmitting Senate Bill No. 3341, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE," which passed Third Reading in the Senate on March 1, 1990.

On motion by Representative Apo, seconded by Representative Hemmings and carried, S.B. Nos. 973, SD 2; 2273, SD 1; 2433, SD 1; 2835; 2839, SD 1; 3038; 3079; 3146; and 3341, SD 1, passed First Reading by title and further action was deferred.

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

Representative Bellinger introduced Carol Finga, Pamela Harvey and Jennifer Jackson, students from Kahuku High School who are participants in the legislative "shadowing" program.

Representative Tom, on behalf of Representative Shon and himself, introduced 26 sixth grade students, including his son Matthew, from Punahou School. They were accompanied by their teacher, Mrs. Ann Kennedy, and a parent, Mrs. Elizabeth Yee.

Representative Tajiri, on behalf of Representative Metcalf and himself, introduced a group of students from Waiakea High School. They were accompanied by their teachers, Mrs. Elaine Oba and Mrs. Patricia Morimoto.

Representative Horita introduced a group of fourth grade students from Mokulele Elementary School. They were accompanied by their teachers and chaperones as follows: Dr. Earlie Anderson, Mrs. Wendy George, Mrs. Denver Porter, Mrs. Stuart, Mrs. Johnson and Mrs. Kurena.

Representative Hirayama, on behalf of Representative Marumoto and himself, introduced a group of special education students from Aina Haina School. They were accompanied by their teachers, Mrs. Carpenter, Mrs. Furuta, Mrs. Ito, Mrs. Nitta, Mrs. Seto, Mrs. Souza, Mrs. Donohue, Mr. David Grossman, Mr. David Goodwin, and Mrs. Jane Hirayama, "the school principal of my home."

At 11:52 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:46 o'clock p.m.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following Senate bills were referred as follows:

| <u>S.B. Nos.</u> | <u>Referred to:</u> |
|------------------|--|
| 2169 | Committee on Health, then to the Committee on Consumer Protection and Commerce |
| 2176 | Committee on Judiciary |
| 2279 | Committee on Judiciary |
| 2286 | Committee on Judiciary |
| 2287 | Committee on Judiciary |
| 2318 | Committee on Health, then to the Committee on Judiciary |
| 2321 | Committee on Planning, Energy and Environmental Protection |

| | | | |
|------|--|----|--|
| 2550 | Committee on Judiciary | 74 | Committee on Finance, then to the Committee on Legislative Management |
| 2592 | Committee on Consumer Protection and Commerce | 75 | Committee on Transportation |
| 2605 | Committee on Judiciary | 76 | Committee on Human Services |
| 2692 | Committee on Transportation | 77 | Committee on Transportation, then to the Committee on Legislative Management |
| 2799 | Committee on Judiciary | | |
| 2838 | Committee on Consumer Protection and Commerce | | |
| 3017 | Committee on Judiciary | | |
| 3028 | Committee on Planning, Energy and Environmental Protection | | |
| 3237 | Committee on Consumer Protection and Commerce | | |
| 3239 | Committee on Consumer Protection and Commerce | | |
| 3323 | Committee on Transportation | | |
| 3490 | Committee on Judiciary | | |

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 60 to 77) and concurrent resolutions (H.C.R. Nos. 50 to 67) were disposed of as follows:

H.R. Nos. Referred to:

| | | | |
|----|--|----|---|
| 60 | Committee on Housing | 50 | Committee on Housing |
| 61 | Jointly to the Committees on Intergovernmental Relations and International Affairs and Housing | 51 | Jointly to the Committees on Intergovernmental Relations and International Affairs and Housing |
| 62 | Committee on Labor and Public Employment | 52 | Committee on Labor and Public Employment |
| 63 | Committee on Water and Land Use | 53 | Committee on Water and Land Use |
| 64 | Committee on Health | 54 | Committee on Health |
| 65 | Committee on Housing | 55 | Committee on Housing |
| 66 | Jointly to the Committees on Intergovernmental Relations and International Affairs and Housing | 56 | Jointly to the Committees on Intergovernmental Relations and International Affairs and Housing |
| 67 | Committee on Transportation | 57 | Committee on Transportation |
| 68 | Committee on Judiciary, then to the Committee on Legislative Management | 58 | Committee on Judiciary, then to the Committee on Legislative Management |
| 69 | Jointly to the Committees on Water and Land Use and Ocean and Marine Resources | 59 | Jointly to the Committees on Water and Land Use and Ocean and Marine Resources |
| 70 | Committee on Intergovernmental Relations and International Affairs | 60 | Committee on Intergovernmental Relations and International Affairs |
| 71 | Committee on Human Services | 61 | Jointly to the Committees on Human Services and Intergovernmental Relations and International Affairs |
| 72 | Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs | 62 | Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs |
| 73 | Jointly to the Committees on Health and Human Services | 63 | Jointly to the Committees on Health and Human Services |
| | | 64 | Committee on Finance, then to the Committee on Legislative Management |
| | | 65 | Committee on Transportation |
| | | 66 | Committee on Human Services |
| | | 67 | Committee on Transportation, then to the Committee on Legislative Management |

H.C.R. Nos.**SUSPENSION OF RULES**

On motion by Representative Apo, seconded by Representative Hemmings 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. 482-90 on H.B. No. 2932, HD 1:

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

Committee was adopted and H.B. No. 2932, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REPRICING CIVIL SERVICE ADULT CORRECTIONS OFFICER, YOUTH CORRECTIONS OFFICER, REGISTERED PROFESSIONAL NURSE AND ANESTHETIST CLASSES IN THE STATE EXECUTIVE BRANCH," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

The Chair directed the Clerk to note that H.B. No. 2932 had passed Third Reading at 12:47 o'clock p.m.

Stand. Com. Rep. No. 483-90 on H.B. No. 2869:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2869, entitled: "A BILL FOR AN ACT RELATING TO A DEPARTMENT OF EDUCATION STOREROOM," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

Stand. Com. Rep. No. 484-90 on H.B. No. 2936:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2936, entitled: "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

Stand. Com. Rep. No. 485-90 on H.B. No. 2268:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2268, entitled: "A BILL FOR AN ACT RELATING TO A SATELLITE STATE OFFICE PILOT PROJECT," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

The Chair directed the Clerk to note that H.B. Nos. 2869, 2936 and 2268 had passed Third Reading at 12:48 o'clock p.m.

Stand. Com. Rep. No. 486-90 on H.B. No. 2439, HD 1:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2439, HD 1, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

Representative Liu rose to speak against the bill, stating:

"Mr. Speaker, my opposition is not to the idea of recycling or the need for recycling in the future, but I do have problems with the increasing proliferation of special funds, and especially for a purpose that I think the private sector as well as the research area in our community can take care of on its own without this kind of special treatment by the State.

"For those reasons, I am voting no.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2439, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," having been read throughout, passed Third Reading by a vote of 48 ayes to 2 noes, with

Representatives Hemmings and Liu voting no, and Representative Tam being excused.

The Chair directed the Clerk to note that H.B. No. 2439 had passed Third Reading at 12:49 o'clock p.m.

Stand. Com. Rep. No. 487-90 on H.B. No. 2261, HD 1:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2261, HD 1, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

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

"Briefly and to the point, Mr. Speaker, we have departments throughout this government that have multi-million dollar budgets. It seems like everytime they want something done, those departments come to this Legislature and ask for special funding, and I would wonder oftentimes what they would be doing if they weren't at the Legislature asking for special task force and funding.

"I think what is needed to be done is for them to do their job and we don't need a task force to do it. For that reason, I am voting no, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2261, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR AND EMPLOYMENT," having been read throughout, passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Hemmings and Liu voting no, and Representative Tam being excused.

Stand. Com. Rep. No. 488-90 on H.B. No. 3109, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 3109, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY VIOLENCE," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

The Chair directed the Clerk to note that H.B. Nos. 2261 and 3109 had passed Third Reading at 12:50 o'clock p.m.

Stand. Com. Rep. No. 489-90 on H.B. No. 2211:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2211, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

Representative Cachola 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 Cachola's remarks are as follows:

"I rise to speak in favor of House Bill No. 2211.

"Mr. Speaker and fellow colleagues, the purpose of this bill is to instill a greater sense of patriotism and civic pride in public school students by providing funds for purchase of American and Hawaiian flags for display in public school classrooms.

"Many service groups and other organizations have indicated a willingness to help provide for holders to display the flags. Use of these organizations, rather than State appropriation, to provide for the holders serves two purposes. It saves money, and it strengthens ties between the schools and these community organizations.

"For these reasons, I urge my colleagues to vote in favor of this bill."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2211, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PROVISION OF AMERICAN AND HAWAII STATE FLAGS FOR PUBLIC SCHOOL CLASSROOMS," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

Stand. Com. Rep. No. 494-90 on H.B. No. 3239, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 3239, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST MANUFACTURING ENTERPRISES," having been read throughout, passed Third Reading by a vote of 49 ayes to 1 no, with Representative Liu voting no, and Representative Tam being excused.

The Chair directed the Clerk to note that H.B. Nos. 2211 and 3239 had passed Third Reading at 12:51 o'clock p.m.

Stand. Com. Rep. No. 495-90 on H.B. No. 2865, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2865, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION FOR CRIMINAL INJURIES," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

Stand. Com. Rep. No. 496-90 on H.B. No. 2883:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2883, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS FOR LEGISLATIVE RELIEF," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

The Chair directed the Clerk to note that H.B. Nos. 2865 and 2883 had passed Third Reading at 12:52 o'clock p.m.

Stand. Com. Rep. No. 497-90 on H.B. No. 2929, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2929, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REPRICING CIVIL SERVICE SECRETARY, PRIVATE SECRETARY AND SCHOOL ADMINISTRATIVE SERVICES ASSISTANT CLASSES IN THE STATE EXECUTIVE BRANCH," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

Stand. Com. Rep. No. 498-90 on H.B. No. 3104:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 3104, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON ESTABLISHING A STATE LEASEHOLD HOUSING PROGRAM," having been read throughout, passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Hemmings and Liu voting no, and Representative Tam being excused.

The Chair directed the Clerk to note that H.B. Nos. 2929 and 3104 had passed Third Reading at 12:53 o'clock p.m.

Stand. Com. Rep. No. 499-90 on H.B. No. 2868:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2868, entitled: "A BILL FOR AN ACT RELATING TO ACCOUNTING," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

Stand. Com. Rep. No. 500-90 on H.B. No. 2882:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2882, entitled: "A BILL FOR AN ACT RELATING TO THE MOLOKAI IRRIGATION AND WATER UTILIZATION PROJECT," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

The Chair directed the Clerk to note that H.B. Nos. 2868 and 2882 had passed Third Reading at 12:54 o'clock p.m.

Stand. Com. Rep. No. 501-90 on H.B. No. 2291, HD 1:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2291, HD 1, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

Representative Hemmings rose to speak against the bill, stating:

"I am quite pleased to rise to speak against this bill because this has been an on-going battle since the first year I was in the Legislature. It seems that a bad situation down through the years has gotten worse. I am pleased that last year this Legislature passed a resolution saying no more fuel tax or gas tax because the federal government was recommending doing just that. But in spite of that fact, Mr. Speaker, we are taking \$80-million out of general revenues and giving it to the highway fund. No one has ever asked why the highway fund is continually depleted. No one has ever asked why the tax burden already being paid by the drivers in the State is to keep money in the fund. In the Arnie Aloha figures, Mr. Speaker, the price of gas was nine cents for federal tax, eleven cents for State tax, and 11.5 for the county fuel tax, and Arnie was not surprised to find the four percent excise tax was also added to the fuel price. So when you add it up, twenty-five percent of the cost of gas in the State of Hawaii is directly attributed to government taxation. When the consumers go to the pumps and complain about the high price of gas in the State, twenty-five percent of it is due to the taxes. And I might add, Mr. Speaker, our tax rate is right up there amongst the highest in the nation for people who drive cars.

"Arnie Aloha statistics also point out that just for the privilege of driving on our highways, the taxpayers of this State spent \$388-million in the tax year 1988.

"So, Mr. Speaker, it seems that the taxpayers have not been stingy with the highway fund. So what is the problem? Has anybody ever stopped to ask before we continue to spend money and throw money at these things? Has anybody asked why? I have asked this rhetorical question before -- why it took twenty-two years to build the H-1, twelve years to build the airport viaduct, seven years to build that little bridge over Wahiawa Stream? It started out to be roughly \$4-million and it ended costing \$6.5-million. But I guess the attitude is -- who cares? The taxpayers can stand the jerk.

"Last year, we tried to take money out of the airport fund to pay for deficits in our highway fund. Unfortunately, the feds wouldn't let us do it. So this year we are taking it right out of the taxpayers' pockets with general revenue.

"Mr. Speaker, I think the time has come when we are going to have to start being accountable to how these moneys are spent. I don't doubt for a minute our roads are in terrible state of disrepair. I don't doubt for a minute, on the outside islands, that you've been talking about by-pass roads for most of your tenure here in the Legislature, and it hasn't happened.

"But let's start asking why before we continue to just throw money at the highway fund. I think that would be the more responsible thing to do rather than just throwing \$80-million at the problem. I am voting no, Mr. Speaker.

"Thank you."

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

"For all those who say that this is a bad bill, that they would wish a better process, they are simply fooling themselves. This bill will take care of the kind of problems the previous speaker was mentioning. He mentioned -- what about the by-pass roads on the neighbor islands? What about Kalaniana'ole Highway here in Honolulu, other than H-3?

"The problem right now is that we don't have sufficient funds to take care of this. The federal government, because of their huge debt and their unaccountability to the people, have not been providing the State with adequate funds to provide the improvements to the roads that we need.

"Therefore, Mr. Speaker and members of the House, this special fund of \$80-million a year for five years at \$400-million is intended to resolve this terrible highway infrastructure problem that we have right now, and it is listed as a number one priority by the public as the problem they would want to resolve, and the Legislature is taking the bold step with this bill, Mr. Speaker and members, intending to resolve that exact problem.

"Thank you very much."

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

"First, our transportation statewide is a concern of many of our residents and if we continue our highway maintenance and construction program, it is very essential for us to handle the needs of our constituency and the residents here.

"The federal grants that they gave us to assist us in highway construction and maintenance have been limited or stagnated at least over the past years, and we are finding that it is essential for us to boost revenues in our State highway fund to continue a very aggressive highway maintenance and construction program.

"This measure is intended to do just that, and I speak in favor of it.

"Thank you."

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

"Mr. Speaker, my bone of contention with this measure perhaps may not be as much concerning the amounts although I think the Minority Floor Leader brings up some very legitimate questions in that area. But my concern is more the mechanism of taking revenues from the general excise tax to the special fund which essentially then bypasses our expenditure ceiling. We have done this now in a number of areas. I am concerned that perhaps it is not the best way of being honest with the public. If we want to go this route, maybe we should just decide to make appropriations yearly, tell the people we are spending this money, and account for it in detail as we do many other items.

"So I am very concerned in that area, Mr. Speaker, and that is why I am voting no.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2291, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HIGHWAY FUND," having been read throughout, passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Hemmings and Liu voting no, and Representative Tam being excused.

Stand. Com. Rep. No. 502-90 on H.B. No. 2381, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2381, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PLANNING, DEVELOPMENT, AND COORDINATION OF A STATEWIDE PROGRAM FOR THE PROVISION OF SERVICES TO CONTROL VIOLENT BEHAVIOR," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

The Chair directed the Clerk to note that H.B. Nos. 2291 and 2381 had passed Third Reading at 1:00 o'clock p.m.

Stand. Com. Rep. No. 503-90 on H.B. No. 2490:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2490, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

Stand. Com. Rep. No. 504-90 on H.B. No. 2459:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2459, entitled: "A BILL FOR AN ACT RELATING TO DISASTER

RELIEF," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

Stand. Com. Rep. No. 505-90 on H.B. No. 2312:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2312, entitled: "A BILL FOR AN ACT RELATING TO BONDS," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

The Chair directed the Clerk to note that H.B. Nos. 2490, 2459 and 2312 had passed Third Reading at 1:01 o'clock p.m.

Stand. Com. Rep. No. 506-90 on H.B. No. 2231, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2231, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COST AND FEES," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

The Chair directed the Clerk to note that H.B. No. 2231 had passed Third Reading at 1:02 o'clock p.m.

Stand. Com. Rep. No. 550-90 on H.B. No. 2994, HD 1:

Representative Metcalf moved that the report of the majority of the Committee be adopted and H.B. No. 2994, HD 1, having been read throughout, pass Third Reading, seconded by Representative Hagino.

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

"When we look at a measure, I think it is our responsibility to look at the overall implications that an issue is going to have on the entire State. We have to look at it in terms of whether or not it is the fair thing to do, whether or not the bill makes sense, and indeed if it's the right thing to do.

"Now, this particular measure addresses two aspects. One is a preservation measure in terms of how we look at our marine resources. The particular one identified in this bill are whales. I don't think that there is any question that there's enough concern regarding protection of the whales. I don't think that anyone would object to pursuing that. But it's the second part of the bill addressing the aspects of thrill craft which I find very difficult.

"The State has authorized thrill craft activities to occur. The thrill craft activities prosper, they proliferated. The State, in turn, has not very responsibly been able to handle and manage this activity. We are finding that it's generating tremendous emotions of conflict -- pros and cons. And what this particular bill is outlining to do is to say, we're going to look at an industry and we're going to ban a particular activity for five months out of the year plus every weekend and every holiday throughout the entire year.

"So what does this mean from the real practical sense?

"The boundaries that have been laid out in the bill basically blanket the State. So what we are saying to those folks in the industry who (one) acted under good faith; who (two) went and committed financial resources

who, in some cases, have all of their financial resources tied up in a business, what we are going to do is we're going to use a backdoor approach to try to avoid what the real issue that this bill should be looking at. The real issue for us to be looking at is whether or not we, as a body, want to determine and say thrill crafts are going to be permitted in this State, or thrill crafts are not going to be permitted in this State.

"Now, what this bill basically does is it is coming around the back door and by putting on limitations of five months of no activities and then when you turn around and you look at every single additional weekend, there's thirty weekends there. That's another sixty days so that's two more months, so now we're up to a total of seven months of technical banning of an activity. The bottom line is what this bill does is it forces people out of business, it forces people into bankruptcy, and I don't think that's what the State's business ought to be.

"Now, if the real issue that we want to address and should take head on is thrill craft, and if what we really want to do is ban them, then that is what we ought to be looking at in this issue. If we decide we are going to ban them, then we should do it in a fair and responsible method. We can either designate the ban to be in total force, give some period of time for those people that are in that business to divest themselves of their assets, to adjust their business plans, or whatever it is they need to do, but we do it in a fair and equitable approach. We could set up a separate fund to buy the assets out so that we are not driving them into bankruptcy.

"There are a number of alternatives that we can explore, but I don't think that it's the fair thing or the just thing for this Legislature to be looking at a measure like this which takes effect upon its approval, to actually go in and cut the needs out of people. And I think if every member of this House looks at this thing in its broadest implications, if we take the time to really look at what's happening here, we gotta vote no. And we also have to turn around and then look at what other measures are still going to be alive during this session and we open those up and we say, let's look at the real issue of what thrill craft is and if we ban them, then let's ban them across the board, and let's not play games.

"Thank you, Mr. Speaker."

Representative Cavasso then rose and stated:

"Mr. Speaker, I also rise to speak against this bill for basically three reasons. It denies the legitimate recreational use of jet skis, small motor boats and other activities in our waters. It's a draconian solution of sledge hammer and it's anti business, and I would just like to start out by saying that I am concerned about the safety in our waters.

"I introduced legislation five years ago and four years ago for water safety, to initiate the water safety controls in our State, and those are now going into effect within the next month or two. We are going to have another seven zodiacs and boats in our recreational waters to police them, and that's good. And I've been a member of the Sierra Club for many, many years. I'm an outdoors man, I love the outdoors. I care about our animals, our fish, and I work to protect them as well.

"But this bill as we have it before us is going way too far, as the previous speaker pointed out. It prohibits all activity for five to seven months out of the year. So if somebody comes to Kailua Beach with some jet skis, purchased some jet skis and they have had them for a number of years for their kids, and they come to Kailua and they launch their jet skis at the boat ramp and they

jet slowly out to sea -- go about two or three miles off -- and then play out in the waters out there, this bill will prevent them from doing that, and I think that's going too far.

"I think there are good parts in this bill such as a thousand feet offshore -- that will prevent jet skis from within Flat Island, the Mokulua Islands in my district, for example, where there are a lot of recreational swimmers. But what about right outside the reef where the waters are wide open and, by the way, very few whales? The whales are generally a couple of miles out. So there are lots of areas here where people with recreational jet skis and such, and motor boats and such, could go out and participate and not hurt the whales, not hurt the recreational swimmers, and not endanger our people for safety.

"My first point is, let's not deny the use of jet skis and other things to our recreational people in our own State. Let them go out and just control it.

"The second thing is, we can control it and we should control it with a paring knife, to set off those areas where there should be no activity. But this bill is a sledge hammer, a draconian thing. It's wiping it all out.

"Another bill before us, I guess on Monday, will extend our State waters to twelve miles off the coast. So we are essentially, by this bill, denying all use of jet skis, small motor boats, and other activities for twelve miles off our coast. It's going too far.

"And number three, as the previous speaker mentioned, we are trying to encourage people to have initiative in our community, to start small businesses, to go out and do their things, and we have a lot of people that have demonstrated initiative and have started successful businesses in Hawaii. By this bill, we are effectively destroying their businesses, destroying their initiative, and putting them out of business, taking them off the place where they are going to help us in the taxes and other areas.

"What I am asking is that we reconsider this bill as such. We can do better. I would ask that we vote against this bill now as it is before us and that we bring it back in another version with a paring knife and carefully craft out those areas where we don't want these activities, where we seriously know the whale activities are happening, instead of just blanketing the whole State as this bill is currently doing.

"Thank you, Mr. Speaker."

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

"The bill, in fact, will establish a seasonal ban from December 15 to May 15 in the designated areas where thrill craft and parasailing may operate within the State. I am sure my colleagues are well aware that it is during that period of year that an endangered species, our State marine mammal -- the humpback whale -- returns to Hawaii for two purposes -- to breed, to reproduce. It has been well documented by members of the Humpback Whale Recovery Team of the National Marine Fishery of Legitimate Scientists to study these mammals, that it is the noise generated by specifically jet skis and parasails to be among the worst of the offenders that are contributing to the displacement of the humpback whale from its having habitat -- the nearshore waters of our State.

"I would also point out to my colleagues that about this time last year, we passed a very similar measure. It did basically the same thing. As the bill worked its way

through the judicial process, or the legislative process, there were some compromises made and we tried to allow the Department of Transportation to wrestle with this issue and promulgate rules. They did. The rules are basically the ones that are in this bill.

"Unfortunately, due to a technicality, those rules were set aside, and on behalf of the people throughout this State who want to protect and preserve the environment for the humpback whales, as well as for other organized recreational uses, this bill is back before you. I don't pretend that it is a perfect bill, but it is a step forward and a step that my constituents and others throughout the State are asking you to keep moving forward in the process.

"It also sets aside weekends and holidays where these activities would be banned. When other people want to use these areas, and unfortunately they don't remain in their confined areas, there is no opportunity because the activities, once they are in the waters, simply do not allow anybody else to co-exist with them.

"I would ask my colleagues to vote 'yes' on this measure, not only to preserve the environment for the humpback whales and green turtle and other kinds of activities, but also as a commitment that we take into consideration that our marine resources are very precious, need to be preserved, and we need to take all efforts that we can to move forward in this area.

"Thank you, Mr. Speaker."

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

"I would like to be very brief. I think it is very important to remember that it is not an environmental measure or a measure to protect whales per se. It is also a measure to enhance, preserve, and promote our tourist environment.

"The whale has become a symbol of Lahaina, and millions of tourists come to Hawaii not only to visit our wonderful natural scenery, but also to look at, to view, and to see how a marvelous creature has managed to remain alive in the world today. And the tour boats that go out, the people that come to Lahaina -- they all are part of our business environment.

"This measure is really to protect our tourist industry, and I urge all of you to vote in favor of it."

Representative Cavasso, in rebuttal, stated:

"I note and I sympathize with the concerns of the representative from Maui and support basically the statements you are making. However, this bill goes much further than just protecting the waters and what you are speaking of.

"I am looking at Oahu, for example. The bill says there will be no activity permitted on Windward Oahu, from Kahana Bay to Makapu Point, which is mostly on the Windward side. Then there is no activity on the North Shore, from Mokuleia to Kawela Bay, and then there is no activity on the South Shore, from Keehi to Koko Head. As far as I can tell, the only place where we can have activity is in Representative Apo's district. It's going too far.

"You know, we can go right outside Flat Island and there is plenty of room out there. You know, the passage of the whales is well beyond that area so we can have recreational swimmers inside Flat Island, we can have

motor boats and jet skis outside Flat Island, and we can have the whales outside there where they are right now.

"We're not only asking tourists to come to Hawaii to watch the whales. We also invite the tourists to come and enjoy the recreational activities -- swimming, surfing, motor boating, boating activities for active people. So this is going too far. We need to modify it."

Representative Apo then rose and stated:

"Mr. Speaker, I rise in response to reference to my district.

"I would just like to let Representative Cavasso know that in the case of Waianae, there were jet skis out there but the law of natural selection took over and they are no longer there.

"Thank you, Mr. Speaker."

Representative Shon then rose and stated:

"Mr. Speaker, in speaking in favor of the bill, I would just like to suggest that we appoint the previous speaker to personally inform the whales of where their lion is out there."

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

"Briefly, concerning the whales, the bill does have a one thousand feet debarkation line and that does not protect whales because obviously the whales are further out than one thousand feet.

"Mr. Speaker, I think this bill is flawed, and I am voting against it.

"Thank you."

Representative Isbell then rose and stated:

"Mr. Speaker, I wasn't going to speak but I do rise to speak in opposition to this because I want to make it clear where my opposition lies.

"The State of Hawaii allowed thrill craft and parasails to start business. The second thing that happened is that they did not do proper management and enforcement and the businesses became proliferated. I do not believe banning part of the year, weekends and holidays is a way to address a problem which has to do with management, enforcement and allowing too many permits in the first place. So it has to do with process.

"I am just as interested in preserving the ocean environment as anyone, but I do not think that a total ban for five months out of the year, and ban weekends and holidays is a way to address a problem which started with the State administration and the lack of enforcement and management.

"Thank you very much."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 2994, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RECREATION," having been read throughout, passed Third Reading by a vote of 41 ayes to 9 noes, with Representatives Anderson, Bellinger, Cavasso, Hemmings, Isbell, Leong, Liu, Marumoto and O'Kieffe voting no, and Representative Tam being excused.

The Chair directed the Clerk to note that H.B. No. 2994 had passed Third Reading at 1:21 o'clock p.m.

Stand. Com. Rep. No. 551-90 on H.B. No. 3044, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 3044, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

Stand. Com. Rep. No. 552-90 on H.B. No. 3282, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 3282, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORAL," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

The Chair directed the Clerk to note that H.B. Nos. 3044 and 3282 had passed Third Reading at 1:22 o'clock p.m.

Stand. Com. Rep. No. 553-90 on H.B. No. 2011, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 2011, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," having been read throughout, passed Third Reading by a vote of 49 ayes to 1 no, with Representative Anderson voting no, and Representative Tam being excused.

Stand. Com. Rep. No. 558-90 on H.B. No. 2905:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2905, entitled: "A BILL FOR AN ACT RELATING TO ADULT PROTECTIVE SERVICES," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Tam being excused.

The Chair directed the Clerk to note that H.B. Nos. 2011 and 2905 had passed Third Reading at 1:23 o'clock p.m.

At 1:24 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:35 o'clock p.m.

THIRD READING

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

H.B. No. 2533:

By unanimous consent, action was deferred one day.

H.B. No. 2020:

By unanimous consent, action was deferred one day.

H.B. No. 2051:

By unanimous consent, action was deferred one day.

H.B. No. 2188:

By unanimous consent, action was deferred one day.

H.B. No. 2309:

By unanimous consent, action was deferred one day.

H.B. No. 2839:

By unanimous consent, action was deferred one day.

H.B. No. 2614:

By unanimous consent, action was deferred one day.

H.B. No. 2844:

By unanimous consent, action was deferred one day.

H.B. No. 2907:

By unanimous consent, action was deferred one day.

H.B. No. 2939:

By unanimous consent, action was deferred one day.

H.B. No. 2602:

By unanimous consent, action was deferred one day.

H.B. No. 2360:

By unanimous consent, action was deferred one day.

H.B. No. 3407:

By unanimous consent, action was deferred one day.

H.B. No. 2088:

By unanimous consent, action was deferred one day.

H.B. No. 2202:

By unanimous consent, action was deferred one day.

H.B. No. 2903:

By unanimous consent, action was deferred one day.

H.B. No. 2845:

By unanimous consent, action was deferred one day.

STANDING COMMITTEE REPORTS

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 570-90) recommending that S.B. No. 1810, SD 2, HD 2, as amended in HD 3, be referred to the Committee on Finance.

On motion by Representative Andrews, seconded by Representative D. Ige and carried, the report of the Committee was adopted and S.B. No. 1810, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO A NATURAL RESOURCE AND ENERGY AUTHORITY," was referred to the Committee on Finance.

Representative Tom, for the Committee on Intergovernmental Relations and International Affairs, presented a report (Stand. Com. Rep. No. 571-90) recommending that H.B. No. 2338, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2338, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLICATION OF ANNUAL SUPPLEMENTS TO COMPREHENSIVE ORDINANCE CODES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 572-90) recommending that H.B. No. 3082, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 3082, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MULTIPLE UNIT DWELLINGS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 573-90) recommending that H.B. No. 2879 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2879, entitled: "A BILL FOR AN ACT RELATING TO THE ADMINISTRATION OF THE AGRICULTURAL PARK PROGRAM," passed Second Reading and was placed on the calendar for Third Reading.

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 574-90) recommending that H.B. No. 2880 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2880, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 575-90) recommending that H.B. No. 2881 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2881, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Shon, for the Committee on Health, presented a report (Stand. Com. Rep. No. 576-90) recommending that H.B. No. 2637, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2637, entitled: "A BILL FOR AN ACT RELATING TO THE DISPERSAL REVIEW COUNCIL," passed Second Reading and was placed on the calendar for Third Reading.

Representative Shon, for the Committee on Health, presented a report (Stand. Com. Rep. No. 577-90) recommending that H.B. No. 2691, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2691, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CERTIFICATE OF NEED," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 578-90) recommending that H.B. No. 2183, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2183, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FORFEITURE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 579-90) recommending that H.B. No. 2191, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2191, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WEAPONS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 580-90) recommending that H.B. No. 2818, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2818, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAGE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 581-90) recommending that H.B. No. 3265 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 3265, entitled: "A BILL FOR AN ACT RELATING TO NOTICE OF ESCAPE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 582-90) recommending that H.B. No. 2400 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Apo, seconded by Representative Hemmings and carried, the report of the Committee was adopted and H.B. No. 2400, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 583-90) recommending that H.B. No. 2014, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 584-90) recommending that H.B. No. 2478 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 585-90) recommending that H.B. No. 2002, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 585-90 and H.B. No. 2002, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2002, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 586-90) recommending that H.B. No. 3442, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 586-90 and H.B. No. 3442, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 3442, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 587-90) recommending that H.B. No. 2458, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 587-90 and H.B. No. 2458, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2458, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 588-90) recommending that H.B. No. 2986, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 588-90 and H.B. No. 2986, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2986, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 589-90) recommending that H.B. No. 2645, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 589-90 and H.B. No. 2645, HD 2, was deferred, and

in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2645, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 590-90) recommending that H.B. No. 2888, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 590-90 and H.B. No. 2888, HD 2, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2888, HD 2, were made available to the members of the House at 11:30 o'clock a.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 591-90) recommending that H.B. No. 2902, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 592-90) recommending that H.B. No. 2057, HD 1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 593-90) recommending that H.B. No. 3385 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 594-90) recommending that H.B. No. 2899 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 595-90) recommending that H.B. No. 2908 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 596-90) recommending that H.B. No. 2943 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 597-90) recommending that H.B. No. 2909, as amended in HD 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 597-90 and H.B. No. 2909, HD 1, was deferred, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2909, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

At 1:40 o'clock p.m., Representative Apo asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:43 o'clock p.m.

ANNOUNCEMENTS

Representative Hagino then rose and requested waiver of the 48-hour notice requirement "for the purpose of decision-making on House Bill 1261 at 6:00 p.m. today in Conference Room 416," and the Chair "so ordered."

Representative Metcalf then rose and requested waiver of the 48-hour notice requirement "for House Bill 2826 and House Bill 2827 to be heard this afternoon at 2:00 p.m. in Conference Room 328," and the Chair "so ordered."

Representative Fukunaga then rose and requested waiver of the 48-hour notice requirement "for decision-making only on House Bill 2738, relating to the Hawaii Revised Statutes, following the 2:00 p.m. Judiciary Committee meeting," and the Chair "so ordered."

At 1:44 o'clock p.m., Representative Apo asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:45 o'clock p.m.

Representative Apo then moved to keep the Journal open until 12:00 o'clock midnight this legislative day and that all Standing Committee Reports received by the Clerk up to that time be adopted and that said bills pass Second Reading and be placed on the calendar for Third Reading.

The motion was seconded by Representative Hemmings.

At 1:45 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. 598-90 to 804-90) were received in the Chief Clerk's Office up until 12:00 o'clock midnight this legislative day, and in accordance with the motion made earlier, the reports of the committees were adopted and the bills accompanying said Standing Committee Reports passed Second Reading and were placed on the calendar for Third Reading:

Stand. Com. Rep. No. 598-90 (FIN) was adopted and H.B. No. 2989, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 599-90 (FIN-Majority) and H.B. No. 3236, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SELF-ESTEEM," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 600-90 (FIN) and H.B. No. 2104, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY TO DETERMINE THE FEASIBILITY OF CLEANING THE ALA WAI CANAL," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 601-90 (FIN) and H.B. No. 2791, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIPIO VALLEY," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 602-90 (FIN) and H.B. No. 3043, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII FOR WAGE INCREASES FOR STUDENT ASSISTANTS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 603-90 (FIN) and H.B. No. 2259, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVED PUBLIC ACCESS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 604-90 (FIN) and H.B. No. 2277, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 605-90 (FIN) and H.B. No. 3171, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A LOAN PROGRAM FOR PERSONS WITH DISABILITIES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 606-90 (FIN-Majority) and H.B. No. 3018, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE SERVICES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 607-90 (AGR) was adopted and H.B. No. 3071, entitled: "A BILL FOR AN ACT RELATING TO FENCES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 608-90 (HSG) was adopted and H.B. No. 2858, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 609-90 (LAB) was adopted and H.B. No. 2892, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 610-90 (TRN) and H.B. No. 2368, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR DISABLED PERSONS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 611-90 (TRN) was adopted and H.B. No. 2428, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUPIL TRANSPORTATION," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 612-90 (TRN) was adopted and H.B. No. 2424, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY NUMBER PLATES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 613-90 (TRN) was adopted and H.B. No. 2430, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL NUMBER PLATES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 614-90 (TRN) was adopted and H.B. No. 2781, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC," passed Second

Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 615-90 (TRN) was adopted and H.B. No. 2957, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF ABANDONED VESSELS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 616-90 (TRN) was adopted and H.B. No. 2160, entitled: "A BILL FOR AN ACT RELATING TO MOPEDES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 617-90 (TRN) was adopted and H.B. No. 2006, entitled: "A BILL FOR AN ACT RELATING TO ROADWORK," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 618-90 (TRN) was adopted and H.B. No. 2431, entitled: "A BILL FOR AN ACT RELATING TO REBUILT VEHICLES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 619-90 (TRN) was adopted and H.B. No. 2951, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 620-90 (TRN) was adopted and H.B. No. 2953, entitled: "A BILL FOR AN ACT RELATING TO VEHICLE WEIGHT," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 621-90 (TRN) was adopted and H.B. No. 2429, entitled: "A BILL FOR AN ACT RELATING TO NUMBER PLATES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 622-90 (JUD/IIA) was adopted and H.B. No. 3030, entitled: "A BILL FOR AN ACT RELATING TO NOTICE OF PUBLIC HEARINGS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 623-90 (JUD) was adopted and H.B. No. 2038, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE ORDERS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 624-90 (JUD) was adopted and H.B. No. 3428, entitled: "A BILL FOR AN ACT RELATING TO JUDGMENTS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 625-90 (JUD) was adopted and H.B. No. 2112, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH AND MORALS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 626-90 (JUD) was adopted and H.B. No. 3220, entitled: "A BILL FOR AN ACT RELATING TO COURT PROCEEDINGS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 627-90 (JUD) was adopted and H.B. No. 2842, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTER

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

Stand. Com. Rep. No. 628-90 (JUD) was adopted and H.B. No. 2872, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 629-90 (JUD) was adopted and H.B. No. 2022, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 630-90 (JUD) was adopted and H.B. No. 1699, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES AND COSTS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 631-90 (JUD-Majority) was adopted and H.B. No. 2201, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 632-90 (JUD) was adopted and H.B. No. 2089, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADOPTION," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 633-90 (JUD) was adopted and H.B. No. 2053, as amended in HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTIONS 4, 5, AND 6, OF THE CONSTITUTION OF THE STATE OF HAWAII TO REVISE THE LAWS REGARDING APPORTIONMENT," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 634-90 (JUD) and H.B. No. 2546, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO METHAMPHETAMINE," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 635-90 (JUD-Majority) and H.B. No. 2354, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH CORRECTIONAL FACILITIES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 636-90 (JUD) and H.B. No. 2269, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ORGANIZED CRIME," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 637-90 (JUD-Majority) and H.B. No. 2044, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO A PILOT PROGRAM TO REDUCE THE TRANSMISSION OF INFECTIOUS AND COMMUNICABLE DISEASES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 638-90 (JUD) and H.B. No. 2573, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CARPOOL LANES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 639-90 (JUD) and H.B. No. 2387, HD 1, as amended in HD 2, entitled: "A BILL

FOR AN ACT RELATING TO GOVERNMENT APPRAISALS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 640-90 (JUD) and H.B. No. 2353, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH CORRECTIONAL FACILITIES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 641-90 (ECH) was adopted and H.B. No. 2486, 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.

Stand. Com. Rep. No. 642-90 (ECH) was adopted and H.B. No. 2487, 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.

Stand. Com. Rep. No. 643-90 (ECH) was adopted and H.B. No. 1807, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS AND INFORMATION," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 644-90 (CPC) was adopted and H.B. No. 2536, entitled: "A BILL FOR AN ACT RELATING TO FOREIGN-MONEY CLAIMS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 645-90 (CPC) was adopted and H.B. No. 2502, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 646-90 (CPC) was adopted and H.B. No. 2394, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE PROFESSIONALS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 647-90 (CPC) was adopted and H.B. No. 3083, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL PAPER," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 648-90 (FIN) and H.B. No. 2896, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 649-90 (FIN) and H.B. No. 2956, entitled: "A BILL FOR AN ACT RELATING TO HAZARD PAY FOR AIRCRAFT EMERGENCY RESCUE DUTIES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 650-90 (FIN) and H.B. No. 2904, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 651-90 (FIN) and H.B. No. 2676, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO NOISE," were placed on

the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 652-90 (FIN) and H.B. No. 2647, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION AGAINST SPOUSAL IMPOVERISHMENT," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 653-90 (FIN) and H.B. No. 2075, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 654-90 (FIN) and H.B. No. 2841, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO AN ADVISORY COMMISSION ON STRUCTURED SENTENCING," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 655-90 (FIN) and H.B. No. 3111, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO COOPERATIVE HOUSING," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 656-90 (FIN) and H.B. No. 3238, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY OF INNOVATIVE HOUSING TECHNIQUES THAT WOULD RESULT IN THE LOWERING OF HOUSING COSTS FOR HAWAII RESIDENTS WHO WISH TO TAKE ADVANTAGE OF ALTERNATIVE ENERGY DEVICES AND INNOVATIVE HOUSING DESIGN," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 657-90 (FIN) and H.B. No. 2046, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 658-90 (FIN) and H.B. No. 2092, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO A SOCIAL AND EMPLOYMENT SERVICES INCUBATOR PROJECT," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 659-90 (FIN) and H.B. No. 2960, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 660-90 (FIN) and H.B. No. 2588, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY VEHICULAR TAXES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 661-90 (FIN) and H.B. No. 3403, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOREST RESERVES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 662-90 (FIN) and H.B. No. 3429, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO REVOCATION OF DRIVER'S LICENSE," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 663-90 (FIN) and H.B. No. 2290, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 664-90 (FIN) and H.B. No. 3296, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO BURIALS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 665-90 (FIN) and H.B. No. 2950, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 666-90 (FIN) and H.B. No. 2985, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MENTAL HEALTH SERVICES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 667-90 (FIN) and H.B. No. 3302, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR LITTERING," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 668-90 (FIN) and H.B. No. 3355, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE SERVICES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 669-90 (FIN) and H.B. No. 2288, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 670-90 (FIN) and H.B. No. 2287, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO A FINANCIAL MALL," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 671-90 (FIN) and H.B. No. 2603, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 672-90 (FIN) and H.B. No. 2949, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 673-90 (FIN) and H.B. No. 2582, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOMELESS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 674-90 (FIN) and H.B. No. 2308, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH GANGS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 675-90 (FIN) and H.B. No. 2282, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE AND

FAMILY CAREGIVERS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 676-90 (FIN) and H.B. No. 2938, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAXATION OF FINANCIAL CORPORATIONS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 677-90 (FIN-Majority) and H.B. No. 2885, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOMES REVOLVING FUND," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 678-90 (FIN) and H.B. No. 3299, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 679-90 (FIN) and H.B. No. 2492, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 680-90 (FIN) and H.B. No. 2774, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 681-90 (FIN) and H.B. No. 2289, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE INFORMATION NETWORK," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 682-90 (FIN-Majority) and H.B. No. 2649, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO A COMMUNITY-BASED TEENAGE HEALTH CLINIC DEMONSTRATION PROJECT," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 683-90 (FIN) and H.B. No. 3357, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MEDICAID OPTIONS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 684-90 (FIN) and H.B. No. 2569, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 685-90 (FIN) and H.B. No. 3110, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 686-90 (FIN) and H.B. No. 2281, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY SUPPORT CENTERS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 687-90 (FIN) and H.B. No. 2280, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 688-90 (FIN) and H.B. No. 2059, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES," were placed on the calendar for Third Reading on Monday March 5, 1990.

Stand. Com. Rep. No. 689-90 (FIN) and H.B. No. 2886, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING FINANCE AND DEVELOPMENT CORPORATION," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 690-90 (FIN) and H.B. No. 2306, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG ENFORCEMENT, INTERDICTION, EDUCATION AND REHABILITATION," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 691-90 (FIN) and H.B. No. 2751, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 692-90 (FIN) and H.B. No. 2418, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 693-90 (FIN) and H.B. No. 2302, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY GRANTS-IN-AIDS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 694-90 (FIN) was adopted and H.B. No. 2944, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INCOME TAX," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 695-90 (FIN) was adopted and H.B. No. 1576, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 696-90 (AGR) was adopted and H.B. No. 2494, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 697-90 (FIN) and H.B. No. 2481, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC BROADCASTING AUTHORITY," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 698-90 (CPC/IIA) was adopted and H.B. No. 2531, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOTEL LICENSES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 699-90 (CPC/IIA) was adopted and H.B. No. 2733, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 700-90 (CPC/JUD) was adopted and H.B. No. 3123, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 701-90 (CPC/JUD) was adopted and H.B. No. 3381, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO USED CARS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 702-90 (CPC/JUD) was adopted and H.B. No. 2532, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM TRUSTEES' POWERS ACT," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 703-90 (CPC) was adopted and H.B. No. 2412, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF REAL ESTATE APPRAISERS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 704-90 (CPC) was adopted and H.B. No. 2391, entitled: "A BILL FOR AN ACT RELATING TO NEW MOTOR VEHICLE WARRANTIES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 705-90 (CPC) was adopted and H.B. No. 2524, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC SERVICES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 706-90 (CPC) was adopted and H.B. No. 2482, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR NATUROPATHIC PHYSICIANS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 707-90 (CPC) was adopted and H.B. No. 2483, entitled: "A BILL FOR AN ACT RELATING TO PHARMACISTS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 708-90 (CPC) was adopted and H.B. No. 2516, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 709-90 (CPC) was adopted and H.B. No. 2480, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION AGENCIES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 710-90 (CPC) was adopted and H.B. No. 2310, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC PROPERTY," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 711-90 (CPC) was adopted and H.B. No. 2295, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLICITATION OF FUNDS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 712-90 (CPC) was adopted and H.B. No. 2311, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS,"

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

Stand. Com. Rep. No. 713-90 (CPC/JUD) was adopted and H.B. No. 3128, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 714-90 (CPC) was adopted and H.B. No. 2026, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 715-90 (CPC) was adopted and H.B. No. 3121, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE BROKERS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 716-90 (CPC) was adopted and H.B. No. 2527, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANTITRUST PROVISIONS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 717-90 (CPC) was adopted and H.B. No. 3125, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 718-90 (CPC) was adopted and H.B. No. 2538, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE RATING ORGANIZATIONS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 719-90 (CPC) was adopted and H.B. No. 2518, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTOR LICENSING," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 720-90 (CPC) was adopted and H.B. No. 2369, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 721-90 (CPC) was adopted and H.B. No. 2413, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSING," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 722-90 (CPC) and H.B. No. 2955, as amended in HD 1, entitled: "A BILL FOR AN ACT EXEMPTING MOTOR VEHICLES USED EXCLUSIVELY WITHIN AIRPORT PREMISES FROM LICENSING REQUIREMENTS OF THE PUBLIC UTILITIES COMMISSION," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 723-90 (CPC/JUD) was adopted and H.B. No. 2786, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 724-90 (CPC/JUD/LAB) was adopted and H.B. No. 2419, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 725-90 (CPC) was adopted and H.B. No. 2294, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE RATES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 726-90 (CPC) was adopted and H.B. No. 2356, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 727-90 (CPC) was adopted and H.B. No. 2417, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 728-90 (JUD) and H.B. No. 2036, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO BOATING SAFETY," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 729-90 (JUD) and H.B. No. 2740, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 730-90 (JUD) and H.B. No. 2877, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PLANT AND NON-DOMESTIC ANIMAL QUARANTINE," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 731-90 (JUD) and H.B. No. 2799, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE THEFT OF LIVESTOCK," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 732-90 (JUD) and H.B. No. 2585, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO DONATIONS OF FOOD," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 733-90 (JUD) and H.B. No. 2457, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 734-90 (JUD) was adopted and H.B. No. 3183, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN SYMBOLS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 735-90 (JUD) was adopted and H.B. No. 3219, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 736-90 (JUD) was adopted and H.B. No. 2830, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TESTING," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 737-90 (JUD) was adopted and H.B. No. 2024, as amended in HD 1, entitled: "A BILL

FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 738-90 (JUD) was adopted and H.B. No. 2876, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 739-90 (JUD) was adopted and H.B. No. 3274, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 740-90 (JUD-Majority) was adopted and H.B. No. 2255, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 741-90 (JUD-Majority) was adopted and H.B. No. 2256, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 742-90 (ECH) was adopted and H.B. No. 2485, as amended in HD 1, 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.

Stand. Com. Rep. No. 743-90 (WLD) was adopted and H.B. No. 2984, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KALAWAHINE LANDS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 744-90 (WLD) was adopted and H.B. No. 2274, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SHORELINE," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 745-90 (WLD) was adopted and H.B. No. 1261, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 746-90 (WLD) was adopted and H.B. No. 3440, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 747-90 (CPC/IIA) was adopted and H.B. No. 3092, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 748-90 (PEP) and H.B. No. 2699, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 749-90 (PEP) was adopted and H.B. No. 2447, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSEHOLD HAZARDOUS SUBSTANCE RECYCLING," passed

Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 750-90 (PEP) was adopted and H.B. No. 2754, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 751-90 (PEP) was adopted and H.B. No. 2217, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 752-90 (PEP/WLD) was adopted and H.B. No. 3286, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATERSHED MANAGEMENT," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 753-90 (PEP/IIA) was adopted and H.B. No. 2445, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 754-90 (PEP/IIA) was adopted and H.B. No. 3300, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 755-90 (PEP/CPC) was adopted and H.B. No. 2917, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 756-90 (PEP/OMR) was adopted and H.B. No. 3149, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 757-90 (PEP/HLT) was adopted and H.B. No. 2670, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 758-90 (PEP/HLT) was adopted and H.B. No. 2678, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO POLLUTION," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 759-90 (PEP/JUD) was adopted and H.B. No. 2753, entitled: "A BILL FOR AN ACT RELATING TO PERMITS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 760-90 (PEP/JUD) was adopted and H.B. No. 2898, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL STATUTES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 761-90 (PEP/JUD) was adopted and H.B. No. 2897, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL EMERGENCY RESPONSE," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 762-90 (JUD) was adopted and H.B. No. 2694, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALCOHOL OR DRUG TEST," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 763-90 (JUD) was adopted and H.B. No. 256, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL CLAIMS COURT," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 764-90 (JUD) and H.B. No. 2388, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 765-90 (JUD) was adopted and H.B. No. 2827, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS INVOLVING A HEALTH CARE PROVIDER," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 766-90 (JUD) was adopted and H.B. No. 2826, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS INVOLVING MINORS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 767-90 (JUD) and H.B. No. 1651, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 768-90 (JUD) was adopted and H.B. No. 2611, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 769-90 (JUD) and H.B. No. 2425, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HARBOR FACILITY USE," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 770-90 (JUD) and H.B. No. 2862, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 771-90 (JUD) was adopted and H.B. No. 2752, entitled: "A BILL FOR AN ACT RELATING TO AGENCIES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 772-90 (JUD) was adopted and H.B. No. 2965, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 773-90 (CPC) was adopted and H.B. No. 2415, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN REAL PROPERTY TRANSACTIONS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 774-90 (CPC) and H.B. No. 2323, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 775-90 (CPC) was adopted and H.B. No. 3256, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIANS AND SURGEONS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 776-90 (CPC) was adopted and H.B. No. 2450, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 777-90 (CPC) was adopted and H.B. No. 3176, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNFAIR AND DECEPTIVE TRADE PRACTICES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 778-90 (CPC) and H.B. No. 3435, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO NURSES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 779-90 (LAB/JUD) was adopted and H.B. No. 2967, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF PUBLIC SAFETY," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 780-90 (LAB) was adopted and H.B. No. 2028, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 781-90 (LMG/JUD) was adopted and H.B. No. 2737, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE INFORMATION," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 782-90 (LMG/JUD) was adopted and H.B. No. 2738, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII REVISED STATUTES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 783-90 (HSG/CPC) was adopted and H.B. No. 3103, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDEMNATION OF LEASEHOLD REAL PROPERTY," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 784-90 (HSG/CPC) was adopted and H.B. No. 1275, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 785-90 (WLD) and H.B. No. 3164, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDEMNATION," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 786-90 (CPC) and H.B. No. 2571, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROOF OF FINANCIAL RESPONSIBILITY," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 787-90 (CPC) and H.B. No. 2169, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 788-90 (JUD) and H.B. No. 2015, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS IN PICKUP TRUCKS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 789-90 (JUD) and H.B. No. 2118, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 790-90 (JUD-Majority) and H.B. No. 2301, entitled: "A BILL FOR AN ACT RELATING TO THE PRIMARY AND GENERAL ELECTIONS OF THE BOARD OF EDUCATION," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 791-90 (JUD) and H.B. No. 2253, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII SCHOOL OF MEDICINE," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 792-90 (JUD) and H.B. No. 2912, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 793-90 (FIN) and H.B. No. 2297, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE VISITOR INDUSTRY," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 794-90 (FIN) and H.B. No. 2265, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT OF OCEAN-RELATED ACTIVITIES," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 795-90 (FIN) and H.B. No. 2644, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE, STATEWIDE RABIES AWARENESS PROGRAM," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 796-90 (FIN) and H.B. No. 2266, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STATEWIDE HOUSEHOLD AND AGRICULTURAL HAZARDOUS WASTE COLLECTION PROJECT," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 797-90 (FIN) and H.B. No. 2928, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 798-90 (FIN) and H.B. No. 2911, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 799-90 (FIN) and H.B. No. 2919, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNING AND COMMUNITY DEVELOPMENT," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 800-90 (FIN) and H.B. No. 2900, entitled: "A BILL FOR AN ACT RELATING TO RESPITE CARE AT WAIMANO TRAINING SCHOOL AND HOSPITAL," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 801-90 (FIN) and H.B. No. 2962, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 802-90 (FIN) and H.B. No. 3212, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 803-90 (FIN) and H.B. No. 2260, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," were placed on the calendar for Third Reading on Monday, March 5, 1990.

Stand. Com. Rep. No. 804-90 (FIN-Majority) and H.B. No. 2208, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALTERNATIVE TRANSPORTATION," were placed on the calendar for Third Reading on Monday, March 5, 1990.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 9:00 o'clock a.m. on Monday, March 5, 1990.

TWENTY-FIFTH DAY

Monday, March 5, 1990

The House of Representatives of the Fifteenth Legislature of the State of Hawaii, Regular Session of 1990, convened at 9:20 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by President Eugene W. Banks of the Church of Jesus Christ of Latter-Day Saints, after which the Roll was called showing all members present.

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

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

At 9:27 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 10:54 o'clock a.m.

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

Representative Isbell introduced a group of eighth grade students from Hookena School in Kona. They were accompanied by their teacher, Wilma Place, and her assistant, Julia Watson.

Representative Bellinger introduced Benjamin Batel, Sen Isera and Kathy Finga, students from Kahuku High School and participants in the legislative "shadowing" program.

Representative Metcalf then asked his "hardworking staff" who were seated in the gallery to stand to be recognized.

ORDER OF THE DAY

SUSPENSION OF RULES

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

UNFINISHED BUSINESS

H.B. No. 2533 (Stand. Com. Rep. No. 445-90):

On motion by Representative Hirono, seconded by Representative Hiraki and carried, H.B. No. 2533, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 454-90 on H.B. No. 1159, HD 1:

On motion by Representative Fukunaga, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 1159, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANATOMICAL GIFT DESIGNATIONS," having been

read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2533 and 1159 had passed Third Reading at 10:56 o'clock a.m.

H.B. No. 2020 (Stand. Com. Rep. No. 457-90):

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2020, entitled: "A BILL FOR AN ACT RELATING TO PROBATE," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 2020 had passed Third Reading at 10:57 o'clock p.m.

H.B. No. 2051 (Stand. Com. Rep. No. 458-90):

Representative Metcalf moved that H.B. No. 2051, having been read throughout, pass Third Reading, seconded by Representative Hagino.

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

"This bill is an offer of a constitutional amendment to increase the size of the Legislature -- the House, potentially from 51 to 55, and in the Senate, from 25 to potentially 27. Although I understand that there are some good intentions behind the measure to perhaps increase the bodies which might permit then the Reapportionment Commission to stay within basic island units, I also feel that there are many more issues surrounding this question than just those surrounding basic island units. I think it's questionable at best that even at these numbers that we would be able to stay within basic island units, that we might have to go larger, it could be fewer, and we don't have the census results in yet.

"I also believe that our current numbers in both bodies are sufficient. I think we don't like it too provincial and get too small in our districts here, and I think we should allow the Reapportionment Commission a couple of years to work with the current numbers that we have. And also, Mr. Speaker, I think, quite frankly, we all know the arduous and very fretful process that we went through ten years ago during reapportionment, into the 80s thereafter all the way to 1984 and 1985, and I don't think we want to open up the doors to any more potential errors of controversy which could affect both the public's, I think, perception of the process as well as affecting our work here as to uncertainties regarding district boundaries and who can vote for whom.

"For those reasons, Mr. Speaker, I think we'd be much better off to leave the status quo in place concerning the numbers with which the Reapportionment Commission must work with in the upcoming years."

The motion was put by the Chair and carried, and H.B. No. 2051, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTIONS 2 AND 3, AND ARTICLE IV, SECTION 4, OF THE HAWAII CONSTITUTION, TO MAKE VARIABLE THE NUMBER OF SENATORS AND REPRESENTATIVES TO BE ELECTED FROM RESPECTIVE SENATORIAL AND REPRESENTATIVE DISTRICTS," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Hemmings and Liu voting no.

H.B. No. 2188 (Stand. Com. Rep. No. 459-90):

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2188, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2051 and 2188 had passed Third Reading at 11:00 o'clock a.m.

At 11:00 o'clock a.m., Representative Stegmaier asked for a recess and the Chair declared a recess, subject to the call of the Chair.

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

H.B. No. 2309 (Stand. Com. Rep. No. 460-90):

Representative Metcalf moved that H.B. No. 2309, having been read throughout, pass Third Reading, seconded by Representative Hagino.

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

"As I said last year, I say it again this year. I am amazed, simply amazed, that this measure not only was introduced last year but in a very similar form, here we see it again! Here we see it again, Mr. Speaker, a measure to let off repeat felons -- repeat offender felons! They can make a claim that they are substance abusers. Oh, yes, the bill talks about them having to go through some kind of test to assert that they are substance abusers. And oh, yes, it talks about, well if they break their probation they have to be thrown into incarceration, and they can't apply for a parole or for probation again.

"But, Mr. Speaker, those are very poor, poor window dressings and disguises for a measure that really wants to give the wrong message to those involved with drugs.

"This bill allows repeat offenders involved in property crimes for only the instant offense to get a slap on the wrist. This message is going to go out very quickly to those involved in such illegal actions. It says nothing about the first offense, the first felony, for which this person has been convicted. Those felonies include reckless endangering in the first degree, terroristic threatening in the first degree, unlawful imprisonment in the first degree relating to sexual assault, or rape in the third degree. All of those could be crimes that this individual who is going to get a slap on the wrist may have committed at one time and now, just because they are involved with drugs or may be involved in drugs and steal property or involved in a property crime, is going to be let off.

"A lot of law enforcement officials have indicated to us, both in your caucus as well as the Minority caucus, the Republican caucus, that in the area of drugs, when you put people away, when you put the pushers, growers and many of the substance abusers of a serious kind -- felons -- things change. That's why with the federal court system, there are very strong and harsh penalties concerning incarceration. We are seeing great fear among those involved in drug trafficking and drug use when it comes to being prosecuted by federal authorities. There is less of that concern when they are put to the test in our State courts because they know that there is still the possibility under our laws that they won't be put away.

"Mr. Speaker, I urge all the members here to reconsider their vote of support if they so intend to do so.

However, if this measure does somehow pass this House, I assure you, Mr. Speaker, that the public will be reminded of this.

"Thank you."

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

"Mr. Speaker, in addition to your Majority caucus, I would note that representatives from the Honolulu Police Department, the Department of Corrections, and the courts, supported this measure which in fact has rigid constraints for participation in the probation program built in. But it is an attempt to avoid raising additional taxes to build more prisons.

"Thank you, Mr. Speaker."

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

"In rebuttal to the previous speaker, we certainly don't have to raise more taxes to build more prisons with the multi-billion dollar budget already being spent with taxpayers' money. There are lots of alternatives to having taxes pay for more prisons, one of which includes prison industries and other innovative ways for prisoners to help pay for their own incarceration.

"But that's no excuse to let felons back onto the streets, especially repeat felons, and Representative Liu so finely articulated the many particulars and objections to this bill. But once again this Legislature, this House, is putting forth a measure, Mr. Speaker, that will send a very bad message out to the public.

"Yes, we have mandatory sentencing laws. And I would like to say second offenders but really the second offenders have a much more serious thing there -- second victims of these people in their crimes often related to drugs, the message is, go ahead, you can get probation. All you have to do is prove that you are on drugs. So this bill is actually an incentive for someone who doesn't want to go to prison to take drugs.

"It's absolutely incredible that we are considering it, Mr. Speaker. I hope the Majority Party can, as they did last year, think this one over again. It is the wrong message at the wrong time. We are trying to fight drug consumption, not users an excuse to get parole or probation.

"Mr. Speaker, I am voting against this bill."

The motion was put by the Chair and carried, and H.B. No. 2309, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY CRIMES," having been read throughout, passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Anderson, Cavasso, Hemmings, Liu, Marumoto, O'Kieffe and Stegmaier voting no.

The Chair directed the Clerk to note that H.B. No. 2309 had passed Third Reading at 11:11 o'clock a.m.

At 11:12 o'clock a.m., Representative Souki asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:27 o'clock a.m.

H.B. No. 2839 (Stand. Com. Rep. No. 461-90):

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2839, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

H.B. No. 2614 (Stand. Com. Rep. No. 462-90):

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2614, entitled: "A BILL FOR AN ACT RELATING TO SMALL CLAIMS, DISTRICT COURTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2839 and 2614 had passed Third Reading at 11:28 o'clock a.m.

H.B. No. 2844 (Stand. Com. Rep. No. 463-90):

Representative Souki moved that H.B. No. 2844, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

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

"Mr. Speaker, I rise not because I feel that I am in a feisty mood this morning, as one of your members indicated just a few minutes ago, but because on this measure I really have concerns that again, we are placing more responsibility by statute than we need to in an office which is elected on a partisan basis, which runs a process which should be totally free of that type of influence whether it be Democrat or Republican, Mr. Speaker.

"The concern I have here, Mr. Speaker, is that perhaps I would be less concerned if in fact that some success has been shown in the education program of the Lieutenant Governor."

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

"To follow up on the remarks of our Minority Leader that this bill is of vital concern to all of us who desire fairness in the election process and as you well know, your loyal opposition for years has been opposed to having a candidate run the election process in this State which is exactly what happens when the Lieutenant Governor is the chief elections officer. There is an inherent conflict of interest when that person makes the rules, enforces the rules, and also administers critical decisions affecting the eligibility of candidacy of people, and we will be discussing a bill on that measure a little later on the agenda today.

"But the bottom line is, Mr. Speaker, that the Lieutenant Governor who will be a candidate himself in 1990 will also have control of the assets of that office. And as prior occupiers of that office have so adroitly done, he will have access to the computer, access to all the information, and access to the staff that runs the elections process, something that the rest of us as candidates have to pay dearly for, if we can even get access to the information. So that is another conflict of interest.

"Another point, too, is that money would be spent to promote voter education. No one's against voter education. We are just against a candidate running for office being in charge of it and promoting himself along with voter education. Voter education could be easily conducted by the League of Women Voters or some other non-partisan organization, but what we are doing is we

are highlighting and using taxpayers' money once again to promote someone in the executive branch of government for their own good in re-election. I say it is unfair.

"And also when we get to the bottom line, Mr. Speaker, I believe we spent over \$200,000 in the last election and the results were dismal. The State did not do a good job -- the Lieutenant Governor's Office did not do the job of delivering and getting people registered and turning out the votes.

"For all these reasons, Mr. Speaker, we are all for voter education, we are all for promoting democracy, but let's do it fairly and let's let it be done by someone who does not have a partisan, special interest on this measure.

"For those reasons, Mr. Speaker, I urge that all you fair-minded Democrats join in voting against this bill so we can have a fair elections process.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 2844, entitled: "A BILL FOR AN ACT RELATING TO VOTER EDUCATION," having been read throughout, passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Anderson, Cavasso, Hemmings, Liu, Marumoto, O'Kieffe and Peters voting no.

H.B. No. 2907 (Stand. Com. Rep. No. 474-90):

On motion by Representative Souki, seconded by Representative Fukunaga and carried, H.B. No. 2907, entitled: "A BILL FOR AN ACT RELATING TO HOME AND COMMUNITY-BASED CARE," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2844 and 2907 had passed Third Reading at 11:34 o'clock a.m.

Stand. Com. Rep. No. 479-90 on H.B. No. 484, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 484, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 480-90 on H.B. No. 2889, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2889, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 481-90 on H.B. No. 2924, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2924, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 484, 2889 and 2924 had passed Third Reading at 11:35 o'clock a.m.

H.B. No. 2939 (Stand. Com. Rep. No. 492-90):

Representative Souki moved that H.B. No. 2939, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

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

"I am very happy with this bill but I would like to see the addition of an increase in the renter's tax credit also in this measure. The Tax Review Commission has said that the tax credit for renters have not kept up with inflation and it should be increased. In addition, there is no excise tax for home owners so the four percent tax falls unfairly on renters. So one of these days, I hope we can take a look at this inequity and correct it.

"Thank you very much."

The motion was put by the Chair and carried, and H.B. No. 2939, entitled: "A BILL FOR AN ACT RELATING TO THE RENTER'S INCOME TAX CREDIT," having been read throughout, passed Third Reading by a vote of 51 ayes.

H.B. No. 2602 (Stand. Com. Rep. No. 493-90):

On motion by Representative Souki, seconded by Representative Fukunaga and carried, H.B. No. 2602, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HEALTH CARE FACILITIES," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2939 and 2602 had passed Third Reading at 11:36 o'clock a.m.

Stand. Com. Rep. No. 507-90 on H.B. No. 3349, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 3349, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HONOLULU SYMPHONY," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 508-90 on H.B. No. 3013, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 3013, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 509-90 on H.B. No. 3165, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 3165, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE VISITOR INDUSTRY EDUCATION COUNCIL," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3349, 3013 and 3165 had passed Third Reading at 11:37 o'clock a.m.

Stand. Com. Rep. No. 510-90 on H.B. No. 2864, HD 1:

Representative Souki moved that the report of the majority of the Committee be adopted and H.B. No. 2864, HD 1, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

Representative Liu rose to speak against the bill, stating:

"Just to alert the members here as to what we are really doing. I think we can all appreciate the work that the members of the Criminal Injuries Compensation Commission does, but I have great concerns here that a commission that was originally intended to basically be somewhat on a volunteer basis with some recompense for their time here now will be receiving approximately 25 percent of the median income for people in Hawaii -- \$10,000 a year maximum. We are increasing their ceiling from \$6,600 -- that at hundred dollars a day, we're talking about potential meetings of 100 days a year. Now, if they do need that kind of time, if they do need that type of compensation, we should perhaps rethink our whole view of the commission and perhaps professionalize this body as we have done to PUC and some others.

"I am concerned about the piecemeal approach here because it may set up a precedent for a number of other commissions where in fact we are not looking for full-time, and we are looking for right-minded and public-spirited citizens to come forward and help us.

"For those reasons, Mr. Speaker, I shall be voting no, and I hope that in the future of this session some reconsideration of this can be had, and if not then perhaps in future sessions.

"Thank you very much, Mr. Speaker."

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

"Just to underscore a point that is of concern to me also. The bill does not clarify what a day's meeting is all about, and \$100 a day could amount to one-half hour or one hour meeting after work, as I understand the bill, and that would entitle the participants to get the full \$100.

"Mr. Speaker, I believe that the work could be done adequately in sixty-six days, and I do believe that \$6,600 for attending meetings on an interim basis and also on a part-time basis and not a full day is adequate compensation, and for these and other reasons, Mr. Speaker, I am voting no against the bill."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 2864, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CRIMINAL INJURIES COMPENSATION COMMISSION," having been read throughout, passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Cavasso, Hemmings, Liu and Marumoto voting no.

Stand. Com. Rep. No. 511-90 on H.B. No. 2800, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2800, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM BOARD OF TRUSTEES," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2864 and 2800 had passed Third Reading at 11:40 o'clock a.m.

Stand. Com. Rep. No. 512-90 on H.B. No. 2884, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2884, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 513-90 on H.B. No. 2926, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2926, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2884 and 2926 had passed Third Reading at 11:41 o'clock a.m.

Stand. Com. Rep. No. 514-90 on H.B. No. 2820, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2820, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 515-90 on H.B. No. 2787, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2787, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2820 and 2787 had passed Third Reading at 11:42 o'clock a.m.

Stand. Com. Rep. No. 516-90 on H.B. No. 3356, HD 2:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 3356, HD 2, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

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

"As your Chairman of Human Services, we do have the responsibility for the corrections system. I think one of the problems we have is that it is very difficult to be an advocate for the correctional system because very often if you try to do too much, you get criticized for cuddling prisoners. And what happens if you don't do enough? You know, you open yourself to lawsuits and being forced to make changes. And very often it is the latter that happens. We are forced to take action on certain matters regarding our correctional system.

"I think in House Bill 3356, it is sort of a philosophical direction that we may want to provide for the State. It is a win-win situation which allows a system of restitution -- to have the prisoners repay their debt to society by assisting social programs. At the same time, it also provides training and experience in a field which is facing a huge manpower shortage. And also at the same time, it provides a lower cost of construction, repair and renovation for non-profit social agencies. And the Corrections Department has been doing this over the years, and there are examples such as the Kokua Kalihi Valley Comprehensive Health Center, and the Parent-Child Center, a child care program in KPT which the inmates' labor provided construction for. But given the needs of our social agencies, especially in the area of providing shelters, I think we should be looking at how we can provide low cost construction labor and at the same time provide training and experience for these inmates. So I would like to ask everyone to support House Bill No. 3356.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, I would like to echo the eloquent comments of the previous speaker and add to it that if the Majority Party had voted 'no' on letting felons out who take drugs, they would have had more of a labor force to do this great work.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3356, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 517-90 on H.B. No. 2890, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2890, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF BONDS FOR HOUSING PROJECTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3356 and 2890 had passed Third Reading at 11:45 o'clock a.m.

Stand. Com. Rep. No. 518-90 on H.B. No. 2874, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2874, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 2874 had passed Third Reading at 11:46 o'clock a.m.

Stand. Com. Rep. No. 519-90 on H.B. No. 3174, HD 2:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 3174, HD 2, having

been read throughout, pass Third Reading, seconded by Representative Fukunaga.

Representative Isbell then rose and stated:

"Mr. Speaker, I rise to speak in favor of this bill to recognize Joe Tassel who, through his voluntary efforts, proved that the Capitol tour was meaningful and popular with school students, general public and visitors.

"I believe his dedication and sense of humor are worthy of meritorious recognition by this House."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3174, HD 2, entitled: "A BILL FOR AN ACT RELATING TO A CAPITOL TOUR AND INFORMATION SERVICE PROGRAM," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 3174 had passed Third Reading at 11:47 o'clock a.m.

Stand. Com. Rep. No. 520-90 on H.B. No. 3098, HD 2:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 3098, HD 2, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

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

"Dreaming to be somebody someday and not able to attain it will cause psychological effects, including loss of self esteem. We have to realize that not all of our students are college material for a lot of reasons. High cost of college education is one of the reasons. It is important to help prepare our high school students to face the real world set for them after high school graduation. This training will give them a good edge in job preparation.

"This bill will bring about not only job training, it will also serve as a career guidance in transition and to help develop meaningful and productive goals. This bill gives our youth positive alternatives and opens a big opportunity to our youth to stop their dreaming and see their dreams come true.

"I urge all my colleagues to support this bill because it enables the youth of Hawaii to become productive members of our society, and I wholeheartedly support this bill.

"Thank you, Mr. Speaker."

Representative Cachola 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 Cachola's remarks are as follows:

"Mr. Speaker and fellow colleagues, the two-year pilot program initiated by this bill would have the Department of Labor and Industrial Relations develop visitor industry practicum courses at Farrington and Waipahu High Schools.

"This program would serve two purposes: to help alleviate the labor shortage in the visitor industry, and to help provide career guidance to at-risk youths.

"The program would build on an existing program at Waipahu High, originally developed by teachers there, and on Farrington's transition center and strong Japanese language program. If successful, this program could then be expanded to include schools throughout the State.

"For these reasons, I urge my colleagues to vote in favor of this bill."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3098, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TOURISM TRAINING," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H. B. No. 3098 had passed Third Reading at 11:49 o'clock a.m.

Stand. Com. Rep. No. 521-90 on H.B. No. 2891, HD 2:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2891, HD 2, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

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

"Mr. Speaker, this is a commendable bill because of the fact that it allows people who had worked for the government and retired and back into service again to get military credit.

"But I am also concerned, Mr. Speaker, about the people who have retired prior to the bill last year, or prior to this bill, and do not get any credit for retirement. I am hoping, Mr. Speaker, that in the future or maybe through conferences and so on, they would also be included.

"Thank you, Mr. Speaker."

Representative Alcon then asked for a conflict ruling, saying that he is a veteran of World War II "so I stand to benefit from this bill."

The Chair ruled "no conflict."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2891, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 2891 had passed Third Reading at 11:50 o'clock a.m.

Stand. Com. Rep. No. 522-90 on H.B. No. 2600, HD 1:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2600, HD 1, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

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

"Just very shortly, Mr. Speaker, this bill is really not a very significant bill in that it raises some very low cost applicable to the district court -- five, ten dollars here or there. It is not a big money item.

"But I did want to make one point, Mr. Speaker, and it is this. As we look at our cost of litigation in the courts, I think we have to be mindful of the fact that the court system is not to be self-supporting. It's a process that's available to all of our people to resolve their disputes, and we should make it as accessible as possible as society gets more complex. And so I hope that that thought which I see in this bill doesn't raise the cost much, but there could come a sense some day that our courts will be self-sustaining or self-supporting, and that's not the case. We need to make them very, very available to our people to resolve their disputes.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2600, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT COSTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 2600 had passed Third Reading at 11:52 o'clock a.m.

Stand. Com. Rep. No. 523-90 on H.B. No. 2258, HD 2:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2258, HD 2, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

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

"Mr. Speaker, I signed the bill free and clear but after being reminded about the National Conference of State Legislators' report to this Legislature which we paid them for regarding a very important issue, I feel it is my responsibility to remind leadership, both in the House and Senate, that the report was very clear on some things that should be done. Obviously, doing another study and forming another committee will help allegedly clean up some of the problems, but there is something that can be done that was not done so far should be done.

"The report said that all three agency heads of the agencies that serve under the Legislature should be formally selected and appointed by the Legislature at the earliest possible date after convening. The Ombudsman's Office, the Legislative Reference Bureau have been headed by acting directors since 1980 and the present Legislative Auditor has been in an acting capacity since 1982. The selection should be made to conform with the specifics of the job description qualification which must be developed promptly.

"From my experience, Mr. Speaker, the new Ombudsman, Karen Blondin, the LRB director, Sam Chang, and the Legislative Auditor, Newton Sue, have done an excellent job, and I would urge leadership to look at these jobs and give these people at least the courtesy of not being in an acting capacity for so long. Studies and commissions will not replace good management, Mr. Speaker.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2258, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE MANAGEMENT," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 524-90 on H.B. No. 2262, HD 1:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2262, HD 1, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

Representative Bunda 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 Bunda's remarks are as follows:

"Mr. Speaker, I rise to speak in favor of three House bills that are part of the Ocean and Marine Resources Majority package -- House Bill No. 2262; House Bill No. 2264, HD 1; and House Bill No. 2265, HD 1.

"It is the duty of government to preserve the right of present and future generations to enjoy the bounty of the ocean and our freshwater streams. As the demand on ocean resources for future recreation activities grows, the need for appropriate ocean resource management and a properly staffed and managed single enforcement agency will become even more important. The increased use of our State's shores and ocean waters for commercial and recreational activity has also resulted in a need for expanded and more effective enforcement programs to preserve and protect Hawaii's natural resources.

"As island people, we are heavily dependent on our ocean for resources. In the past, the public harvested sufficient amounts of fish from these bodies of water to feed themselves. Recently, however, we find that our once abundant fish and shellfish have been diminishing at alarming rates.

"Is it because of the effects of increased water pollution and the loss of habitat areas due to development?

"Is it because of understaffed officers assigned to enforce the State's fishing rules and laws?

"Or is it because the laws and rules provide inadequate protection to ensure the replenishment of the resource?

"Before we can improve the enforcement of Hawaii's fishing laws and rules by increasing the number of enforcement officers, the State must first determine whether the existing fishing laws and rules are effective in preventing the depletion of the resource and whether these provisions are enforceable.

"To address this issue, House Bill No. 2262 sets up a diverse advisory task force composed of experts from the wildlife and fisheries community to objectively evaluate the adequacy of our State's saltwater as well as freshwater fishing laws and rules applicable to both recreational and commercial fishermen.

"In December, 1989, during a series of state-wide public hearings conducted by our committee, there was much discussion on the need to better enforce Hawaii's marine fishing laws.

"Second, before we increase the number of enforcement officers, the State must determine whether the existing resources available for enforcement are being utilized to their fullest.

"Accordingly, House Bill 2264, HD 1, calls for an audit of the Department of Land and Natural Resources' Division of Conservation and Resources Enforcement to evaluate the effectiveness of the enforcement program.

"Currently, enforcement responsibility for ocean-related activities is split between the Department of Land and Natural Resources' Division of Conservation and Resources Enforcement and the Department of Transportation's Boating Branch. Both departments have acknowledged confusion in the public's perception as to which department has jurisdiction over particular ocean-related matters, since both operate in the nearshore waters of the State. Both departments recognize that consolidation of enforcement responsibilities of ocean-related activities would be a more effective and cost-efficient approach to carrying out the State's responsibilities.

"House Bill No. 2265, HD 1, addresses this concern for a more efficient and effective shoreline and ocean waters enforcement program. This bill transfers the Boating Branch, including the Marine Patrol Program and the responsibility of managing ocean recreation activities, from the Department of Transportation to the Department of Land and Natural Resources. This merger will create a more powerful and efficient enforcement branch.

"Mr. Speaker, as Chairman of the Committee on Ocean and Marine Resources, I believe that these Majority package bills will revamp our current problematic situation. I am glad that we are finally able to start making significant improvements to the status quo.

"Finally, I am convinced that these bills will help to enhance, protect, and perpetuate our renewable ocean and marine resources.

"I urge my colleagues to vote in favor of these bills. Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2262, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESOURCE MANAGEMENT," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2258 and 2262 had passed Third Reading at 11:54 o'clock a.m.

Stand. Com. Rep. No. 525-90 on H.B. No. 2273, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2273, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HAWAII PUBLIC TELEVISION," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 526-90 on H.B. No. 2264, HD 2:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2264, HD 2, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

Representative Bunda 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 Bunda's remarks are as follows:

"Mr. Speaker, I rise to speak in favor of three House bills that are part of the Ocean and Marine Resources Majority package -- House Bill No. 2262; House Bill No. 2264, HD 1; and House Bill No. 2265, HD 1.

"It is the duty of government to preserve the right of present and future generations to enjoy the bounty of the ocean and our freshwater streams. As the demand on ocean resources for future recreation activities grows, the need for appropriate ocean resource management and a properly staffed and managed single enforcement agency will become even more important. The increased use of our State's shores and ocean waters for commercial and recreational activity has also resulted in a need for expanded and more effective enforcement programs to preserve and protect Hawaii's natural resources.

"As island people, we are heavily dependent on our ocean for resources. In the past, the public harvested sufficient amounts of fish from these bodies of water to feed themselves. Recently, however, we find that our once abundant fish and shellfish have been diminishing at alarming rates.

"Is it because of the effects of increased water pollution and the loss of habitat areas due to development?

"Is it because of understaffed officers assigned to enforce the State's fishing rules and laws?

"Or is it because the laws and rules provide inadequate protection to ensure the replenishment of the resource?

"Before we can improve the enforcement of Hawaii's fishing laws and rules by increasing the number of enforcement officers, the State must first determine whether the existing fishing laws and rules are effective in preventing the depletion of the resource and whether these provisions are enforceable.

"To address this issue, House Bill No. 2262 sets up a diverse advisory task force composed of experts from the wildlife and fisheries community to objectively evaluate the adequacy of our State's saltwater as well as freshwater fishing laws and rules applicable to both recreational and commercial fishermen.

"In December, 1989, during a series of state-wide public hearings conducted by our committee, there was much discussion on the need to better enforce Hawaii's marine fishing laws.

"Second, before we increase the number of enforcement officers, the State must determine whether the existing resources available for enforcement are being utilized to their fullest.

"Accordingly, House Bill 2264, HD 1, calls for an audit of the Department of Land and Natural Resources' Division of Conservation and Resources Enforcement to evaluate the effectiveness of the enforcement program.

"Currently, enforcement responsibility for ocean-related activities is split between the Department of Land and Natural Resources' Division of Conservation and Resources Enforcement and the Department of Transportation's Boating Branch. Both departments have acknowledged confusion in the public's perception as to which department has jurisdiction over particular ocean-related matters, since both operate in the nearshore waters of the State. Both departments recognize that consolidation of enforcement responsibilities of ocean-related activities would be a more effective and cost-efficient approach to carrying out the State's responsibilities.

"House Bill No. 2265, HD 1, addresses this concern for a more efficient and effective shoreline and ocean waters enforcement program. This bill transfers the Boating Branch, including the Marine Patrol Program and the

responsibility of managing ocean recreation activities, from the Department of Transportation to the Department of Land and Natural Resources. This merger will create a more powerful and efficient enforcement branch.

"Mr. Speaker, as chairman of the Committee on Ocean and Marine Resources, I believe that these Majority package bills will revamp our current problematic situation. I am glad that we are finally able to start making significant improvements to the status quo.

"Finally, I am convinced that these bills will help to enhance, protect, and perpetuate our renewable ocean and marine resources.

"I urge my colleagues to vote in favor of these bills. Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2264, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN AUDIT OF THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2273 and 2264 had passed Third Reading at 11:55 o'clock a.m.

Stand. Com. Rep. No. 527-90 on H.B. No. 2279, HD 2:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2279, HD 2, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

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

"The bill is intended to put in place lifelines that will help people who are facing really insuperable problems in regard to lease rent renegotiation, whether it is the 70 year old whose income is \$700 a month and whose lease rent is going up to \$313 a month, or the 80 year old whose income with his wife is \$28,000. Under the lease rent renegotiation, his shelter expenses will be 67 percent of his income.

"What the bill does is to do a study on setting up a reverse equity mortgage scheme, and under this people who meet the qualifications will be enabled to draw on the equity in their homes to help them meet current expenses.

"I will urge everyone to vote in support of this bill.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2279, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY OF REVERSE EQUITY MORTGAGES," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 2279 had passed Third Reading at 11:56 o'clock a.m.

Stand. Com. Rep. No. 528-90 on H.B. No. 2293, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2293, HD 2, entitled: "A BILL FOR AN ACT MAKING AN

APPROPRIATION TO REVIEW THE LAWS RELATING TO FINANCIAL INSTITUTIONS," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 529-90 on H.B. No. 2296, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2296, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2293 and 2296 had passed Third Reading at 11:57 o'clock a.m.

Stand. Com. Rep. No. 530-90 on H.B. No. 2267, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2267, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOREIGN INVESTMENTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 531-90 on H.B. No. 2270, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2270, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE COOPERATIVE EDUCATION GRANTS PROGRAM," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2267 and 2270 had passed Third Reading at 11:58 o'clock a.m.

Stand. Com. Rep. No. 532-90 on H.B. No. 2215, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2215, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ALTERNATIVE ENERGY," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 533-90 on H.B. No. 2218, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2218, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ALTERNATIVE ENERGY," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2215 and 2218 had passed Third Reading at 11:59 o'clock a.m.

Stand. Com. Rep. No. 534-90 on H.B. No. 2271, HD 2:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2271, HD 2, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

Representative Hemmings rose to speak in favor of the bill, "with slight reservations," stating:

"I am very pleased that we are doing something on the family in public television, Mr. Speaker, but I've been turning the TV on lately and seeing certain elected officials on advertisements and stuff.

"My concern is that thirteen weeks before the general election this year, that we are going to see a family series on John Waihee and his family, so I would like to note, Mr. Speaker, that we are looking forward to the series with real actors.

"Thank you, Mr. Speaker."

Representative Hagino then rose and stated:

"Unlike the previous speaker, I am 100 percent in support of this bill. I realize he is only 26 percent in support of this bill."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2271, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PUBLIC TELEVISION SERIES ON THE FAMILY," having been read throughout, passed Third Reading by a vote of 51 ayes.

H.B. No. 2360 (Stand. Com. Rep. No. 543-90):

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2360, entitled: "A BILL FOR AN ACT RELATING TO FALSE PUBLISHED STATEMENTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2271 and 2360 had passed Third Reading at 12:00 o'clock p.m.

H.B. No. 3407 (Stand. Com. Rep. No. 544-90):

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 3407, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," having been read throughout, passed Third Reading by a vote of 51 ayes.

H.B. No. 2088 (Stand. Com. Rep. No. 545-90):

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2088, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS, CLARIFYING LANGUAGE, CORRECTING REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3407 and 2088 had passed Third Reading at 12:01 o'clock p.m.

At 12:01 o'clock p.m., Representative Hemmings asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:04 o'clock p.m.

H.B. No. 2202 (Stand. Com. Rep. No. 546-90):

Representative Metcalf moved that H.B. No. 2202, having been read throughout, pass Third Reading, seconded by Representative Hagino.

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

"Mr. Speaker, when we passed Act 209 in 1987, I had some misgivings then but I did vote in favor of it. Although the experience in 1988 overall indicated that workers under 18 that we had at the polls did a credible job, I think there are some factors which have changed.

"Now, for this upcoming cycle which mitigates, I think, against recruiting these youngsters for the polls: One, we have raised the pay for poll workers and I think that will help in our recruitment of adults to man the polls, and I don't think we should stop our efforts to increase the interest and involvement of people 18 years and older.

"And secondly, Mr. Speaker, I can speak from experience, that both in my district and I know that we are all aware of close elections in other areas, that precinct workers can come under some extreme pressure both from voters as well as those running for office on election day. I think it is important that in those instances that the process be managed by persons who perhaps have the experience of life, of being an adult, to handle those things.

"For those reasons, Mr. Speaker, and my concern for the overall value and maintaining the assurances that we have a fair election process all the way through, I hope we can reconsider our position and vote against this bill this morning.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 2202, entitled: "A BILL FOR AN ACT RELATING TO PRECINCT WORKERS," having been read throughout, passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Cavasso, Liu and O'Kieffe voting no.

H.B. No. 2903 (Stand. Com. Rep. No. 547-90):

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2903, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2202 and 2903 had passed Third Reading at 12:05 o'clock p.m.

Stand. Com. Rep. No. 548-90 on H.B. No. 3081, HD 2:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 3081, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 549-90 on H.B. No. 2367, HD 2:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 2367, HD 2, entitled: "A BILL FOR AN ACT RELATING TO

MOTOR VEHICLE 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. 3081 and 2367 had passed Third Reading at 12:06 o'clock p.m.

H.B. No. 2845 (Stand. Com. Rep. No. 554-90):

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2845, entitled: "A BILL FOR AN ACT RELATING TO CANDIDATE VACANCIES," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 556-90 on H.B. No. 2233, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 2233, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE MARINE WATERS," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2845 and 2233 had passed Third Reading at 12:07 o'clock p.m.

Stand. Com. Rep. No. 559-90 on H.B. No. 2299, HD 1:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2299, HD 1, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative O'Kieffe then rose to speak in favor of the bill, with reservations, stating:

"Mr. Speaker, at this point, it would appear that we are stuck with this \$17-million program however imperfect it is, but no one will argue that it addresses a real and pressing need. I am concerned that it has not been properly and completely thought out.

"This program is unfair to the many talented and dedicated private care providers who for years have been giving us this valuable service but who now cannot compete with the price of A+ nor with the wages it offers its employees. Their programs are not inferior to the State's program and the children they are losing are not necessarily latch-key children.

"I am disturbed by the impact A+ is having on preschool, before school, and vacation programs which cannot continue without the income they have been getting from their after-school program.

"I am also concerned that the completeness of our educational program is being sacrificed for the sake of an after-school care program. Resources, time, effort and money for the A+ after-school program are apparently coming out of and at the expense of the regular day-time school program.

"The Board of Education and the Department of Education have evidently decided that a 1 to 20 student/teacher ratio is too high for its childcare program and thus want it lowered to 1 to 15. At the same time, it's alright that the ratio during the natural school day must continue to be as high as 1 to 30.

"Was funding A+ the reason why \$4.8-million was deleted for 232 teacher positions, to reduce class size in

grades two through six? Or \$6.8-million to provide discretionary funds?

"It is my understanding that an A+ task force will be formed. My hope is that this task force will be able to address the inequities, inconsistencies, and shortcomings in the current A+ program.

"The private care providers as well as teachers and parents organizations have now been asked for their input. I hope that their concerns and recommendations will be taken into consideration this time around and that the end product will be able to address Hawaii's critical need for child care without the State's absorbing the whole industry and without sacrificing the real education of our children.

"Thank you, Mr. Speaker."

Representative Tam then rose and stated:

"Mr. Speaker, fellow colleagues, I rise to speak in favor of House Bill 2299, relating to an after-school program. This bill is in regards to the future of the after-school program. My support of this bill at this time is to keep a vehicle alive for a more complete discussion of this program. Since there are many unresolved questions, the Committee on Education and the Committee on Human Services have formed an informational task force to stimulate communication between the parties involved. This informational task force is made up of a representative from each of the following: The Board of Education, the Department of Education, the HGEA, HSTA, the PTSA, the private after-school provider, the private school, Hawaii State Student Council, and the UPW. Communications have been positive thus far. The informational task force will be meeting this evening at 6:00 p.m. in Conference Room 314. The public is welcome. This, by the way, is the fourth meeting.

"Mr. Speaker, the manner in which this program was created and the manner in which we are funding it is of great concern to the general public, the members of my committee and myself. This bill will be going to conference between the House and the Senate, thus affording us the time to encourage communication between the parties.

"Fellow colleagues, let us encourage communication between the parties involved so that we can vote on a positive measure this year.

"Thank you."

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

"I would like to echo the concerns of the two prior speakers on this issue and underscore a few others that I think have not been made.

"Mr. Speaker, on the cost of A+, the public is getting deceived because the \$17.5-million projected cost for the next school year does not include many hidden costs, and the costs such as electricity and other incidentals, some of the labor costs and other things like that, are not included, and also the capital cost of equipment and buildings that are being used.

"Mr. Speaker, most pathetically, this is a regressive program that puts government into the child care business when government is struggling so difficultly just to educate our children. And also most regrettably, Mr. Speaker, this program contradicts a study we did and this Legislature is famous for doing studies and forming commissions and groups to look at things, but as short as

two years ago, in 1988, the administration itself had access to a study and I would like to quote a few points from it, Mr. Speaker: 'Regarding not having everybody pay their fair share under A+, right now the working poor is essentially paying the same rate as the very wealthy.'

"The Lieutenant Governor made it very clear to us that something like 44 percent of the people in A+ were making less than \$30,000. It is not hard to figure out that 56 percent therefore are making more than \$30,000 a year. I often wonder how the poor families that are struggling to have children raised under their own recognizance and under the elderly and the infirmed and the others who are struggling to make ends meet are paying for the child care of the wealthy.

"Nevertheless, this study done in 1988 which the administration had access, said: 'Meeting statewide needs before and after school child care through a graduated scale of assistance. . .'. I don't want to use the V word, Mr. Speaker, so I won't. A+ needs to have a graduated scale of assistance so that everybody can pay their fair share. This was totally ignored by the administration and it is regrettable.

"Another point made in the study was concerning the Department of Education, and I quote: 'It was recommended that the Department of Education encourage the private sector to increase and improve before and after school child care.' It further says, 'It is recommended that the coordinator forge partnerships among parents, private childcare organizations, businesses, corporations, eleemosynary foundations, and government partners.'

"Mr. Speaker, there's a wealth of wonderfully qualified child care providers in the State who are literally being put out of business.

"And regarding partnerships, with a little more incentive, the private sector could meet the child care needs of the people of this State. But this government and this State continually makes business difficult for people that are trying to make businesses happen and pay taxes, and then use as the excuse that the businesses don't exist to go into business themselves.

"I might also point out to you that the First Hawaiian Bank just instituted a share care program where through their own corporate resources, they are instituting a child care program. This can be done by the private sector if government would form partnerships and help rather than hinder these type of things from happening.

"Mr. Speaker, no one is against child care, but I do believe that throwing taxpayers' money at the child care program in an election year boondoggle like this is really unfair for the working people of Hawaii. We've had tort reform, we've had OHA funding, and now this. Mr. Speaker, after four years of the present administration, why, at this late date are they coming up with a program that contradicts the very studies that we paid for two years ago?

"Mr. Speaker, in closing, I'd like to also say that many of the kids presently in A+, at least 20 percent of them, are not latch-key children. They are simply children that transferred out of existing programs. And more importantly, Mr. Speaker, there is evidence growing that some of the children presently in A+ are children that were taken care of by the families. Now, we've all heard some wonderful speeches about family and how meaningful it is. This is another bill that puts the family out of business and takes child rearing out of the family's hands and puts it in the government's hands and government is going to end up costing more, parents are going to pay

more, and the children are not going to get the love and care in many instances they deserve.

"Mr. Speaker, child care is needed but not by 'big brother' government. I am really worried about this bill and like the previous speakers, I will vote yes to keep it alive but I think it needs some major work, and I urge the Majority Party to do what's right and fair on this issue.

"Thank you, Mr. Speaker."

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

"Unlike the previous speaker, I have no problems with government stepping in where there is a need, and I feel that the sheer numbers that have turned out for the program have demonstrated the need and that there is a real gap in the needs of child care for the people of Hawaii.

"However, now that we've demonstrated the need, I think there is that opportunity to show that the real problems are accessibility and affordability, and that if we want to develop quality programs, that we are going to have to pay the price. We can no longer pay the child care providers little above minimum wages that we have been doing in the past. I think we are also demonstrating that if we want quality, if we want accessibility, then we are going to have to pay the price. And I think it is up to us to figure out how to make it affordable.

I think these are the issues we need to look at very closely. We need to discuss these issues and I know we've had several references to establish a permanent program, but perhaps we should continue looking at it as a pilot and fully discuss the issues and look at all the alternatives and ramifications before we decide on a so-called permanent program.

"Thank you, Mr. Speaker."

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

"Child care, as you know, including the care of children before and after school, was traditionally regarded as a responsibility of the family. However, as you know, the nuclear family has been the subject of profound changes in the decade of the 80s. The traditional one-income household has evolved to a two-income household with both mother and father working. As the nuclear family changes, so must society and government's response to the educational and developmental needs of our children.

"According to the study commissioned by the Governor's Office on Children and Youth in 1955, there were at that time roughly 18,000 to 20,000 children, ages five to fourteen years, in Hawaii for whom parents desired some kind of supplemental care after school. The numbers must be higher now as new women who are mothers enter the work force on a daily basis.

"The widely discussed A+ program meets this need.

"Mr. Speaker, I don't think any of us can conclude that private child care services were meeting our State's need and demands. I will be one of the first to admit that the program got off on a rocky start. But I think we must learn from the past and put our differences and opinions aside and move on.

"The A+ program rolled out on the date as announced to an enthusiastic cross section of our public school children. And reports from the field indicate that

enrollment increases daily and that the program is meeting the need of Hawaii's working parents. And it is my understanding that outreach programs have already been initiated in those areas where there is lower than expected enrollment and those areas impacted by high incidences of crime and other activities.

"And so, Mr. Speaker, in looking toward the future, I think that this bill offers us the opportunity to reinforce and to strengthen the program to meet the needs of single parents who are in training programs and who are in school. And it is my hope that other program enhancements will similarly evolve, and one area that should be pursued is the present fee schedule. Perhaps the sliding scale fee schedule based on income can be pursued.

"In this regard, Mr. Speaker, I call for the development of a master plan for the after-school program to ensure its continued growth and development to complement our school's regular curriculums, and to help our children meet analytical challenges of tomorrow and for the new decade.

"So, Mr. Speaker and colleagues, I urge you all to join me in supporting House Bill 2299, House draft 1.

"Thank you, Mr. Speaker."

Representative Cavasso rose to speak against the bill, stating:

"I am pleased to see that it's better than it was a month ago in its original version, and I am pleased to see the progress that's being made to bring the private sector parents and others involved as the chairman of Education just pointed out. I am pleased to see private providers, parents, and students in the community involved in working on this program to try to make it a better program.

"However, even as it is right now, it still hurts the business, it hurts the child care industry that was coming into being. Have we given the child care business \$17-million to supplement their support and their work in taking care of young people out there? It would have provided choice to the parents and choice to the students and allow them to move in the direction that might have been private, might have been public, might have been family.

"As the Minority leaders pointed out, this bill does hurt the families. It does take away choice from the families. It's continuing to do that. There is a better way. There is a need out there, and I support our meeting that need. But there is a better way to meet that need and that's to work with credits to supplement the private sector, to supplement the families, and to supplement the schools, to give choice back to the parents and the students, and so my vote is for a better way against this one."

Representative Apo then rose and stated:

"Mr. Speaker, I rise to speak in support of the bill and in partial rebuttal to the earlier remarks by previous speakers.

"Mr. Speaker, I think over the years, there has been a fuzzy distinction growing between child care and early education, and I believe it is a sign of a new paradigm shift from the industrial age to the nuclear family in the age of information.

"I believe what we have before us is not only a program but a major policy statement that, in fact, since child care for the nuclear family and in the age of

information has become a major barrier for parents seeking to enter the work force, for parents seeking to better their education by taking advantage of many opportunities, for parents seeking to improve their job training skills by entering such programs. And I believe what we have before us is a situation where we have encouraged a market-driven system to proliferate and to succeed that obviously has not worked, and I think it is witnessed by the literally hundreds of families who today have been provided with immediate relief. The proof is in that pudding.

"The policy question is -- is it better in this day and age to continue to depend on a well-meaning effort, to continue to sustain a market-driven system where access to child care is directly proportionate to one's ability to pay, or to make the shift to what obviously is a government dependent model that would be open to everyone at low cost? I believe at the heart of the question is that we must draw the line between the question of whether we are engaged in child care or early education.

"In the case of kindergarten which is not mandatory, parents may elect, in all income brackets, at the same cost to send their children to kindergarten. In the case of preschool, or those education or child care opportunities that one would seek prior to kindergarten, that is a market-driven system and many of our citizens are left out.

"I am proposing today that we will not only see an A+ program for those students who are currently enrolled in school from kindergarten through the early grades, but I think it will probably behoove us to expand this in the future to include preschool, and that is to provide preschool, early education opportunities to all regardless of ability to pay.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, this bill was developed so that we will be able to take care of the children who are walking the street, who are parking themselves in the parks after school, and those who are watching TV after school without any direction. But I also have some concerns about this bill, Mr. Speaker, because of the fact that the aggressive schools are much more represented than the passive schools.

"However, Mr. Speaker, I still support this bill because of the fact that I feel that it would cost a lot less to do it now than to take care of those children when they become a ward of the State by incarcerating them. It cost between \$25,000 to \$30,000 to keep somebody in jail, Mr. Speaker. If we work out this program properly, I am sure that we will be able to get out ahead as far as the economy and the social well-being of the State.

"Thank you, Mr. Speaker."

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

"The representative from Kalihi expressed some concerns about accessibility of this program and I share that concern to some extent. I am hoping that the Department of Education will consider contracting with some private providers to offer A+ to a broader base, to more children. For instance, I feel that special education children's needs are not well addressed by this large statewide program, and so the Department of Education should contract with a few private agencies, and I use this

just as an example -- the Variety School for disabled children which offers a very excellent after-school program -- then more children would be adequately cared for.

"A+ needs more work and more study and more amendment through this session to improve it and refine it.

"The Majority Floor Leader's remarks were interesting, and he brought up early child care education and it reminds me of last year's efforts which was the Berman report in education, and I am saying right now, gee, what happened to the Berman report that was going to solve our educational program and give us education second to none? Well, I think the Berman report and a lot of good things in education have been buried by our interest in A+, and I think we should harken back to that report and get our bearings and try and put education in perspective. It's probably our most important function that this State provides and it's good that we are talking about and focusing in on it.

"Let's roll up our sleeves and get to work. We need smaller classrooms and a lot more focus on education.

"Thank you very much."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2299, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AN AFTER-SCHOOL PROGRAM," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Bybee and Cavasso voting no.

The Chair directed the Clerk to note that H.B. No. 2299 had passed Third Reading at 12:32 o'clock p.m.

Stand. Com. Rep. No. 560-90 on H.B. No. 628, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 628, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVING THE STATEWIDE RAINFALL AND FLOOD INFORMATION SYSTEM," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 561-90 on H.B. No. 2489, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2489, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 562-90 on H.B. No. 2358, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2358, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 628, 2489 and 2358 had passed Third Reading at 12:33 o'clock p.m.

Stand. Com. Rep. No. 563-90 on H.B. No. 2789, HD 2:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2789, HD 2, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

Representative Duldulao 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 Duldulao's remarks are as follows:

"We have to value the dedicated services that the retirees have given wholeheartedly to our State. This reminds us that we have an obligation to look after their welfare. The turn of our economy affects us all and inflation drains our resources. We need to be sensitive to those who have fixed income such as our retirees who depend on their monthly pensions to get by in their old age. They absolutely deserve this adjustment."

Representative Honda then rose and requested a conflict ruling, saying that he is a "recipient of the retirement system."

The Chair ruled "no conflict."

Representative Alcon then rose and requested a conflict ruling, saying that he is "now receiving pension from the retirement system."

The Chair ruled "no conflict."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2789, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS' BONUS," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 564-90 on H.B. No. 2871, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2871, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2789 and 2871 had passed Third Reading at 12:34 o'clock p.m.

Stand. Com. Rep. No. 565-90 on H.B. No. 3114, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 3114, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIKIKI BEAUTIFICATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 3114 had passed Third Reading at 12:35 o'clock p.m.

Stand. Com. Rep. No. 566-90 on H.B. No. 3095, HD 2:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 3095, HD 2, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

Representative Hemmings then rose and stated:

"Mr. Speaker, just for the record, I rise to speak against this bill.

"Mr. Speaker, we have an abundance of divisions and agencies and departments all dealing with tourism and what is needed before we start a division of tourism or another department within a department is to get all of those efforts consolidated and working cohesively together.

"For that reason, Mr. Speaker, although a division of tourism may be advisable, in view of the fact of all these other activities, I am voting no."

Representative Cachola 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 Cachola's remarks are as follows:

"Mr. Speaker and fellow colleagues, this bill would ensure that the visitor industry receives the level of priority within the state government that corresponds to its importance to the State economy.

"To do this, the bill restructures the Department of Business and Economic Development, renames it the Department of Business, Economic Development and Tourism, transfers current tourism functions to a new Division of Tourism, headed by a new deputy director, and creates the seven-member Hawaii Tourism Commission to set State tourism policy.

"This bill would give tourism greater attention from the state government and allow for better management of this crucial sector of our economy. For these reasons, I urge my colleagues to vote in favor of this bill."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3095, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Hemmings and Liu voting no.

Stand. Com. Rep. No. 567-90 on H.B. No. 2878, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2878, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEAT INSPECTION," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3095 and 2878 had passed Third Reading at 12:36 o'clock p.m.

Stand. Com. Rep. No. 568-90 on H.B. No. 2793, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2793, HD 2, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 583-90 on H.B. No. 2014, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 2014, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PICKUP TRUCKS," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2793 and 2014 had passed Third Reading at 12:37 o'clock p.m.

Stand. Com. Rep. No. 584-90 on H.B. No. 2478:

Representative Metcalf moved that the report of the Committee be adopted and H.B. No. 2478, having been read throughout, pass Third Reading, seconded by Representative Hagino.

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

"The bill is currently drafted with apparently placed time limits on the use of buses in our schools. There are cases when sometimes the bus that's eight years old will be in better condition than a bus that's four years old. And it would be advisable, I believe, to provide discretion to our agencies to regulate the age of buses based on some inspection system; for example, having older buses inspected on a quarterly basis, rather than simply saying that no buses of a certain age will be used even if they are in good condition.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2478, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL BUS CONTRACTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 585-90 on H.B. No. 2002, HD 2:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 2002, HD 2, entitled: "A BILL FOR AN ACT RELATING TO NOISE POLLUTION," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2478 and 2002 had passed Third Reading at 12:38 o'clock p.m.

Stand. Com. Rep. No. 586-90 on H.B. No. 3442, HD 2:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 3442, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FISHING," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 587-90 on H.B. No. 2458, HD 2:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, the report of the Committee was adopted and H.B. No. 2458, HD 2, entitled: "A BILL FOR AN ACT RELATING TO A RENTAL HOUSING TRUST FUND," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3442 and 2458 had passed Third Reading at 12:39 o'clock p.m.

Stand. Com. Rep. No. 588-90 on H.B. No. 2986, HD 2:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2986, HD 2, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

Representative Duldulao rose and requested that her remarks, against the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Duldulao's remarks are as follows:

"Subject's product of Japanese typewriter has not been marketed anywhere in the nation, thus posing a great concern as to the marketability of the said product. Implicating the use of special purpose revenue bonds for its financing here is a bad precedent to consider."

Representative Kanoho 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 Kanoho's remarks are as follows:

"My deep reservations for the approval of \$10,000,000 in private special purpose revenue bonds stem primarily from the creditable testimony of Dr. Marshall Unger, head of the Japanese language program at the University of Hawaii.

"Dr. Unger, a recognized authority in Japanese language and computer science, informal testimony and in private discussions has questioned both the intent and feasibility of this activity as well as the credibility of the foreign developer. Sufficient warning signals have been generated to warrant scrutiny of Linguatron and the feasibility of its purpose.

"My 'aye' vote with reservations at this time is solely to permit continued discussion and assessment before Final Reading."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2986, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR LINGUATRON (USA) LIMITED," having been read throughout, passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Anderson, Arakaki, Duldulao and Lee voting no.

The Chair directed the Clerk to note that H.B. No. 2986 had passed third Reading at 12:40 o'clock p.m.

Stand. Com. Rep. No. 589-90 on H.B. No. 2645, HD 2:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2645, HD 2, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

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

"This bill will provide \$50,000 to educate families who have mentally ill persons as family members, and from personal experience explain to the members how

important this educational opportunity would be when suddenly a family is faced with an unexpected problem of one of its members being healthy and happy. And I think that more and more, we are going to rely on families to cope with mental illness, and this \$50,000 appropriation is a good start for something that I think will have to be expended and be provided on a greater basis to families who are experiencing members with mental illness.

"Thank you very much."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2645, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EDUCATIONAL PROGRAMS FOR FAMILIES OF MENTALLY ILL PERSONS," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 590-90 on H.B. No. 2888, HD 2:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2888, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY HOUSING," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2645 and 2888 had passed Third Reading at 12:42 o'clock p.m.

Stand. Com. Rep. No. 591-90 on H.B. No. 2902, HD 1:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2902, HD 1, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

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

"I'm very pleased to rise to speak in favor of this bill because it will provide autonomy for Maui Memorial Hospital, and it is a big step in the right direction. In some ways it also is a validation of my long-standing contention that the over-regulation, and oftentimes politicized control over the State hospital system has led to an unprecedented amount of mismanagement, cost overruns, low employee morale, and, most sadly, a medical care system that is not of the highest quality.

"This bill will free up Maui Memorial Hospital from the stifling and overbearing bureaucracy and the political power brokers who are more interested in preserving their own power for their own purposes. Al Carr, his medical staff, executives and all the hard workers at Maui Memorial deserve this bill. My only regret is that Maui Memorial is being singled out for this help. Why not all the State hospitals, Mr. Speaker?

"There is one glaring problem for Maui Memorial and every medical service provider in the State. That is, this bill includes keeping Maui Memorial Hospital under the restrictive and counterproductive gripe of SHPDA and the Certificate of Need process. I have, for years now, tried to get Hawaii to join other states in getting out from underneath this counterproductive program.

"But let me give you a personal reason as to how counterproductive it really is. After a recent speech on Maui in which I mentioned this CON process, I was approached by a very distraught gentleman on the verge of tears. This gentleman explained how his daughter had

an acute medical problem that demanded a high tech diagnosis. Because of the critical nature of her problem, she needed to have a magnetic resonance imaging scan done of her brain. MRI machines are standard equipment in most large hospitals across the nation, but not in Hawaii.

"In 1986, SHPDA, through the CON process, designated that Hawaii could only have one. So the poor Maui victim was forced to fly to Oahu and found out there was a two week wait because the MRI was overbooked on Oahu. I would like to ask, especially you outside island legislators who have State hospitals -- how many times have your constituents had to fly to Oahu because the State hospital couldn't fill the needs of your people? Well, to make a sad story even sadder, the poor girl, when she got to Oahu, found that she had to go to the mainland to get the expeditious diagnosis and treatment that she needed. By the time this Maui resident finished sharing this story about his daughter, he was almost in tears again. With tragic instances like this, with the shortage of critical care beds and the lack of facilities in the hospitals, there is no justification for the CON process, Mr. Speaker.

"Ultimately, this bill is a big step to free up Maui Memorial by giving it more autonomy. Let's do the same for the rest of the State hospitals and let's get rid of the CON process. It is driving up the costs of medical care and eliminating the availability of it.

"Thank you very much, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2902, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MAUI MEMORIAL HOSPITAL," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 2902 had passed Third Reading at 12:45 o'clock p.m.

Stand. Com. Rep. No. 592-90 on H.B. No. 2057, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2057, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY HISTORY CENTER," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 593-90 on H.B. No. 3385:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 3385, entitled: "A BILL FOR AN ACT RELATING TO LITERACY," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2057 and 3385 had passed Third Reading at 12:46 o'clock p.m.

Stand. Com. Rep. No. 594-90 on H.B. No. 2899:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2899, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL FUNDS FOR DEVELOPMENTAL DISABILITIES," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 595-90 on H.B. No. 2908:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2908, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL CARE SERVICES," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2899 and 2908 had passed Third Reading at 12:47 o'clock p.m.

Stand. Com. Rep. No. 596-90 on H.B. No. 2943:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2943, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATIONS FOR TAX EXEMPTIONS," having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 597-90 on H.B. No. 2909, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, the report of the Committee was adopted and H.B. No. 2909, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2943 and 2909 had passed Third Reading at 12:48 o'clock p.m.

At 12:49 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:55 o'clock p.m.

By unanimous consent, action on the following Standing Committee Reports and House Bills was deferred one day:

Stand. Com. Rep. No. 599-90 and H.B. No. 3236, HD 2;

Stand. Com. Rep. No. 600-90 and H.B. No. 2104, HD 1;

Stand. Com. Rep. No. 601-90 and H.B. No. 2791, HD 2;

Stand. Com. Rep. No. 602-90 and H.B. No. 3043, HD 2;

Stand. Com. Rep. No. 603-90 and H.B. No. 2259, HD 2;

Stand. Com. Rep. No. 604-90 and H.B. No. 2277, HD 2;

Stand. Com. Rep. No. 605-90 and H.B. No. 3171, HD 1;

Stand. Com. Rep. No. 606-90 and H.B. No. 3018, HD 2;

Stand. Com. Rep. No. 610-90 and H.B. No. 2368, HD 1;

Stand. Com. Rep. No. 634-90 and H.B. No. 2546, HD 1;

Stand. Com. Rep. No. 635-90 and H.B. No. 2354, HD 2;

Stand. Com. Rep. No. 636-90 and H.B. No. 2269, HD 1;

Stand. Com. Rep. No. 637-90 and H.B. No. 2044, HD 2;

Stand. Com. Rep. No. 638-90 and H.B. No. 2573, HD 2;

Stand. Com. Rep. No. 639-90 and H.B. No. 2387, HD 2;

Stand. Com. Rep. No. 640-90 and H.B. No. 2353, HD 2;

Stand. Com. Rep. No. 648-90 and H.B. No. 2896, HD 3;

Stand. Com. Rep. No. 649-90 and H.B. No. 2956;

Stand. Com. Rep. No. 650-90 and H.B. No. 2904, HD 2;

Stand. Com. Rep. No. 651-90 and H.B. No. 2676, HD 2;

Stand. Com. Rep. No. 652-90 and H.B. No. 2647, HD 2;

Stand. Com. Rep. No. 653-90 and H.B. No. 2075, HD 2;

Stand. Com. Rep. No. 654-90 and H.B. No. 2841, HD 2;

Stand. Com. Rep. No. 655-90 and H.B. No. 3111, HD 2;

Stand. Com. Rep. No. 656-90 and H.B. No. 3238, HD 2;

Stand. Com. Rep. No. 657-90 and H.B. No. 2046, HD 2;

Stand. Com. Rep. No. 658-90 and H.B. No. 2092, HD 2;

Stand. Com. Rep. No. 659-90 and H.B. No. 2960, HD 1;

Stand. Com. Rep. No. 660-90 and H.B. No. 2588, HD 1;

Stand. Com. Rep. No. 661-90 and H.B. No. 3403, HD 1;

Stand. Com. Rep. No. 662-90 and H.B. No. 3429, HD 2;

Stand. Com. Rep. No. 663-90 and H.B. No. 2290, HD 2;

Stand. Com. Rep. No. 664-90 and H.B. No. 3296, HD 2;

Stand. Com. Rep. No. 665-90 and H.B. No. 2950, HD 2;

Stand. Com. Rep. No. 666-90 and H.B. No. 2985, HD 2;

Stand. Com. Rep. No. 667-90 and H.B. No. 3302, HD 2;

Stand. Com. Rep. No. 668-90 and H.B. No. 3355, HD 2;

Stand. Com. Rep. No. 669-90 and H.B. No. 2288, HD 2;

Stand. Com. Rep. No. 670-90 and H.B. No. 2287, HD 2; and

Stand. Com. Rep. No. 671-90 and H.B. No. 2603, HD 2;

Stand. Com. Rep. No. 672 and H.B. No. 2949, HD 2:

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

By unanimous consent, action on the following Standing Committee Reports and House Bills was deferred one day:

Stand. Com. Rep. No. 673-90 and H.B. No. 2582, HD 2;

Stand. Com. Rep. No. 674-90 and H.B. No. 2308, HD 2;

Stand. Com. Rep. No. 675-90 and H.B. No. 2282, HD 2;

Stand. Com. Rep. No. 676-90 and H.B. No. 2938, HD 1;

Stand. Com. Rep. No. 677-90 and H.B. No. 2885, HD 1;

Stand. Com. Rep. No. 678-90 and H.B. No. 3299, HD 2;

Stand. Com. Rep. No. 679-90 and H.B. No. 2492, HD 1;

Stand. Com. Rep. No. 680-90 and H.B. No. 2774, HD 2;

Stand. Com. Rep. No. 681-90 and H.B. No. 2289, HD 2;

Stand. Com. Rep. No. 682-90 and H.B. No. 2649, HD 2;

Stand. Com. Rep. No. 683-90 and H.B. No. 3357, HD 2;

Stand. Com. Rep. No. 684-90 and H.B. No. 2569, HD 2;

Stand. Com. Rep. No. 685-90 and H.B. No. 3110, HD 2;

Stand. Com. Rep. No. 686-90 and H.B. No. 2281, HD 2;

Stand. Com. Rep. No. 687-90 and H.B. No. 2280, HD 2;

Stand. Com. Rep. No. 688-90 and H.B. No. 2059, HD 2;

Stand. Com. Rep. No. 689-90 and H.B. No. 2886, HD 2;

Stand. Com. Rep. No. 690-90 and H.B. No. 2306, HD 1;

Stand. Com. Rep. No. 691-90 and H.B. No. 2751, HD 2;

Stand. Com. Rep. No. 692-90 and H.B. No. 2418, HD 2;

Stand. Com. Rep. No. 693-90 and H.B. No. 2302, HD 1;

Stand. Com. Rep. No. 697-90 and H.B. No. 2481, HD 1;

Stand. Com. Rep. No. 728-90 and H.B. No. 2036, HD 2;

Stand. Com. Rep. No. 729-90 and H.B. No. 2740, HD 2;

Stand. Com. Rep. No. 730-90 and H.B. No. 2877, HD 2;

Stand. Com. Rep. No. 731-90 and H.B. No. 2799, HD 1;

Stand. Com. Rep. No. 732-90 and H.B. No. 2585, HD 1;

Stand. Com. Rep. No. 733-90 and H.B. No. 2457, HD 2;

Stand. Com. Rep. No. 748-90 and H.B. No. 2699, HD 2;

Stand. Com. Rep. No. 764-90 and H.B. No. 2388, HD 2;

Stand. Com. Rep. No. 767-90 and H.B. No. 1651, HD 2;

Stand. Com. Rep. No. 769-90 and H.B. No. 2425, HD 2;

Stand. Com. Rep. No. 770-90 and H.B. No. 2862;

Stand. Com. Rep. No. 774-90 and H.B. No. 2323, HD 1;

Stand. Com. Rep. No. 778-90 and H.B. No. 3435, HD 2;

Stand. Com. Rep. No. 779-90 and H.B. No. 2967, HD 1;

Stand. Com. Rep. No. 785-90 and H.B. No. 3164, HD 1;

Stand. Com. Rep. No. 786-90 and H.B. No. 2571, HD 1;

Stand. Com. Rep. No. 787-90 and H.B. No. 2169, HD 1;

Stand. Com. Rep. No. 788-90 and H.B. No. 2015;

Stand. Com. Rep. No. 789-90 and H.B. No. 2118;

Stand. Com. Rep. No. 790-90 and H.B. No. 2301;

Stand. Com. Rep. No. 791-90 and H.B. No. 2253, HD 1;

Stand. Com. Rep. No. 792-90 and H.B. No. 2912;

Stand. Com. Rep. No. 793-90 and H.B. No. 2297, HD 1;

Stand. Com. Rep. No. 794-90 and H.B. No. 2265, HD 1;

Stand. Com. Rep. No. 795-90 and H.B. No. 2644, HD 1;

Stand. Com. Rep. No. 796-90 and H.B. No. 2266, HD 1;

Stand. Com. Rep. No. 797-90 and H.B. No. 2928;

Stand. Com. Rep. No. 798-90 and H.B. No. 2911;

Stand. Com. Rep. No. 799-90 and H.B. No. 2919, HD 1;

Stand. Com. Rep. No. 800-90 and H.B. No. 2900;

Stand. Com. Rep. No. 801-90 and H.B. No. 2962;

Stand. Com. Rep. No. 802-90 and H.B. No. 3212, HD 1;

Stand. Com. Rep. No. 803-90 and H.B. No. 2260, HD 1; and

Stand. Com. Rep. No. 804-90 and H.B. No. 2208, HD 1.

At 12:56 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:57 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 78 to 82) and concurrent resolutions (H.C.R. Nos. 68 to 72) were referred to the Committee on Legislative Management and further action was deferred:

H.R. No. 78, entitled: "HOUSE RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO REVIEW THE SAFETY OF PERMITTING LOW-FLYING AIRPLANES TO OPERATE OVER POPULATED AREAS OF THE STATE WHILE ALLEGEDLY CARRYING OUT GOVERNMENT SURVEILLANCE OPERATIONS," was jointly offered by Representatives Say, Cachola, Hashimoto, Hirayama, Honda, D. Ige, Ihara, Liu, Tajiri and Yonamine.

H.R. No. 79, entitled: "HOUSE RESOLUTION URGING THE FEDERAL GOVERNMENT TO HONOR THE STATE'S WATER RIGHTS," was jointly offered by Representatives Say, Yonamine, Cachola, Hashimoto, D. Ige, Ihara and Tajiri.

H.R. No. 80, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ASSESS THE NEED FOR PSYCHIATRIC SKILLED NURSING FACILITIES, THE NEED FOR UPGRADING EXISTING PRIVATE RESIDENTIAL CARE FACILITIES TO QUALIFY AS PSYCHIATRIC NURSING FACILITIES, AND A METHOD OF PAYMENT TO THE PRIVATE CARE PROVIDERS FOR SERVICES RENDERED TO THE MENTALLY ILL," was jointly offered by Representatives Shon and Kanoho.

H.R. No. 81, entitled: "HOUSE RESOLUTION REQUESTING THE PRESIDENT AND CONGRESS OF THE UNITED STATES TO DEVELOP A PLAN TO REDUCE THE DEFENSE BUDGET, AND CONSIDER MORE HUMANITARIAN AND PEACEFUL USES FOR

MILITARY RESOURCES," was jointly offered by Representatives Arakaki, Yonamine, Amaral, Isbell, Shon, Hagino, Lee, Tam, Alcon, Andrews, Apo, Baker, Bunda, Bybee, Cachola, Chang, Duldulao, Fukunaga, Hashimoto, Hayes, Hiraki, Hirono, D. Ige, M. Ige, Kanoho, Kawakami, Leong, O'Kieffe, Okamura, Oshiro, Peters, Say, Souki, Stegmaier, Taniguchi and Yoshimura.

H.R. No. 82, entitled: "HOUSE RESOLUTION DECLARING 1990 THE YEAR OF THE FAMILY," was jointly offered by Representatives Arakaki, Kihano, Alcon, Okamura, Apo, Amaral, Anderson, Andrews, Baker, Bellinger, Bunda, Cachola, Cavasso, Chang, Duldulao, Fukunaga, Hagino, Hashimoto, Hayes, Hiraki, Hirayama, Hirono, Honda, D. Ige, M. Ige, Ihara, Isbell, Kanoho, Kawakami, Lee, Leong, Marumoto, Metcalf, O'Kieffe, Oshiro, Peters, Say, Shon, Souki, Stegmaier, Tajiri, Takamine, Tam, Taniguchi, Tom, Yonamine and Yoshimura.

H.C.R. No. 68, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO PAINT THE CLEARANCE HEIGHT OF OVERPASSES ON THE HIGHWAY SIGNS IDENTIFYING EACH OVERPASS," was jointly offered by Representatives Say, Cachola, Hashimoto, Hirayama, Honda, D. Ige, Ihara, Liu, Tajiri and Yonamine.

H.C.R. No. 69, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE FEDERAL GOVERNMENT TO HONOR THE STATE'S WATER RIGHTS," was jointly offered by Representatives Say, Cachola, Hashimoto, Hirayama, Honda, D. Ige, Ihara, Liu, Tajiri and Yonamine.

H.C.R. No. 70, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ASSESS THE NEED FOR PSYCHIATRIC SKILLED NURSING FACILITIES, THE NEED FOR UPGRADING EXISTING PRIVATE RESIDENTIAL CARE FACILITIES TO QUALIFY AS PSYCHIATRIC NURSING FACILITIES, AND A METHOD OF PAYMENT TO THE PRIVATE CARE PROVIDERS FOR SERVICES RENDERED TO THE MENTALLY ILL," was jointly offered by Representatives Shon and Kanoho.

H.C.R. No. 71, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT AND CONGRESS OF THE UNITED STATES TO DEVELOP A PLAN TO REDUCE THE DEFENSE BUDGET, AND CONSIDER MORE HUMANITARIAN AND PEACEFUL USES FOR MILITARY RESOURCES," was jointly offered by Representatives Arakaki, Yonamine, Amaral, Isbell, Shon, Hagino, Lee, Tam, Alcon, Andrews, Apo, Baker, Bunda, Bybee, Cachola, Chang, Duldulao, Fukunaga, Hashimoto, Hayes, Hiraki, Hirayama, Hirono, D. Ige, M. Ige, Ihara, Kanoho, Kawakami, Leong, Metcalf, O'Kieffe, Okamura, Oshiro, Peters, Say, Souki, Stegmaier, Taniguchi and Yoshimura.

H.C.R. No. 72, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING 1990 THE YEAR OF THE FAMILY," was jointly offered by Representatives Arakaki, Kihano, Alcon, Okamura, Apo, Amaral, Anderson, Andrews, Baker, Bellinger, Cachola, Cavasso, Chang, Duldulao, Fukunaga, Hagino, Hashimoto, Hayes, Hiraki, Hirono, Honda, D. Ige, M. Ige, Ihara, Isbell, Kanoho, Kawakami, Lee, Leong, Marumoto, O'Kieffe, Oshiro, Peters, Shon, Souki, Stegmaier, Tam, Taniguchi, Tom, Yonamine and Yoshimura.

THIRD READING

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

H.B. No. 2491, HD 1:

On motion by Representative Stegmaier, seconded by Representative D. Ige and carried, H.B. No. 2491, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING WITH TRAPS," passed Third Reading by a vote of 51 ayes.

H.B. No. 2362, HD 1:

On motion by Representative Hirono, seconded by Representative Hiraki and carried, H.B. No. 2362, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2491 and 2362 had passed Third Reading at 12:58 o'clock p.m.

H.B. No. 2392, HD 1:

On motion by Representative Hirono, seconded by Representative Hiraki and carried, H.B. No. 2392, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE SCHOOLS AND INSTRUCTORS," passed Third Reading by a vote of 51 ayes.

H.B. No. 2393, HD 1:

On motion by Representative Hirono, seconded by Representative Hiraki and carried, H.B. No. 2393, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REAL ESTATE COMMISSION," passed Third Reading by a vote of 51 ayes.

H.B. No. 3380, HD 1:

On motion by Representative Hirono, seconded by Representative Hiraki and carried, H.B. No. 3380, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2392, 2393 and 3380 had passed Third Reading at 12:59 o'clock p.m.

H.B. No. 2501, HD 1:

On motion by Representative Hirono, seconded by Representative Hiraki and carried, H.B. No. 2501, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Third Reading by a vote of 51 ayes.

H.B. No. 2156, HD 1:

On motion by Representative Shon, seconded by Representative Leong and carried, H.B. No. 2156, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A PILOT PROJECT FOR A HEALTH AND WELLNESS CENTER," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Liu voting no.

H.B. No. 2131, HD 1:

Representative Shon moved that H.B. No. 2131, HD 1, having been read throughout, pass Third Reading, seconded by Representative Leong.

Representative Cachola 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 Cachola's remarks are as follows:

"Mr. Speaker and fellow colleagues, Hawaii continues to face a critical shortage of nurses. This bill would greatly contribute to alleviating that shortage by removing an obstacle that hinders certification of many qualified nursing candidates.

"Currently, graduates of foreign nursing schools must pass the CGFNS English competency examination before being allowed to take the NCLEX, the licensing examination for registered nurses, although the CGFNS duplicates much of the NCLEX, which is given in English. This bill grants exemption from the CGFNS to graduates of Operation Nightingale or an approved equivalent, and to licensed practical nurses who have graduated from an approved R.N. program.

"Thus, this bill eases the licensing process by removing a redundant step and does not compromise the quality of nursing care. For these reasons, I urge my colleagues to vote in favor of this bill."

The motion was put by the Chair and carried, and H.B. No. 2131, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NURSING," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Lee voting no.

The Chair directed the Clerk to note that H.B. Nos. 2501, 2156 and 2131 had passed Third Reading at 1:00 o'clock p.m.

H.B. No. 461, HD 1:

Representative Souki moved that H.B. No. 461, HD 1, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

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

"Mr. Speaker, I appreciate the efforts they have made to get a handle on the growth and Chapter 42 funding. But I really think that removing legislative scrutiny over compiling a list of what we shall grant for purchase of services is not the way to go, and I am very confident by the end of session that we will come out with a much more acceptable oversight and reform of this system.

"Thank you, Mr. Speaker."

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

"I would ask that Representative Shon's remarks be included in the record as my own.

"Thank you."

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

The motion was put by the Chair and carried, and H.B. No. 461, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE," having been read throughout, passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Arakaki, Bellinger, Hagino, Hiraki, Hirono, Shon and Yonamine voting no.

The Chair directed the Clerk to note that H.B. No. 461 had passed Third Reading at 1:01 o'clock p.m.

H.B. No. 2530, HD 1:

On motion by Representative Hirono, seconded by Representative Hiraki and carried, H.B. No. 2530, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE COMPANIES," passed Third Reading by a vote of 51 ayes.

H.B. No. 2361, HD 1:

On motion by Representative Hirono, seconded by Representative Hiraki and carried, H.B. No. 2361, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM HOTEL OPERATORS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2530 and 2361 had passed Third Reading at 1:02 o'clock p.m.

H.B. No. 2054, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2054, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTIONS 4, 5, AND 6, OF THE CONSTITUTION OF THE STATE OF HAWAII TO CHANGE THE BASIS USED FOR REAPPORTIONMENT," passed Third Reading by a vote of 51 ayes.

H.B. No. 2052, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2052, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAPPORTIONMENT," passed Third Reading by a vote of 51 ayes.

H.B. No. 2184, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2184, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING ABOARD SHIPS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2054, 2052 and 2184 had passed Third Reading at 1:03 o'clock p.m.

H.B. No. 2508, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2508, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS," passed Third Reading by a vote of 51 ayes.

H.B. No. 3100, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 3100, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SNAKES," passed Third Reading by a vote of 51 ayes.

H.B. No. 2817, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2817, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAGE," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2508, 3100 and 2817 had passed Third Reading at 1:04 o'clock p.m.

H.B. No. 2810, HD 1:

Representative Metcalf moved that H.B. No. 2810, HD 1, having been read throughout, pass Third Reading, seconded by Representative Hagino.

Representative Liu rose to speak against the bill, stating:

"Mr. Speaker, I think this bill is well meaning and well intentioned and I don't think the issues are a hundred percent, I would say, on either side of the question. But we should be very careful in making any more statutory exceptions to the hearsay rule, especially when we are dealing with a very particular kind of witness, and questions we have seen in other jurisdictions as well as in Hawaii have continuously risen as to the veracity of such witnesses, even under the best of circumstances.

"So for those reasons, Mr. Speaker, I shall be voting no on this measure and I hope that my colleagues join me.

Thank you."

The motion was put by the Chair and carried, and H.B. No. 2810, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE," having been read throughout, passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Cavasso, Hemmings, Liu, Marumoto and O'Kieffe voting no.

H.B. No. 2616, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2616, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GRAND JURY COUNSEL," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2810 and 2616 had passed Third Reading at 1:05 o'clock p.m.

H.B. No. 2411, HD 1:

On motion by Representative Hirono, seconded by Representative Hiraki and carried, H.B. No. 2411, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSING REQUIREMENTS FOR MOTOR VEHICLE INDUSTRY LICENSEES," passed Third Reading by a vote of 51 ayes.

H.B. No. 2895, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, H.B. No. 2895, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BONDS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2411 and 2895 had passed Third Reading at 1:06 o'clock p.m.

H.B. No. 3142, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, H.B. No. 3142, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COMMUNITY-BASED

AQUACULTURE PROGRAM IN KAHUKU," passed Third Reading by a vote of 51 ayes.

H.B. No. 2947, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, H.B. No. 2947, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX WITHHOLDING," passed Third Reading by a vote of 51 ayes.

H.B. No. 2103, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, H.B. No. 2103, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ZIP CODES," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3142, 2947 and 2103 had passed Third Reading at 1:07 o'clock p.m.

H.B. No. 2448, HD 1:

On motion by Representative Tam, seconded by Representative Yoshimura and carried, H.B. No. 2448, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER EDUCATION," passed Third Reading by a vote of 51 ayes.

H.B. No. 2941, HD 1:

On motion by Representative Souki, seconded by Representative Fukunaga and carried, H.B. No. 2941, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL HOUSING ACCOUNTS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2448 and 2941 had passed Third Reading at 1:08 o'clock p.m.

H.B. No. 3169, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 3169, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVERS' LICENSE," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 3169 had passed Third Reading at 1:09 o'clock p.m.

H.B. No. 2398, HD 1:

Representative Metcalf moved that H.B. No. 2398, HD 1, having been read throughout, pass Third Reading, seconded by Representative Hagino.

Representative Shon rose and stated:

"Mr. Speaker, I would like to briefly speak in support of this bill. I would like to do this by way of acknowledging and complimenting the chairman of Judiciary, through his patience for the last couple of years, as we have really attempted to focus on an issue which often does not fit the usual categories of our Penal Code or police operations.

"For those who are unaware, the University area has been plagued for many years with a certain kind of deviant behavior which has actually been terrorizing many of the residents, including the coeds who live in the University area. This is a continuum of behavior that begins with seemingly innocuous Peeping Tomism but

which escalates to breaking in, entering, and ultimately assault.

"And this is a kind of a bill which I think addresses the issue of intercepting behavior at the earliest stage and attempting to intervene, not only with stiffer penalties, but with mandatory counseling and the psychological help to those who can perhaps, through this intervention, abandon this totally unacceptable and really harassing, potentially violent behavior.

"It is an issue which I think is related to mental health, which is related to the issues of assault, and which is related to our bureaucracy, and even law enforcement's inability sometimes to fully identify the kind of circumstances that our citizens are put in. These kinds of offenses are usually categorized as no more than a trespass, and yet, individuals have lost their ability to eat, have taped up and covered their windows, have dropped out of school, have had just a whole series of problems in their lives because of what was seen as an innocuous low priority for police, prosecutors, and even judges. And I think this is the kind of a measure that we're going to have to be involved with a lot more if there are continuums of behavior that do not neatly fit the categories, and we're going to have to constantly adjust our programs and our attention to them.

"Once again, I would like to really thank the chairman of Judiciary. I hope that this bill, or some form of it, will pass and that we will be able to continue to work with the police departments, public defenders, and the prosecutors, to ensure that all our citizens are protected for a variety of kinds of unacceptable behavior that is really a great burden on certain segments of our society.

"Thank you very much."

The motion was put by the Chair and carried, and H.B. No. 2398, 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. 2398 had passed Third Reading at 1:12 o'clock p.m.

H.B. No. 2843, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2843, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTERS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 2843 had passed Third Reading at 1:13 o'clock p.m.

H.B. No. 3410, HD 1:

Representative Metcalf moved that H.B. No. 3410, HD 1, having been read throughout, pass Third Reading, seconded by Representative Hagino.

Representative Liu rose to speak against the bill, stating:

"The reason is because, first, I think we have to think long and hard before we grant any type of special privilege to anybody when it comes to removing their names from the public voter rolls and yet retaining the ability to vote. I think it's part of our democratic system, part of our elective processes, that information concerning who can vote, where they reside, has to be made and contained in the public eye. Otherwise, we open the door, even as small as this bill is intended to do so, to abuses. We have all seen abuses over the last ten years -- voter fraud, questions of registration, et cetera.

"Now, the intended purpose here is to protect those, I believe, who are acting or who have some concern for their safety because of their involvement with some sort of law enforcement operation. However, if you look at the bill itself, I see no clarification of where or by whom the affidavit must be made before concerning such information by the person wanting to have their name taken off the public rolls so far as information, just as any person having an affidavit of registration on file with the County Clerk, may have the information relating to the person's residence address and phone number appearing on the affidavit of registration or any list, et cetera, et cetera, declared confidential upon a showing of good cause that a life threatening circumstance exists to the voter or a member of the voter's household.

"Who is going to certify that this is true? Just the Clerk? Which law enforcement officials would be involved -- Honolulu Police Department, prosecutors, Attorney General? How wide would this net fall?

"The bill is too imprecise, and although this is only the first crossover, Mr. Speaker, I think our elective process is so important that we must be alerted to what I think are some very, very dangerous flaws in this measure. For that reason, I hope that we stop this measure right here, now.

"Thank you very much, Mr. Speaker."

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

"All of us recall the Barboza murder that took place about a year ago where the officer was shot in his sleep at home. That officer was located with the voter registration lists. That's what this bill is designed to protect.

"Thank you."

The motion was put by the Chair and carried, and H.B. No. 3410, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION LISTS," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Hemmings and Liu voting no.

The Chair directed the Clerk to note that H.B. No. 3410 had passed Third Reading at 1:16 o'clock p.m.

H.B. No. 2076, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2076, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Stegmaier voting no.

The Chair directed the Clerk to note that H.B. No. 2076 had passed Third Reading at 1:17 o'clock p.m.

H.B. No. 2207, HD 1:

Representative Metcalf moved that H.B. No. 2207, HD 1, having been read throughout, pass Third Reading, seconded by Representative Hagino.

Representative Liu rose to speak against the bill, stating:

"This is similar to a bill which came before us last year, Mr. Speaker, I think as part of a larger package of bills, if I recall, an omnibus package that would revise many of the duties and functions of our Chief Election Officer which, in this case in Hawaii as we all know, is

the Lieutenant Governor. This is a very, very shot-gun approach to what may be problems, and the actual processing of nomination papers began because of points made on earlier bills concerning the partisan nature of the Chief Election Officer's office.

"It's very difficult for members of the Minority Party, and I think members of other parties, or independents, and it should be a concern of Democrats also that this measure allows the Chief Election Officer, or the clerk in the case of county offices, to object to the validity of a candidate's nomination papers at any time until election day. Any time! It could be the day before election. It could be 12:00 o'clock midnight before the day of election. And if for some reason there is a question of validity, that can be raised.

"Again, Mr. Speaker, I am not sure about the kinds of problems which we are trying to address here but if there are particular problems, then perhaps a more precise measure could have been drafted, should be drafted, but such is not before us.

"For that reason, I really believe that we should not approve this measure.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 2207, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHALLENGES TO CANDIDATE NOMINATION PAPERS," having been read throughout, passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Anderson, Cavasso, Hemmings, Liu, Marumoto and O'Kieffe voting no.

The Chair directed the Clerk to note that H.B. No. 2207 had passed Third Reading at 1:19 o'clock p.m.

H.B. No. 2204, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2204, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTER FRAUD," passed Third Reading by a vote of 51 ayes.

H.B. No. 2206, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2206, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Cavasso, Hemmings and Liu voting no.

The Chair directed the Clerk to note that H.B. Nos. 2204 and 206 had passed Third Reading at 1:20 o'clock p.m.

H.B. No. 463, HD 1:

Representative Souki moved that H.B. No. 463, HD 1, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Shon rose to speak against the bill, stating:

"Mr. Speaker, B is for the boys to be corrupted; I is for the illegality; N is for the family nights to be interrupted; G is for the greed that's sure to be; O is for those organized to use it. Put them all together and they spell BINGO!

"Come on, Joe, don't let this bill go!

"Thank you."

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

"In Waikiki, I have many, many senior citizens who regard bingo as a harmless addition to their lives -- good recreation and good fundraising.

"Thank you."

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

"Mr. Speaker, I wish to echo the previous speaker's speech as my own, please. The Chair "so ordered." (By reference only)

"And I wish also to add to those members here that have some fears as to what this bingo bill may have, I want to allay your fears that it is emulated after a model legislation in the state of Wisconsin which is a very conservative state. A lot of old families with German lineage who are very careful in their pride, in their church, and there's never been any major scandals coming out of there.

"The bill does provide for a Board, and the Board will scrutinize the bingo organizations, and I should mention it's only limited to fraternal, religious, eleemosynary, and at least 75 percent of the dollars earned must go to further the cause of the organization and not be used for bingo purposes, and also that the prizes are going to be very modest.

"And most important of all, it will be providing a lot of social relief to a lot of the families in the state of Hawaii. So please, members, for once don't forget B-I-N-G-O!"

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

"Mr. Speaker, throughout my tenure on this floor, I have spoken out against bills to legalize gambling and no matter how you look at it, this is a bill to legalize a form of gambling. The sanctity of a church or any fraternal organization is simply insufficient to call this activity anything else but gambling. It encourages it.

"I think we are being hypocritical to think that because it is under these holy auspices, that we are not engaging in gambling, and we are not encouraging our citizens to engage in gambling.

"Therefore, I ask all my colleagues to vote against this bill.

"Thank you."

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

"Mr. Speaker, just to remind some of the people that in the early 30s, the old Pawaa Theater which is now Cinerama, used to have bingo games and they gave away dishes and necessities that people could use, and it's a form of entertainment.

"I don't think that unless you're looking for a means to call it gambling in its full sense, any of you can gamble now, so I would hope that all of us would look at this as a form of entertainment for not only the elderly, but the young also, because there are a lot of people around who could use some form of entertainment other than thinking of just money and a gambling type of process.

"So, I would urge my colleagues to vote aye.

"Thank you."

The motion was put by the Chair and carried, and H.B. No. 463, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BINGO GAMES," having been read throughout, passed Third Reading by a vote of 42 ayes to 9 noes, with Representatives Arakaki, Cavasso, Hagino, Hiraki, Hirono, D. Ige, Marumoto, Metcalf and Shon voting no.

The Chair directed the Clerk to note that H.B. No. 463 had passed Third Reading at 1:25 o'clock p.m.

H.B. No. 690, HD 2:

Representative Souki moved that H.B. No. 690, HD 2, having been read throughout, pass Third Reading, seconded by Representative Kawakami.

Representative Duldulao rose to speak in favor of the bill but "with grave reservations," stating:

"Mr. Speaker, as we sincerely look at the issue of homelessness, this bill calls for \$40-million to look at a segment of the population of approximately 250 middle-income people. To me, the \$40-million could serve a multitude of our homeless population in a much, much more sensible manner and with dignity.

"For this, Mr. Speaker, I state my grave reservations.

"Thank you."

Representative Kanoho then rose and requested that his remarks, in favor of the bill but with grave reservations, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Kanoho's remarks are as follows:

"This is to indicate my 'yes' vote on this measure, but with grave reservations.

"The purchase of Queen Emma Gardens is not in the overall best interest of the taxpayers of Hawaii for the following reasons:

1. The condemnation proposal represents a 'taking' which is strenuously opposed by the current owner.
2. The current owner is a charitable trust which exists solely to assist recognized and worthy charities;
3. The expenditure of \$40-million in public funds will not increase the availability of 'affordable' units. If \$40-million in public funds are to be expended at all, the construction of additional units would best fulfill this purpose.
4. Current and proposed rental rates appear to be reasonable for the type, quality and prime location of this complex.
5. The purchase of this facility would establish a very poor policy and an extremely bad precedent.

"My 'yes' vote with reservations at this time is to permit continued discussion and assessment before Final Reading."

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

"Mr. Speaker, I concur with the first speaker's remarks and, furthermore, I would like to point out that I have grave concerns as to how this measure finally got to Finance and on to the floor.

"I am very concerned that the initial bill which was a short-form bill had to be filled out for substantive sections into it and then recommitted to the Committee on Housing. That's fine. However, thereafter the bill was re-referred straight to Finance. I think that's really a problem if we want to uphold the fairness of the type of system we have provided throughout the House for various chairmen.

"Now, I have, again, no qualms with the intent of the measure which is to try and help people. But as mentioned by the initial speaker, I think the evidence is less than convincing that a significant majority of the people in this housing project are of an income level that they need this kind of assistance.

"Secondly, it's very curious that the logic used by the State officials who testified -- the county was not present, by the way, Mr. Speaker -- for use of the State's condemnation powers seem quite convoluted. Initially, when the Queen Emma project was constructed, it was done on an agreement with the federal government that the developer would maintain the property as a moderate income/low income type of project for thirty years. If they broke that agreement or they sold it for any reason, the owners would not be able to reap the benefits of the profits that they would on a normal basis.

"The State is saying that, well, because the contract says 'a sale for any reason,' we can force the owners of the Queen Emma housing project to sell under condemnation and that would come under the rubric of any reason for sale, therefore deprive the owners of a reasonable profit and then the 'savings' would be used in reducing the State's share or the county's share in purchasing the project. Somehow, Mr. Speaker, that doesn't seem fair, it doesn't seem right. It seems to me it may also be illegal.

"For those reasons, Mr. Speaker, I think this measure should not go forward. I think we should recommit it and maybe try again next year.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, recently we have been living under the philosophy of 'don't worry, be happy.' But when it comes to affordable rental units, I think that we should revise this philosophy to 'worry, be happy.'

"The reason why I say this is because what this bill has done and, by the way, this only appropriates one dollar for the purchase of the Queen Emma building. This bill has been helpful because it has brought out to us the growing concern of the shrinking number of available, affordable rental units, especially in the urban Honolulu area. We've learned that new units are not being built because the private sector has found it more profitable to build luxury condominiums. In addition, the shrinking federal funds make it difficult for the government to build new units. And with the current units available, as we now know, investors are buying them up and turning rental projects into condominiums, and thereby evicting a lot of the individuals who rent. And, like it or not, the truth is for many people, renting will probably be the only

type of affordable housing that they will be able to attain. They won't be able to purchase affordable houses anywhere else.

"Queen Emma Gardens is sort of a special situation. It was created with government assistance under the Urban Renewal Act. Since its inception, there's been a public purpose involved -- you had to be a public corporation with a public purpose. There's been limitations on returns, on sales, disclosures, all these type of things, and so there was this public purpose when it was created.

"My hope is that we can look at this particular project but also look at the shortage of available rental projects in general. I think that one of the problems right now is that we are just looking at creating affordable housing. . . purchases of affordable housing but, as you know, after the ten year period with this type of restrictions, what happens then is that the houses go back to market prices and then we just lose that. But with the rental type of units, what we do is we keep that inventory in perpetuity and provide affordable housing for individuals that should be able to live there.

"And the fact is, there's a previous speaker talking about homeless. I mean these are several hundred units and what happens to those families that are evicted? Where do they go? And as the State report pointed out, most of the people there are of the middle income range in the structure living there now.

"I guess just to address some of the concerns that one of the previous speakers had about spending this type of money and instead maybe we should be using this kind of money to build more units in other areas, I guess that is a policy choice. I think that is something to consider, but I think what we are trying to do is create mixed communities. I think we are just looking at how many units we can build in a particular area for the money. There are certain communities that have the cost of land which is lower than the downtown area, I have to admit; for example, Waipahu, Wahiawa, Kalihi. But what happens is that what you are going to be doing then is putting all the low income and moderate income units there, and I am not sure if that's good for them since they carry more than their share of those types of units.

"But anyway, I hope that you can support this bill.

"Thank you very much."

Representative Duldulao, in rebuttal, stated:

"Mr. Speaker, this is not a way out for us to solve homelessness. As the previous speaker mentioned that this will help lower the cost of rental, that is not true because according to HFDC which will be the State agency that will be handling this project, they cannot assure us that the rent will be as low as it is now.

"So the question, Mr. Speaker, is that -- is it going to be low rental housing, or is it going to be one of those middle-income housing with a rental that is very compatible to the outside market?

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 690, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Anderson, Cavasso, Hemmings, Liu, Marumoto, O'Kieffe and Peters voting no.

The Chair directed the Clerk to note that H.B. No. 690 had passed Third Reading at 1:35 o'clock p.m.

H.B. No. 2338, HD 1:

On motion by Representative Tom, seconded by Representative Baker and carried, H.B. No. 2338, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLICATION OF ANNUAL SUPPLEMENTS TO COMPREHENSIVE ORDINANCE CODES," passed Third Reading by a vote of 51 ayes.

H.B. No. 3082, HD 1:

On motion by Representative Hirono, seconded by Representative Hiraki and carried, H.B. No. 3082, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MULTIPLE UNIT DWELLINGS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2338 and 3082 had passed Third Reading at 1:36 o'clock p.m.

H.B. No. 2879:

On motion by Representative Say, seconded by Representative Leong and carried, H.B. No. 2879, entitled: "A BILL FOR AN ACT RELATING TO THE ADMINISTRATION OF THE AGRICULTURAL PARK PROGRAM," passed Third Reading by a vote of 51 ayes.

H.B. No. 2880:

On motion by Representative Say, seconded by Representative Leong and carried, H.B. No. 2880, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2879 and 2880 had passed Third Reading at 1:37 o'clock p.m.

H.B. No. 2881:

On motion by Representative Say, seconded by Representative Leong and carried, H.B. No. 2881, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Third Reading by a vote of 51 ayes.

H.B. No. 2637, HD 1:

On motion by Representative Shon, seconded by Representative Leong and carried, H.B. No. 2637, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPERSAL REVIEW COUNCIL," passed Third Reading by a vote of 51 ayes.

H.B. No. 2691, HD 1:

On motion by Representative Shon, seconded by Representative Leong and carried, H.B. No. 2691, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CERTIFICATE OF NEED," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2881, 2637 and 2691 had passed Third Reading at 1:38 o'clock p.m.

H.B. No. 2183, HD 1:

Representative Metcalf moved that H.B. No. 2183, HD 1, having been read throughout, pass Third Reading, seconded by Representative Hagino.

Representative Cavasso then rose and stated:

"Mr. Speaker, I would like to speak briefly in favor of this bill. It's a good bill reflecting the Minority package as well. It's a bill which reflects the success of the forfeiture system in the federal government -- the federal system of forfeiture for drug prosecution, and it has been very successful.

"The State program is relatively new. It appears to be on good track and should follow the same success of the federal system, and it's a good bill. Let's keep it moving."

At 1:39 o'clock p.m., Representative Anderson asked for a recess and the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 1:40 o'clock p.m., the motion was put by the Chair and carried, and H.B. No. 2183, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FORFEITURE," having been read throughout, passed Third Reading by a vote of 51 ayes.

H.B. No. 2191, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2191, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WEAPONS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2183 and 2191 had passed Third Reading at 1:40 o'clock p.m.

H.B. No. 2818, HD 1:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2818, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAGE," passed Third Reading by a vote of 51 ayes.

H.B. No. 3265:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 3265, entitled: "A BILL FOR AN ACT RELATING TO NOTICE OF ESCAPE," passed Third Reading by a vote of 51 ayes.

H.B. No. 2400:

On motion by Representative Metcalf, seconded by Representative Hagino and carried, H.B. No. 2400, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2818, 3265 and 2400 had passed Third Reading at 1:41 o'clock p.m.

H.B. No. 2944, HD 1:

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

At 1:42 o'clock p.m., Representative Hemmings asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:50 o'clock p.m.

By unanimous consent, action on the following bills, which were on the calendar for Third Reading, was deferred one day:

H.B. No. 2989, HD 1 (Stand. Com. Rep. No. 598-90);

H.B. No. 3071 (Stand. Com. Rep. No. 607-90);

H.B. No. 2858 (Stand. Com. Rep. No. 608-90);

H.B. No. 2892 (Stand. Com. Rep. No. 609-90);

H.B. No. 2428, HD 1 (Stand. Com. Rep. No. 611-90);

H.B. No. 2424, HD 1 (Stand. Com. Rep. No. 612-90);

H.B. No. 2430, HD 1 (Stand. Com. Rep. No. 613-90);

H.B. No. 2781, HD 1 (Stand. Com. Rep. No. 614-90);

H.B. No. 2957, HD 1 (Stand. Com. Rep. No. 615-90);

H.B. No. 2160 (Stand. Com. Rep. No. 616-90);

H.B. No. 2006 (Stand. Com. Rep. No. 617-90);

H.B. No. 2431 (Stand. Com. Rep. No. 618-90);

H.B. No. 2951 (Stand. Com. Rep. No. 619-90);

H.B. No. 2953 (Stand. Com. Rep. No. 620-90);

H.B. No. 2429 (Stand. Com. Rep. No. 621-90);

H.B. No. 3030 (Stand. Com. Rep. No. 622-90);

H.B. No. 2038 (Stand. Com. Rep. No. 623-90);

H.B. No. 3428 (Stand. Com. Rep. No. 624-90);

H.B. No. 2112 (Stand. Com. Rep. No. 625-90);

H.B. No. 3220 (Stand. Com. Rep. No. 626-90);

H.B. No. 2842, HD 1 (Stand. Com. Rep. No. 627-90);

H.B. No. 2872 (Stand. Com. Rep. No. 628-90);

H.B. No. 2022, HD 1 (Stand. Com. Rep. No. 629-90);

H.B. No. 1699, HD 1 (Stand. Com. Rep. No. 630-90);

H.B. No. 2201, HD 1 (Stand. Com. Rep. No. 631-90);

H.B. No. 2089, HD 1 (Stand. Com. Rep. No. 632-90);

H.B. No. 2053, HD 1 (Stand. Com. Rep. No. 633-90);

H.B. No. 2486 (Stand. Com. Rep. No. 641-90);

H.B. No. 2487 (Stand. Com. Rep. No. 642-90);

H.B. No. 1807, HD 1 (Stand. Com. Rep. No. 643-90);

H.B. No. 2536 (Stand. Com. Rep. No. 644-90);

H.B. No. 2502 (Stand. Com. Rep. No. 645-90);

H.B. No. 2394 (Stand. Com. Rep. No. 646-90);

H.B. No. 3083, HD 1 (Stand. Com. Rep. No. 647-90);

H.B. No. 1576, HD 1 (Stand. Com. Rep. No. 695-90);

H.B. No. 2494, HD 1 (Stand. Com. Rep. No. 696-90);
H.B. No. 2531, HD 1 (Stand. Com. Rep. No. 698-90);
H.B. No. 2733 (Stand. Com. Rep. No. 699-90);
H.B. No. 3123, HD 1 (Stand. Com. Rep. No. 700-90);
H.B. No. 3381, HD 1 (Stand. Com. Rep. No. 701-90);
H.B. No. 2532 (Stand. Com. Rep. No. 702-90);
H.B. No. 2412 (Stand. Com. Rep. No. 703-90);
H.B. No. 2391 (Stand. Com. Rep. No. 704-90);
H.B. No. 2524 (Stand. Com. Rep. No. 705-90);
H.B. No. 2482 (Stand. Com. Rep. No. 706-90);
H.B. No. 2483 (Stand. Com. Rep. No. 707-90);
H.B. No. 2516 (Stand. Com. Rep. No. 708-90);
H.B. No. 2480 (Stand. Com. Rep. No. 709-90);
H.B. No. 2310, HD 1 (Stand. Com. Rep. No. 710-90);
H.B. No. 2295, HD 1 (Stand. Com. Rep. No. 711-90);
H.B. No. 2311, HD 1 (Stand. Com. Rep. No. 712-90);
H.B. No. 3128, HD 1 (Stand. Com. Rep. No. 713-90);
H.B. No. 2026, HD 1 (Stand. Com. Rep. No. 714-90);
H.B. No. 3121, HD 1 (Stand. Com. Rep. No. 715-90);
H.B. No. 2527, HD 1 (Stand. Com. Rep. No. 716-90);
H.B. No. 3125, HD 1 (Stand. Com. Rep. No. 717-90);
H.B. No. 2538, HD 1 (Stand. Com. Rep. No. 718-90);
H.B. No. 2518, HD 1 (Stand. Com. Rep. No. 719-90);
H.B. No. 2369, HD 1 (Stand. Com. Rep. No. 720-90);
H.B. No. 2413, HD 1 (Stand. Com. Rep. No. 721-90);
H.B. No. 2955, HD 1 (Stand. Com. Rep. No. 722-90);
H.B. No. 2786, HD 1 (Stand. Com. Rep. No. 723-90);
H.B. No. 2419 (Stand. Com. Rep. No. 724-90);
H.B. No. 2294 (Stand. Com. Rep. No. 725-90);
H.B. No. 2356, HD 1 (Stand. Com. Rep. No. 726-90);
H.B. No. 2417, HD 1 (Stand. Com. Rep. No. 727-90);
H.B. No. 3183, HD 1 (Stand. Com. Rep. No. 734-90);
H.B. No. 3219, HD 1 (Stand. Com. Rep. No. 735-90);
H.B. No. 2830, HD 1 (Stand. Com. Rep. No. 736-90);
H.B. No. 2024, HD 1 (Stand. Com. Rep. No. 737-90);
H.B. No. 2876, HD 1 (Stand. Com. Rep. No. 738-90);
H.B. No. 3274 (Stand. Com. Rep. No. 739-90);
H.B. No. 2255 (Stand. Com. Rep. No. 740-90);
H.B. No. 2256 (Stand. Com. Rep. No. 741-90);
H.B. No. 2485, HD 1 (Stand. Com. Rep. No. 742-90);
H.B. No. 2984, HD 1 (Stand. Com. Rep. No. 743-90);
H.B. No. 2274, HD 1 (Stand. Com. Rep. No. 744-90);
H.B. No. 1261, HD 1 (Stand. Com. Rep. No. 745-90);
H.B. No. 3440, HD 1 (Stand. Com. Rep. No. 746-90);
H.B. No. 3092, HD 1 (Stand. Com. Rep. No. 747-90);
H.B. No. 2447, HD 1 (Stand. Com. Rep. No. 749-90);
H.B. No. 2754, HD 1 (Stand. Com. Rep. No. 750-90);
H.B. No. 2217, HD 1 (Stand. Com. Rep. No. 751-90);
H.B. No. 3286, HD 1 (Stand. Com. Rep. No. 752-90);
H.B. No. 2445, HD 1 (Stand. Com. Rep. No. 753-90);
H.B. No. 3300, HD 1 (Stand. Com. Rep. No. 754-90);
H.B. No. 2917, HD 1 (Stand. Com. Rep. No. 755-90);
H.B. No. 3149, HD 1 (Stand. Com. Rep. No. 756-90);
H.B. No. 2670, HD 1 (Stand. Com. Rep. No. 757-90);
H.B. No. 2678, HD 1 (Stand. Com. Rep. No. 758-90);
H.B. No. 2753 (Stand. Com. Rep. No. 759-90);
H.B. No. 2898 (Stand. Com. Rep. No. 760-90);
H.B. No. 2897, HD 1 (Stand. Com. Rep. No. 761-90);
H.B. No. 2694, HD 1 (Stand. Com. Rep. No. 762-90);
H.B. No. 256, HD 1 (Stand. Com. Rep. No. 763-90);
H.B. No. 2827, HD 1 (Stand. Com. Rep. No. 765-90);
H.B. No. 2826, HD 1 (Stand. Com. Rep. No. 766-90);
H.B. No. 2611 (Stand. Com. Rep. No. 768-90);
H.B. No. 2752 (Stand. Com. Rep. No. 771-90);
H.B. No. 2965, HD 1 (Stand. Com. Rep. No. 772-90);
H.B. No. 2415, HD 1 (Stand. Com. Rep. No. 773-90);
H.B. No. 3256, HD 1 (Stand. Com. Rep. No. 775-90);
H.B. No. 2450, HD 1 (Stand. Com. Rep. No. 776-90);
H.B. No. 3176, HD 1 (Stand. Com. Rep. No. 777-90);
H.B. No. 2967, HD 1 (Stand. Com. Rep. No. 779-90);
H.B. No. 2028, HD 1 (Stand. Com. Rep. No. 780-90);
H.B. No. 2737, HD 1 (Stand. Com. Rep. No. 781-90);
H.B. No. 2738, HD 1 (Stand. Com. Rep. No. 782-90);
H.B. No. 3103, HD 1 (Stand. Com. Rep. No. 783-90);
and
H.B. No. 1275, HD 1 (Stand. Com. Rep. No. 784-90).

**MATTERS DEFERRED FROM
EARLIER ON THE CALENDAR**

Stand. Com. Rep. No. 672-90 on H.B. No. 2949, HD 2:

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2949, HD 2, having been read throughout, pass Third Reading, seconded by Representative Fukunaga.

Representative Liu then offered the following amendment to H.B. No. 2949, HD 2:

"SECTION 1. House Bill No. 2949 H.D. 2 is amended by amending lines 1 to 5 on page 5 to read:

'this section on all gross proceeds and gross income taxable under this chapter at the three and one-half percent tax rate in such manner that the combined state general excise tax and the county general excise and use tax surcharge tax shall be four percent in those counties adopting the surcharge. All'

SECTION 2. House Bill No. 2949 H.D. 2 is amended by adding three new sections at the end of Section 11 to read:

'SECTION 12. SECTION 237-13, Hawaii Revised Statutes, is amended to read as follows:

"SECTION 237-13 Imposition of tax. There is hereby levied and shall be assessed and collected annually privilege taxes against persons on account of their business and other activities in the State measured by the application of rates against values of products, gross proceeds of sales, or gross income, whichever is specified, as follows:

- (1) Tax on manufacturers.
 - (A) Upon every person engaging or continuing within the State in the business of manufacturing, including compounding, canning, preserving, packing, printing, publishing, milling, processing, refining, or preparing for sale, profit, or commercial use, either directly or through the activity of others, in whole or in part, any article or articles, substance or substances, commodity or commodities, the amount of the tax to be equal to the value of the articles, substances, or commodities, manufactured, compounded, canned, preserved, packed, printed, milled, processed, refined, or prepared, for sale, as shown by the gross proceeds derived from the sale thereof by the manufacturer or person compounding, preparing, or printing them, multiplied by one-half of one per cent.
 - (B) The measure of the tax on manufacturers is the value of the entire product for sale, regardless of the place of sale or the fact that deliveries may be made to points outside the State.
 - (C) If any person liable for the tax on manufacturers shall ship or transport his product, or any part thereof, out of the State, whether in a finished or unfinished condition, or shall sell the same for delivery outside of the State (for example,

consigned to a mainland purchaser via common carrier f.o.b. Honolulu), the value of the products in the condition or form in which they exist immediately before entering interstate or foreign commerce, determined as hereinafter provided, shall be the basis for the assessment of the tax imposed by this paragraph (1). This tax shall be due and payable as of the date of entry of the products into interstate or foreign commerce, whether the products are then sold or not. The department of taxation shall determine the basis for assessment, as provided by this paragraph, as follows:

- (i) If the products at the time of their entry into interstate or foreign commerce already have been sold, the gross proceeds of sale, less the transportation expenses, if any, incurred in realizing the gross proceeds for transportation from the time of entry of the products into interstate or foreign commerce, including insurance and storage in transit, are the measure of the value of the products.
- (ii) If the products have not been sold at the time of their entry into interstate or foreign commerce, and in cases governed by clause (i) in which the products are sold under circumstances such that the gross proceeds of sale are not indicative of the true value of the products, the value of the products constituting the basis for assessment shall correspond as nearly as possible to the gross proceeds of sales for delivery outside the State, adjusted as provided in clause (i), or if sufficient data are not available, sales in the State, of similar products of like quality and character and in similar quantities, made by the taxpayer (unless not indicative of the true value) or by others. Sales outside the State, adjusted as provided in clause (i), may be considered when they constitute the best available data. The department shall prescribe uniform and equitable rules for ascertaining such values.
- (iii) At the election of the taxpayer and with the approval of the department, the taxpayer may make his returns under clause (i) even through the products have not been sold at the time of their entry into interstate or foreign commerce.
- (iv) In all cases in which products leave the State in an unfinished condition the basis for assessment shall be adjusted so as to deduct such portion of the value as is

attributable to the finishing of the goods outside the State.

(2) Tax on business of selling tangible personal property; producing.

(A) Upon every person engaging or continuing in the business of selling any tangible personal property whatsoever (not including, however, bonds or other evidence of indebtedness, or stocks), there is likewise hereby levied, and shall be assessed and collected, a tax equivalent to [four] three and one-half per cent of the gross proceeds of sales of the business; provided that insofar as certain retailing is taxed by section 237-16, the tax shall be that levied by section 237-16, and in the case of a wholesaler, the tax shall be equal to one-half of one per cent of the gross proceeds of sales of the business. Upon every person engaging or continuing within this State in the business of a producer the tax shall be equal to one-half of one per cent of the gross proceeds of sales of the business, or the value of the products, for sale, if sold for delivery outside the State or shipped or transported out of the State, and the value of the products shall be determined in the same manner as the value of manufactured products covered in the cases under paragraph (1)(c) of this section.

(B) Gross proceeds of sales of tangible property in interstate and foreign commerce shall constitute a part of the measure of the tax imposed on persons in the business of selling tangible personal property, to the extent, under the conditions, and in accordance with the provisions of the Constitution of the United States and the acts of the Congress of the United States which may be now in force or may be hereafter adopted, and whenever there occurs in the State an activity to which, under the Constitution and acts of Congress, there may be attributed gross proceeds of sales, such gross proceeds shall be so attributed.

(C) No manufacturer or producer, engaged in such business in the State and selling his products for delivery outside of the State (for example, consigned to a mainland purchaser via common carrier f.o.b. Honolulu), shall be required to pay the tax imposed in this chapter for the privilege of so selling his products, and the value or gross proceeds of sales of the products shall be included only in determining the measure of the tax imposed upon the manufacturer or producer as such.

(D) When a manufacturer or producer, engaged in such business in the State, also is engaged in selling his products in the State at wholesale, retail, or in any other manner, the tax for the privilege of engaging in the business of selling the products in the State shall apply to him as well as the tax for the privilege of manufacturing or producing in the State, and he shall make the returns of the gross

proceeds of the wholesale, retail, or other sales required for the privilege of selling in the State, as well as making the returns of the value or gross proceeds of sales of his products required for the privilege of manufacturing or producing in the State. He shall pay the tax imposed in this chapter at the highest rate applicable for any of the privileges exercised by him in respect of the particular products, and the value or gross proceeds of sales of the products, thus subjected to tax at the highest rate, may be deducted insofar as duplicated as to the same products by the measure of the tax upon him for the other privileges enumerated in this paragraph (2), paragraph (1), and section 237-16.

(E) A taxpayer selling to a federal cost-plus contractor may make the election provided for by paragraph (3)(C) of this section, and in any such case the tax shall be computed pursuant to the election, notwithstanding this paragraph (2) or paragraph (1) to the contrary.

(F) The department, by regulation, may provide that a seller may take from the purchaser of tangible personal property a certificate, in such form as the department shall prescribe, certifying that the sale is a sale at wholesale. If the certificate is so provided for by regulation of the department:

(i) Any purchaser who shall furnish such a certificate shall be obligated to pay to the seller, upon demand, if the sale in fact is not at wholesale, the amount of the additional tax which by reason thereof is imposed upon the seller; and

(ii) The absence of such a certificate shall, unless the sales of the business are exclusively at wholesale, in itself give rise to the presumption that the sale is not at wholesale.

(3) Tax upon contractors.

(A) Upon every person engaging or continuing within the State in the business of contracting, the tax shall be equal to [four] three and one-half per cent of the gross income of the business; provided that insofar as the business of contracting is taxed by section 237-16, which relates to certain retailing, the tax shall be that levied by section 237-16.

(B) In computing the tax levied under this paragraph (3) or section 237-16, there shall be deducted from the gross income of the taxpayer so much thereof as has been included in the measure of the tax levied under paragraph (3)(A) or section 237-16, on another taxpayer who is a contractor, as defined, or who is a specialty contractor, duly licensed by the department of commerce and consumer affairs pursuant to section 444-9, in respect of his business as such, if the tax

- on the amount so deducted has been paid by the other person, or has been withheld by the taxpayer and shall be paid over by him to the assessor at the time of filing the return, such withholding being hereby authorized; but any person claiming a deduction under this paragraph shall be required to show in his return the name of the person paying the tax on the amount deducted by him or from whom the tax was withheld, and shall issue a receipt for any amount of tax withheld, which upon filing by the other taxpayer with his return, shall relieve the other taxpayer of liability for the amount of tax withheld.
- (C) In computing the tax levied under this paragraph (3) against any federal cost-plus contractor, there shall be excluded from the gross income of the contractor so much thereof as fulfills the following requirements:
- (i) The gross income exempted shall constitute reimbursement of costs incurred for materials, plant, or equipment purchased from a taxpayer licensed under this chapter, not exceeding the gross proceeds of sale of the taxpayer on account of the transaction.
 - (ii) The taxpayer making the sale shall have certified to the department that he is taxable with respect to the gross proceeds of the sale, and that he elects to have the tax on such gross income computed the same as upon a sale to the state government.
- (D) A person, who as a business or as a part of a business in which he is engaged, erects, constructs, or improves any building or structure, of any kind or description, or makes, constructs, or improves any road, street, sidewalk, sewer, or water system, or other improvements on land held by him (whether held as a leasehold, fee simple, or otherwise), shall upon the sale or other disposition of the land or improvements, even if the work was not done pursuant to a contract, be liable to the same tax as if engaged in the business of contracting, unless he shall show that at the time he was engaged in making the improvements it was, and for the period of at least one year after completion of the building, structure, or other improvements, it continued to be his purpose to hold and not sell or otherwise dispose of the land or improvements. The tax in respect of the improvements shall be measured by the amount of the proceeds of the sale or other disposition that is attributable to the erection, construction, or improvement of such building or structure, or the making, constructing, or improving of the road, street, sidewalk, sewer, or water system, or other improvements. The measure of tax in respect of the improvements shall not exceed the amount which would have been taxable had the work been performed by another, subject as in other cases to the deductions allowed by paragraph (3)(B). Upon the election of the taxpayer this paragraph may be applied notwithstanding the improvements were not made by the taxpayer, or were not made as or as a part of a business, or were made with the intention of holding the same. However, this paragraph shall not apply in respect of any proceeds that constitute or are in the nature of rent, all such gross income shall be taxable under paragraph (10).
- (4) Tax upon theaters, amusements, radio broadcasting stations, etc. Upon every person engaging or continuing within the State in the business of operating a theater, opera house, moving picture show, vaudeville, amusement park, dance hall, skating rink, radio broadcasting station, or any other place at which amusements are offered to the public, the tax shall be equal to four three and one-half per cent of the gross income of the business.
- (5) Tax upon sales representatives, etc. Upon every person classified as a representative or purchasing agent under section 237-1, engaging or continuing within the State in the business of performing services for another, other than as an employee, there is likewise hereby levied and shall be assessed and collected a tax equal to four three and one-half per cent of the commissions and other compensation attributable to the services so rendered by him.
- (6) Tax on service business. Upon every person engaging or continuing within the State in any service business or calling not otherwise specifically taxed under this chapter, there is likewise hereby levied and shall be assessed and collected a tax equal to four three and one-half per cent of the gross income of any such business; provided that where any person engaging or continuing within the State in any service business or calling renders such services upon the order of or at the request of another taxpayer who is engaged in the service business and who, in fact, acts as or acts in the nature of an intermediary between the person rendering such services and the ultimate recipient of the benefits of such services, so much of the gross income as is received by the person rendering the services shall be subjected to the tax at the rate of one-half of one per cent and all of the gross income received by the intermediary from the principal shall be subjected to a tax at the rate of four three and one-half per cent; and provided that where any person is engaged in the business of selling interstate or foreign common carrier telecommunication services within and without the State, the tax shall be imposed on that portion of gross income received by any such person from service which is originated or terminated in this State and is charged to a telephone number, customer, or account in this State notwithstanding any other state law (except for the exemption under section 237-23(a)(2) to the contrary. If, under the Constitution and laws of the United States, the entire gross income as determined under this paragraph of a business selling interstate or foreign common carrier telecommunication services cannot be included in the measure of

the tax, such gross income shall be apportioned as provided in section 237-21; provided that the apportionment factor and formula shall be the same for all persons providing such services in the State.

- (7) Tax on insurance solicitors and agents. Upon every person engaged as a licensed solicitor, general agent, or subagent pursuant to chapter 431, there is hereby levied and shall be assessed and collected a tax equal to .15 per cent of the commissions due to such activity.
- (8) Professions. Upon every person engaging or continuing within the State in the practice of a profession, including those expounding the religious doctrines of any church, there is likewise hereby levied and shall be assessed and collected a tax equal to [four] three and one-half per cent of the gross income on the practice or exposition.
- (9) Tax on receipts of sugar benefit payments. Upon the amounts received from the United States government by any producer of sugar (or his legal representative or heirs), as defined under and by virtue of the Sugar Act of 1948, as amended, or other acts of the Congress of the United States relating thereto, there is hereby levied a tax of one-half of one per cent of the gross amount received, provided that the tax levied hereunder on any amount so received and actually disbursed to another by such producer in the form of a benefit payment shall be paid by the person or persons to whom such amount is actually disbursed, and the producer actually making any such benefit payment to another shall be entitled to claim on his return a deduction from the gross amount taxable hereunder in the sum of the amount so disbursed. The amounts taxes under this paragraph shall not be taxable under any other paragraph, subsection, or section of this chapter.
- (10) Tax on other business. Upon every person engaging or continuing within the State in any business, trade, activity, occupation, or calling not included in the preceding paragraphs or any other provisions of this chapter, there is likewise hereby levied and shall be assessed and collected, a tax equal to [four] three and one-half per cent of the gross income thereof. In addition, the rate prescribed by this paragraph shall apply to a business taxable under one or more of the preceding paragraphs or other provisions of this chapter, as to any gross income thereof not taxed thereunder as gross income or gross proceeds of sales or by taxing an equivalent value of products, unless specifically exempted."

SECTION 13. SECTION 237-15, Hawaii Revised Statutes, is amended to read as follows:

"Section 237-15 Technicians. When technicians supply dentists or physicians with dentures, orthodontic devices, braces, and similar items which have been prepared by the technician in accordance with specifications furnished by the dentist or physician, and such items are to be used by the dentist or physician in the dentist's or physician's professional practice for a particular patient who is to pay the dentist or physician for the same as a part of the dentist's or physician's professional services, the technician shall be taxed as though the technician were a manufacturer selling a

product to a licensed retailer, rather than at the rate of [four] three and one-half per cent which is generally applied to professions and services."

SECTION 14. SECTION 237-16, Hawaii Revised Statutes, is amended to read as follows:

"Section 237-16 Tax on certain retailing. (a) This section relates to certain retailing in the State as follows:

- (1) This section relates to the sale of tangible personal property, for consumption or use by the purchaser and not for resale, the renting of tangible personal property, and the rendering of services by one engaged in a service business or calling, as defined, to a person who is not purchasing the services for resale, but does not relate to the sale or rental of tangible personal property or the rendering of services to the State, its political subdivisions, or agencies or instrumentalities of the State or a political subdivision, or to the United States or its agencies or instrumentalities (other than national banks), or to a corporation, organization, or other person designated in section 237-23 who is not subject to the tax imposed by this chapter, or to a person licensed under this chapter in connection with the person's business.
- (2) This section relates to the business of a contractor, as defined, but does not relate to contracting with, or any gross income or proceeds of a subcontractor if the principal contract is with the State, its political subdivisions, or agencies or instrumentalities of the State or a political subdivision, or with the United States or its agencies or instrumentalities (other than national banks), or with a person designated in section 237-23 who is not subject to the tax imposed by this chapter, or with a person licensed under this chapter in connection with the person's business.
- (3) This section relates to furnishing of transient accommodations in a hotel, apartment hotel, or other place in which lodgings are regularly furnished to transients for a consideration which includes the rendering of services.
 - (b) There is hereby levied, and shall be assessed and collected annually, a privilege tax against persons engaging or continuing within the State in the retailing to which this section relates, on account of such retailing activities, as set forth in subsection (a), equal to [four] three and one-half per cent of the gross proceeds of sale or gross income received or derived from such retailing. Persons on whom a tax is imposed by this section hereinafter are called 'retailers'.
 - (c) No retailer shall advertise or hold out to the public in any manner, directly or indirectly, that the tax imposed by this section is not considered as an element in the price to the consumer. Any person violating this subsection shall be fined not more than \$50 for each offense.
 - (d) This section shall not cause the tax upon a taxpayer, with respect to any item of the taxpayer's gross income, to exceed [four] three and one-half per cent."

Representative Liu moved that the amendment be adopted, seconded by Representative Hemmings.

At 1:52 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 3:24 o'clock p.m.

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

"Mr. Speaker, the current version of the bill provides that besides the one-half percent of the excise tax, an additional tax will be given to the counties.

"The second portion of the bill specifies that the counties will use, at least the County of Honolulu, will use that portion of the tax to support the mass transit.

"The third portion provides that that will be comprised of a tax increase -- a one-half percent tax increase.

"When you transfer that in cost to the individual families, a family of four will pay an average of \$500 per year more in taxes as a result of the current version of this bill.

"Our amendment proposes that we continue to support mass transit, that we go ahead and give the counties one-half percent excise taxing power, but that the existing tax base be used to provide this one-half percent tax. In other words, there will be no tax increase per this amendment. This amendment takes the tax increase out of the bill and leaves the rest of the bill intact with the existing base.

"Hawaii needs no tax increase. Let's share the existing four percent excise tax with the counties. We have an abundance now and we can afford it. Last year's estimated surplus was \$450-million; this year's estimated surplus is \$230-million. We don't need a tax increase. We're already one of the two highest taxed states in the nation. Our state and local taxes are more than one thousand dollars higher than the national average, or fifty percent higher than the national average. Our taxes in Hawaii increased from thirteen percent to fifteen percent of income in just the first two years of the current administration, meaning that from 1986 to 1988 we had a full fifteen percent real increase in taxes in Hawaii. We don't need more taxes.

"Let's support mass transit with no tax increase. We can do it. Support this amendment. Save our families from a \$500 tax increase this year and send a message back to our communities that we oppose tax increases, and we request a roll call."

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

"In speaking to it, I see that probably the Majority Party is circling the wagons. It took a while in caucus, I guess, to come to an opinion but nevertheless, Mr. Speaker, this amendment is a responsible thing for this Legislature to do. I think there's some situations that should be clearly enunciated regarding the bill that we're trying to amend.

"This is a Governor Waihee tax increase. Make no bones about it. The Governor is holding the counties hostage for more revenue, and most especially, holding the City and County's traffic dilemma hostage. It is not a new problem. Gridlock has been happening for years now. The State could have worked constructively together years ago, or at least in the first several years of the Waihee administration, to solve this problem. Now, I think the pundits will say, well, even the Mayor of the City and County of Honolulu, who happens to be a

Republican, is in favor of a tax increase. Well, I think he is for the simple reason he does not have a choice. He has been told, 'take it or leave it,' by the Governor.

"I hope that this Legislature sees the wisdom in this amendment and realizes that increasing taxes of the working people of Hawaii is unconscionable because we are indeed, in fact, in tax hell.

"We heard earlier some very wonderful pros about the need for child care because we have dual wage earner income homes. Has anybody ever stopped to ask why the state of Hawaii has the highest rate of dual wage earner income in homes? Well, I think it's not hard to fathom that the reason is. . .

At this point, Representative Apo rose on a point of order and stated:

"Dual wage income is not germane to the motion."

The Chair answered:

"That is correct," and asked Representative Hemmings to confine his remarks to the amendment.

Representative Hemmings continued, saying:

"Mr. Speaker, I am proposing to have this amendment passed because the money necessary for mass transit on Oahu, and the money necessary to give the counties the relief they so richly deserve, can come out of the existing budget.

"Mr. Speaker, on the expenditure side of the ledger which these taxes pay for, State government for over a generation, and most acutely in the last four years, has been responsible for excessive budgets. Hence, the need for increased taxes. In the last four years, there has been an unprecedented spending spree -- examples of money being spent on boondoggles abound. This money could easily be transferred. . .

At this point, Representative Apo again rose on a point of order and said:

"I request the Minority Floor Leader to stay with the subject.

"Mr. Speaker, basically I am sending up the flag that I will not allow this floor to be used as a press conference.

"Thank you."

The Chair then asked Representative Hemmings to "stick to the amendment of the bill."

Representative Hemmings continued, saying:

"This amendment will require that the money for mass transit come out of the existing resources that the State already has.

"Mr. Speaker, I don't think we should be afraid of democracy and talking about both sides of the issue. They have been doing it in the politburos of the Communist nations and in East Germany. And I hope the Majority Floor Leader will allow me to finish the logical argument as to why we don't need the one-half percent excise tax increase. The money for mass transit can come out of existing resources -- surpluses and foolhardy expenditures such as the \$53-million hole in Barber's Point called the alleged deep draft harbor. Should the taxpayers be asked to pay more when that type of money is being wasted? Or how about the \$75,000. . .

At this point, Representative Apo rose and asked for a recess, and at 3:30 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 3:31 o'clock p.m., Representative Hemmings continued his remarks, saying:

"Mr. Speaker, I will attempt to narrow my argument by summarizing with these remarks that there is no justification to raise the taxes of the people of Hawaii. It's not fair, it's not logical.

"Mr. Speaker, I'd ask the Majority Party to seriously consider this amendment and save yourself the problems that will arise when you vote to raise taxes on an already overtaxed populace. Do something for the working people. If you want to give them pay raises, cut their taxes. They'll get more money.

"Thank you, Mr. Speaker."

Representative Oshiro then rose to speak against the amendment, stating:

"Mr. Speaker, this bill, House Bill 2949, HD 2, in its present form is specifically tied in with another bill, House Bill 2569, HD 2, which collectively offer financing package for the construction of a rapid transit fixed rail system. The basic premise of this financing package is to provide a realistic opportunity and I must emphasize, a realistic opportunity, to construct a fixed rail rapid transit system without raising taxes. This financing proposal seeks to fund the construction of a fixed rail rapid transit system with 35 percent of the construction cost coming from state government, or from our state general fund, 30 percent of the construction cost to come from the federal government, and 35 percent of the construction cost to come from the private sector entities interested in developing such a system. Only, only in the event that the private sector contributions are not sufficient to meet the 35 percent of the construction cost, and I repeat, only under this circumstance, will the one-half percent described in House Bill 2949, HD 2, come into effect.

"Regarding this potential for private sector contributions, various fixed rail rapid transit development entities have indicated their willingness to absorb one hundred percent of the construction cost for such a system in return for various development rights and concessions.

"Realistically speaking, Mr. Speaker, to provide \$1.4-billion worth of development rights and concessions to one of these fixed rail rapid transit entities may not be in the best interest of the state or the county. If, however, we are able to lessen the amount requested from the private sector, from one hundred percent of construction cost to 35 percent of construction cost as the bill assumes, a reasonable compromise may be attained.

"It is my personal belief, Mr. Speaker, that under the financing plan described in these two bills, that the 35 percent private sector contribution is very realistically attainable. The question then may be asked that if this 35 percent private sector contribution is so attainable, then why do we have this measure as a 'fallback' to increase the one-half percent authorization?

"The reason for this, Mr. Speaker, is threefold:

First, and most importantly, both bills collectively provide a complete and comprehensive financing package for the development of a fixed rail rapid transit system. It covers all bases. The total package is there.

"Second point, Mr. Speaker, is that by coming up with a total comprehensive financing package for a rapid

transit system, we will be able to seek the federal funds that are available for our use -- 30 percent of the construction cost.

"Finally, number three, Mr. Speaker, this authorization is needed to provide the City and County of Honolulu with the power and strength to negotiate. With the one-half percent 'fallback', the City will be able to solicit proposals and to enter into negotiations with these fixed rail rapid transit development entities with the leverage and authority needed to effectively bargain.

"In my opinion, Mr. Speaker, having this leverage and authority to bargain is essential for the City in order that they are able to attain reasonable tradeoffs in development rights and concessions.

"In regards specifically, Mr. Speaker, to the floor amendment proposed today, I would like to reiterate that the financing plan proposed in House Bill 2569, HD 2, and House Bill 2949, HD 2, is structured such that the State will make available approximately 35 percent of the construction cost, or roughly \$400- to \$500-million from our general fund as our contribution towards rapid transit. In addition to this \$500-million pledged from the state general fund, this floor amendment, Mr. Speaker, proposes to divert an additional one-half percent for X amount of years towards transit construction.

"My feeling, Mr. Speaker, is that by passing both bills in their present forms, the \$500-million in the state general fund revenues displays a major commitment from our State to assist the City and County of Honolulu to construct a fixed rail rapid transit system. I do not feel, Mr. Speaker, that it is realistic, nor do I feel that it is practical, in light of all the many other essential needs which our State revenues address, to contribute one-half percent in general excise tax revenues in addition to the \$400- to \$500-million which is included in the present drafts of these two bills.

"Henceforth, Mr. Speaker, I respectfully urge a 'no' vote on this floor amendment.

"Thank you."

Representative Souki then rose to speak against the amendment, stating:

"Mr. Speaker, the major reasons for speaking against this amendment is that the Minority Party wishes to lessen the four percent to 2-1/2 percent. It would mean a loss in revenue to the State of Hawaii of approximately \$125-million a year. And this is coupled with the bill that we have to provide for the various counties five percent of the general revenue which is an additional \$125-million a year that would be provided to the four counties at a formula. If you put these two together, you are talking about \$250-million a year that would be going to the various counties in the State. We all know that the counties operate in a very unique manner here and the fact that they don't operate all of the services that their counterparts do on the mainland -- in education, in human services, library, higher education, social services, health, hospitals. Normally, on the mainland, the counties in the cities, the municipalities, operate that. Here, the State does, and also to mention the district courts.

"Years ago, the counties used to operate most of them but they didn't have the financial resources and they came to the State and said, 'please kokua.' The State did. But now the State is responsible for these services. It must maintain the revenue that it has so it can continue to take care of these various agencies and services that we have. We cannot begin to cut the revenue base like the

federal government and then we'll find ourselves in a deficit. I think the State of Hawaii has proven itself to be very responsible and efficient. . .

At this point, Representative Hemmings rose on a point of order and said:

"Mr. Speaker, I think the current speaker is speaking about the State expenditures and all these wonderful things they are doing for the people of Hawaii with the money.

"When I was speaking about that issue, the Majority Floor Leader ruled me out of order because I was not speaking to the bill."

Representative Souki stated:

"Mr. Speaker, I was just trying to make a point so that the Minority Party could understand this problem a little bit more and those who might be so inclined, but my good friends, I wish you would go down.

"Thank you very much, Mr. Speaker."

Representative Hemmings, in rebuttal, stated:

"To the chairman of the Transportation Committee, I applaud your initiative on the bill to have the mass transit system burden shared by different entities, including the private sector, the State, and County governments. That is the real way to solve the transit problem -- make a commitment towards that.

"Nevertheless, this bill. . . the excuse for passing this is to give the County a negotiating position -- sounds like Neil Abercrombie wrote that line. The logic is that they can negotiate just as well with one-half percent out of the existing four percent, that they can negotiate with an additional one-half percent, so I would submit to this body that the logic does not fit. A one-half percent excise tax increase is an excise tax increase.

"Regarding the chairman of the Finance Committee, I appreciate his point of view, but I respectfully disagree. When you add it all up, he says that the State would lose \$125-million if they gave the money out of the existing resources, the four percent. That's precisely my point, Mr. Speaker.

"What this Legislature is advocating is the people of Hawaii lose \$125-million out of their pockets when they already are the most over-taxed people in the nation at the state level. So I appreciate the chairman of the Finance Committee underscoring the urgency of this by translating it to dollars. Let's take the money out of the State coffers and not out of the working people's pockets.

"I have to add, Mr. Speaker, in watching what's happening with the workers in Hawaii regarding their tax burden which this issue addresses, the television ad I saw regarding the strikers and the tourist industry in Waikiki, show that the last big slice of money pie coming out of the tourist industry pie was going to government, the few pennies falling back into the plate for the workers. And I would submit to you, the Majority Party, whose foundations are found in the labor movement that even labor is beginning to understand that your tax burden is creating their high cost of living and hardship.

"Accepting this amendment is the responsible thing for you to do on behalf of the workers of this State.

"Thank you, Mr. Speaker."

Representative Lee then rose to speak against the amendment, stating:

"I am somewhat bemused by the fact that the Republican Party in the House does not appear to be cognizant of what the titular head of the Republican Party in the State has been doing. For some time, the Mayor of Honolulu has asked for a one percent increase in the excise tax for mass transit. He has lobbied hard and finally we have acceded to his request. As a matter of fact, his lobbying has been so successful that the Chamber of Commerce of Hawaii has come down on his side. It has come down in favor of the increase.

Now, on February 19, 1990, just a few weeks ago, the Chamber of Commerce published for the public its position in favor of the one percent increase in the excise tax. And in doing so, it quotes the Mayor's poll, and I shall read it to you: 'A poll taken by the city three weeks ago showed that 54 percent of Oahu residents would be willing to pay a one percent excise tax increase for mass transit, with 32 percent opposed. A higher approval rate can be inferred for the current proposal, which is for 1/2 percent over a fixed period of ten years.'

"The Chamber admits very readily that there was a disagreement in its executive committee and the board of directors, but after careful deliberation, agreed that, to achieve the goal of mobility for Oahu's citizens, a tax levy with a time limit would be appropriate. It goes on to describe what it means to be gridlocked and indicates very clearly that the tax increase is necessary in order to work for federal funds.

"It concludes in its February 19th issue with a very simple indication: 'Without dedicated funds, the city cannot apply for federal assistance or put the project out for bids. The first step toward rapid transit must be a dedicated funding mechanism.'

"I find it very impressive that the business community has come on the side of tax increase for a very laudable objective -- mass transit. There is what I think a consensus among business, labor, the City and the State, on the need for mass transit, and if we need to have mass transit, then we have to pay for it. And there is no reason to question the old axiom that there is no free lunch. We must pay for what we want to get.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, the previous speaker from Mililani says that the Mayor and the business community have come out in favor. I think that's the reason that they got tired of coming on bended knees, asking for things that were deserving since we raised the taxes here. They decided that they would go ahead and put in the tax themselves even though we were already overtaxed. If you remember, they asked for a one percent and, hopefully, paying off within five years. Also, Mr. Speaker, when they came to the committee, they told the committee that if there was a chance on getting more federal dollars that they would take less from the people of Hawaii. Also, if they were able to get private enterprise, then this would become null and void.

"The neighbor islands could use the funds for their infrastructure but for Oahu, what we were trying to do is to get mass transit going, and the neighbor islands are having the same problem. Consequently, if we were to see the problems here on Oahu, maybe then the neighbor islands would be able to have infrastructure and to take care of their mass transit problems.

"And the reason, I think, that we're looking at this amendment today is because we're trying to find out if we can do this without raising taxes. If the federal government would go ahead and give us a bigger portion, or if private enterprise could get involved, then we would not have to take any tax dollars at all.

"For this reason, I am for the amendment.

"Thank you, Mr. Speaker."

Representative Cavasso, in rebuttal, stated:

"The Finance Chairman noted that we would give up \$125-million from the State coffer by lowering the tax to 3-1/2 percent. It is my understanding that our current surplus is \$250-million, twice that, and if the pattern continues as it did last year, we worked with an estimate of \$450-million and finished with \$750-million.

"And I also appreciate where the Transportation Chairman is coming from in saying that this would be leverage and authority. This would merely be leverage and authority, but our point is that with a surplus in existence, we can use that leverage and authority with the existing \$125-million within the current existing excise tax base. And it is great what you are speaking of here and it sounds like it will work, it sounds like it will succeed. We don't need to raise taxes as a backup. We can do it with the existing base.

"Mr. Speaker, I just note that we are just in the process right now of returning \$125-million to the people in the form of tax rebates -- \$125 per person. This proposed tax increase is exactly that amount so we are going to take \$125 away from a person with this proposed tax increase which voids out what we are returning to them this month through tax rebates."

Representative Souki then rose and stated:

"Some of my colleagues who sit across there have a difficult time learning how to add.

"The previous speaker was in the Finance Committee for one year and then he left. I think he felt that he had enough.

"I would just like to make mention that if we can look at some of the priorities that we have here, the Majority package includes \$80-million for the super highway fund to take care of needed highway problems throughout the State. We don't have enough money from the federal government and we need to provide the dollars ourselves.

"You will also look at the request that you are making on a bill that you are going to be making an amendment for \$117-million and that is what it is going to cost the State. The position of the Majority Party is \$40-million. This is going to go back to the people of the State of Hawaii.

"All of the surplus that they perceive is surplus that we have going back to the people of the State of Hawaii in some form of services -- \$90-million for school buildings. If we didn't have this, who would be building these school buildings that we have for our needed schools? If we didn't provide the rebate of \$125, who would do it? Highways, housing -- \$120-million plus an additional \$35-million this year. Who is going to build the 65,000 homes for the people of the State of Hawaii? Certainly not on our plan. In the Democratic plan, we spend wisely and we are frugal with the money and don't come in the situation where you end up in deficit spending and we become a debtor nation that the whole world is

criticizing the United States. I think we should follow that lesson and be frugal and wise in our expenditures the way we are doing here.

"Thank you very much."

Representative Liu then rose and stated:

"Mr. Speaker, I had not planned to rise to speak in favor of the amendment but with those last comments, I feel compelled to say a few words in favor of the amendment.

"I am very thankful for this discussion on the floor, Mr. Speaker, and I appreciate the chance to speak because I think this discussion paints very clearly the differences between the Majority Party and the Republicans. Yes, the Majority Party has a plan to spend our way through the surplus and other revenues and to expand government services. We feel that government has a role in society, but it should be limited and this bill indicates that we are willing to make those choices. They are not always easy but we do think we have to make them.

"Thank you, Mr. Speaker."

Representative Marumoto then rose and requested that her remarks, in favor of the amendment, 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 amendment.

"My support of this amendment stems from my desire to assist counties with their transportation and infrastructure problems.

"In particular, Oahu has severe traffic problems. I am open and receptive to the concept of a fixed guideway to address this pressing situation. It is necessary that we examine methods to pay for public transportation, which is rightfully a governmental function.

"I also support this amendment because I want to help counties and at the same time, I am sensitive to raising taxes in light of the large revenue surpluses that the State has been realizing for several years now. With the surplus, it is hard to vote for a one-half percent 'get' increase without providing tax relief in turn.

"This revenue neutral amendment will go a long way to help citizens of this State. On Oahu, a fixed guideway would not totally rid us of traffic. It will continue to get worse. But without it, Oahu will slow down to bumper and gridlock from time to time.

"Parking rates are already over \$100 a month in downtown Honolulu. Rail transit would aid the workers in Leeward Oahu, Mililani and Pearl City get to their jobs in town. Let's consider the student, the lower income person and the senior citizens as well.

"Yes, we can help our counties with this amendment, without breaking the financial backs of our hardworking tax-paying citizens and small businesses.

"This amendment would help them and everyone else in Hawaii immeasurably."

Roll call having been requested, the Chair asked for a show of hands which failed to show sufficient votes for a roll call.

The motion to adopt the amendment was put by the Chair and failed to carry by voice vote.

At 3:54 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 3:56 o'clock p.m.

The motion to adopt the report of the Committee and to pass H.B. No. 2949, HD 2, on Third Reading was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2949, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading by a vote of 41 ayes to 10 noes, with Representatives Anderson, Bellinger, Bybee, Cavasso, Hagino, Hemmings, M. Ige, Liu, O'Kieffe and Stegmaier voting no.

The Chair directed the Clerk to note that H.B. No. 2949 had passed Third Reading at 3:59 o'clock p.m.

H.B. No. 2944, HD 1:

Representative Souki moved that H.B. No. 2944, HD 1, having been read throughout, pass Third Reading, seconded by Representative Peters.

Representative Liu then offered the following amendment to H.B. No. 2944, HD 1:

"SECTION 1. House Bill No. 2944, H.D. 1 is amended by deleting sections 1 through 6, inclusive, and adding the following sections to read:

SECTION 1. Section 235-2.4, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

'(a) Section 63 (with respect to taxable income defined) of the Internal Revenue Code shall be operative for the purposes of this chapter, except that the standard deduction amount in section 63(c) of the Internal Revenue Code shall instead mean:

- (1) ~~[\$1,900]~~ \$5,450 in the case of:
 - (A) A joint return as provided by section 235-93, or
 - (b) A surviving spouse (as defined in section 2(a) of the Internal Revenue Code),
- (2) ~~[\$1,650]~~ \$4,800 in the case of a head of household (as defined in section 2(b) of the Internal Revenue Code),
- (3) ~~[\$1,500]~~ \$3,250 in the case of an individual who is not married and who is not a surviving spouse or head of household, or
- (4) ~~[\$950]~~ \$2,725 in the case of a married individual filing a separate return.

Section 63(c)(4) shall not be operative in this State. Section 63(c)(5) shall be operative, except that the limitation on standard deduction in the case of certain dependents shall be the greater of ~~[\$500]~~\$1,000 or such individual's earned income. Section 63(f) shall not be operative in this State.'

SECTION 2. Section 235-51, Hawaii Revised Statutes, is amended to read as follows:

'235-51 Tax imposed on individuals; rates. (a) There is hereby imposed on the taxable income of (1) every taxpayer who files a joint return under section 235-93; and (2) every surviving spouse a tax determined in accordance with the following table:

[In the case of any taxable year beginning after December 31, 1988:

| If the taxable income is: | The tax shall be: |
|-------------------------------------|---|
| Not over \$3,000 | 2% of taxable income |
| Over \$3,000 but not over \$5,000 | \$60.00 plus 4% of excess over \$3,000 |
| Over \$5,000 but not \$7,000 | \$140.00 plus 6% of excess over \$5,000 |
| Over \$7,000 but not over \$11,000 | \$260.00 plus 7.25% of excess over \$7,000 |
| Over \$11,000 but not over \$21,000 | \$550.00 plus 8% of excess over \$11,000 |
| Over \$21,000 but not over \$31,000 | \$1,350.00 plus 8.75% of excess over \$21,000 |
| Over \$31,000 but not over \$41,000 | \$2,225.00 plus 9.5% of excess over \$31,000 |
| Over \$41,000 | \$3,175.00 plus 10% of excess over \$41,000] |

| <u>If the taxable income is:</u> | <u>The tax shall be:</u> |
|--|--|
| <u>Not over \$12,000</u> | <u>5.5% of taxable income</u> |
| <u>Over \$12,000 but not over \$36,000</u> | <u>\$660.00 plus 7.25% of excess over \$12,000</u> |
| <u>Over \$36,000</u> | <u>\$24,400.00 plus 9.0% of excess over \$36,000</u> |

(b) There is hereby imposed on the taxable income of every head of a household a tax determined in accordance with the following table:

[In the case of any taxable year beginning after December 31, 1988:

| If the taxable income is: | The tax shall be: |
|-------------------------------------|---|
| Not over \$1,500 | 2% of taxable income |
| Over \$1,500 but not over \$2,500 | \$30.00 plus 3% of excess over \$1,500 |
| Over \$2,500 but not over \$3,500 | \$60.00 plus 4.5% of excess over \$2,500 |
| Over \$3,500 but not over \$5,500 | \$105.00 plus 5.9% of excess over \$3,500 |
| Over \$5,500 but not over \$11,000 | \$223.00 plus 7.25% of excess over \$5,500 |
| Over \$11,000 but not over \$21,000 | \$621.75 plus 8.6% of excess over \$11,000 |
| Over \$21,000 but not over \$41,000 | \$1,481.75 plus 9.6% of excess over \$41,000] |

| <u>If the taxable income is:</u> | <u>The tax shall be:</u> |
|---------------------------------------|---|
| <u>Not over \$8,000</u> | <u>5.5% of taxable income</u> |
| <u>Over \$8,000 not over \$24,000</u> | <u>\$440.00 plus 7.25% of excess over \$8,000</u> |
| <u>Over \$24,000</u> | <u>\$1,600 plus 9.0% excess over \$24,000</u> |

(c) There is hereby imposed on the taxable income of (1) every unmarried individual (other than a surviving spouse, or the head of a household) and (2) on the taxable income of every married individual who does not make a single return jointly with the individual's spouse under section 235-93 a tax determined in accordance with the following table:

[In the case of any taxable year beginning after December 31, 1988:

| | |
|-------------------------------------|--|
| If the taxable income is: | The tax shall be: |
| Not over \$1,500 | 2% of taxable income |
| Over \$1,500 but not over \$2,500 | \$30.00 plus 4% of excess over \$1,500 |
| Over \$2,500 but not over \$3,500 | \$70.00 plus 6% of excess over \$2,500 |
| Over \$3,500 but not over \$5,500 | \$130.00 plus 7.25% of excess over \$3,500 |
| Over \$5,500 but not over \$10,500 | \$275.00 plus 8% of excess over \$5,500 |
| Over \$10,500 but not over \$15,500 | \$675.00 plus 8.75% of excess over \$10,500 |
| Over \$15,500 but not over \$20,500 | \$1,112.50 plus 9.5% of excess over \$15,500 |
| Over \$20,500 | \$1,587.50 plus 10% of excess over \$20,500] |

| | |
|------------------------------------|--|
| <u>If the taxable income is:</u> | <u>The tax shall be:</u> |
| Not over \$6,000 | 5.5% of taxable income |
| Over \$6,000 but not over \$18,000 | \$330.00 plus 7.25% of excess over \$6,000 |
| Over \$18,000 | \$1,200 plus 9.0% of excess over \$18,000 |

(d) The tax imposed by section 235-2.4 on estates and trusts shall be determined in accordance with the following table:

[In the case of any taxable year beginning after December 31, 1988:

| | |
|-------------------------------------|--|
| If the taxable income is: | The tax shall be: |
| Not over \$1,500 | 2% of taxable income |
| Over \$1,500 but not over \$2,500 | \$30.00 plus 4% of excess over \$1,500 |
| Over \$2,500 but not over \$3,500 | \$70.00 plus 6% of excess over \$2,500 |
| Over \$3,500 but not over \$5,500 | \$130.00 plus 7.25% of excess over \$3,500 |
| Over \$5,500 but not over \$10,500 | \$275.00 plus 8% of excess over \$5,500 |
| Over \$10,500 but not over \$15,500 | \$675.00 plus 8.75% of excess over \$10,500 |
| Over \$15,500 but not over \$20,500 | \$1,112.50 plus 9.5% of excess over \$15,500 |
| Over \$20,500 | \$1,587.50 plus 10% of excess over \$20,500] |

| | |
|----------------------------------|--|
| <u>If the taxable income is:</u> | <u>The tax shall be:</u> |
| Not over \$6,000 | 5.5% of taxable income |
| Over \$6,000 not over \$18,000 | \$330.00 plus 7.25% of excess over \$6,000 |

Over \$18,000 \$1,200 plus 9.0% of excess over \$18,000

(e) Any taxpayer, other than a corporation, acting as business entity in more than one state who is required by this chapter to file a return may elect to report and pay a tax of .5 per cent of its annual gross sales (1) where the taxpayer's only activities in this State consists of sales; and (2) who does not own or rent real estate or tangible personal property; and (3) whose annual gross sales in or into this State during the tax year is not in excess of \$100,000.

[(f) If a taxpayer has a net capital gain for any taxable year to which this subsection applies, then the tax imposed by this section shall not exceed the sum of:

- (1) The tax computed at the rates and in the same manner as if this subsection had not been enacted on the greater of:
 - (A) The taxable income reduced by the amount of net capital gain, or
 - (B) The amount of taxable income taxed at a rate below 7.25 per cent, plus
- (2) A tax of 7.25 percent of the amount of taxable income in excess of the amount determined under paragraph (1).

This subsection shall apply to individuals, estates, and trusts for taxable years beginning after December 31, 1986.]

SECTION 3. Section 237-24, Hawaii Revised Statutes, is amended to read as follows:

***Section 237-24 Amounts not taxable.** This chapter shall not apply to the following amounts:

- (1) Amounts received under life insurance policies and contracts paid by reason of the death of the insured;
- (2) Amounts received (other than amounts paid by reason of death of the insured) under life insurance, endowment, or annuity contracts, either during the term or at maturity or upon surrender of the contract;
- (3) Amounts received under any accident insurance or health insurance policy or contract or under workers' compensation acts or employers' liability acts, as compensation for personal injuries, death, or sickness, including also the amount of any damage or other compensation received, whether as a result of action or by private agreement between the parties on account of the personal injuries, death, or sickness;
- (4) The value of all property of every kind and sort acquired by gift, bequest, or devise, and the value of all property acquired by descent or inheritance;
- (5) Amounts received by any person as compensatory damages for any tort injury to the person, or to the person's character reputation, or received as compensatory damages for any tort injury to or destruction of property, whether as the result of action or by private agreement between the parties (provided that amounts received as punitive

- damages for tort injury or breach of contract injury shall be included in gross income);
- (6) Amounts received as salaries or wages for services rendered by an employee to an employer;
- (7) Amounts received as limony and other similar payments and settlements;
- (8) Amounts collected by distributors as fuel taxes on 'liquid fuel' imposed by chapter 243, and the amounts collected by such distributors as a fuel tax imposed by any act of the Congress of the United States;
- (9) Taxes on liquor imposed by chapter 244D on dealers holding permits under that chapter;
- (10) The amounts of taxes on tobacco products imposed by chapter 245 on wholesalers or dealers holding licenses under that chapter and selling the products at wholesale, and the amounts of taxes on tobacco products collected from a wholesaler by another where the wholesaler makes separate charges for the amounts so collected from the wholesaler and collects the same from those purchasing from the wholesaler as provided by chapter 245;
- (11) Federal excise taxes imposed on articles sold at retail and collected from the purchasers thereof and paid to the federal government by the retailer;
- (12) The amounts of federal taxes under chapter 37 of the Internal Revenue Code, or similar federal taxes, imposed on sugar manufactured in the State, paid by the manufacturer to the federal government;
- (13) An amount up to, but not in excess of, \$2,000 a year of gross income received by any blind, deaf, or totally disabled person engaging, or continuing, in any business, trade, activity, occupation, or calling within the State;
- (14) Amounts received by a producer of sugarcane from the manufacturer to whom the producer sells the sugarcane, where (A) the producer is an independent cane farmer, so classed by the secretary of agriculture under the Sugar Act of 1948 (61 Stat. 922, Chapter 519) as the Act may be amended or supplemented, and (B) the value of the sugar, and other products manufactured from the sugarcane, is included in the measure of the tax levied on the manufacturer under section 237-13(1), and (C) the producer's gross proceeds of sales are dependent upon the actual value of the products manufactured therefrom or the average value of all similar products manufactured by the manufacturer, and (D) the producer's gross proceeds of sales are reduced by reason of the tax on the value of the manufactured products;
- (15) Money paid by the State or eleemosynary child-placing organizations to foster parents for their care of children in foster homes;
- (16) Amounts received by a cooperative housing corporation from its shareholders in reimbursement of funds paid by such corporation for lease rental, real property taxes, and other expenses of operating and maintaining the cooperative land and improvements, provided that such a cooperative corporation is a corporation:
- (A) Having one and only class of stock outstanding;
- (B) Each of the stockholders of which is entitled solely by reason of the stockholder's ownership of stock in the corporation, to occupy for dwelling purposes a house, or an apartment in a building owned or leased by the corporation;
- (C) No stockholder or which is entitled (either conditionally or unconditionally) to receive any distribution not out of earnings and profits of the corporation except in a complete or partial liquidation of the corporation;
- (17) Amounts received from the loading, transportation, and unloading of agricultural commodities shipped for a producer or produce dealer on one island of this State to a person, firm, or organization on another island of this State. The terms "agricultural commodity", "producer", and "produce dealer" shall be defined in the same manner as they are defined in section 147-1; provided that agricultural commodities need not have been produced in the State;
- (18) Amounts received from sales of (A) intoxicating liquor as defined in chapter 244D, (b) tobacco products as defined in chapter 245, and (C) agricultural, meat, or fish products grown, raised, or caught in Hawaii, when such sales are made to any person or common carrier in interstate or foreign commerce, or both, whether ocean-going or air, for consumption out-of-state by such person, crew, or passengers on such shipper's vessels or airplanes;
- (19) Amounts received by the manager or board of directors of an association of apartment owners of a condominium property regime established in accordance with chapter 514A in reimbursement of sums paid for common expenses;
- (20) Amounts received or accrued from:
- (A) The loading or unloading of cargo from ships, barges, vessels, or aircraft, whether or not the ships, barges, vessels, or aircraft travel between the State and other states or countries or between the islands of the State;
- (B) Tugboat services including pilotage fees where such services are performed within the State, and the towage of ships, barges, or vessels in and out of state harbors, or from one pier to another; and
- (C) The transportation of pilots or governmental officials to ships, barges, or vessels offshore; rigging gear; checking freight and similar services; standby charges; and use of moorings and running mooring lines;
- (21) Amounts received by an employee benefit plan by way of contributions, dividends, interest, and other income; and amounts received by a

nonprofit organization or office, as payments for costs and expenses incurred for the administration of an employee benefit plan. For the purposes of this paragraph, "employee benefit plan" means any plan as defined in section 1002(3) of title 29 of the United States Code, as amended;

- (22) Amounts received for purchases made with United States Department of Agriculture food coupons under the federal food stamp program, and amounts received for purchases made with United States Department of Agriculture food vouchers under the Special Supplemental Food Program for Women, Infants and Children;
- (23) Amounts received by a hospital, infirmary, medical clinic, health care facility, pharmacy, or a practitioner licensed to administer the drug to an individual for selling prescription drugs or prosthetic devices to an individual. This paragraph shall not apply to any amounts received for services provided in selling prescription drugs or prosthetic devices. As used in this section:

'Prescription drugs' are those drugs defined under section 328-1(4) and dispensed by filling or refilling a written or oral prescription by a practitioner licensed under law to administer the drug and sold by a licensed pharmacist under section 328-16 or practitioners licensed to administer drugs.

'Prosthetic device' means any artificial device or appliance, instrument, apparatus, or contrivance, including their components, parts, accessories, and replacements thereof, used to replace a missing or surgically removed part of the human body which is prescribed by a licensed practitioner of medicine, osteopathy, or podiatry and which is sold by such practitioner or which is dispensed and sold by a dealer of prosthetic devices; provided that "prosthetic device" shall not mean any auditory, ophthalmic, dental, or ocular device or appliance, instrument, apparatus, or contrivance;

- (24) Taxes on transient accommodations imposed by chapter 237D and passed on and collected by operators holding certificates of registration under that chapter; and
- (25) Amounts received as dues by an unincorporated merchants association from its membership for advertising media, promotional, and advertising costs for the promotion of the association for the benefit of its members as a whole and not for the benefit of an individual member or group of members less than the entire membership.
- (26) Amounts received for purchases of food and food items.
- (27) Amounts received by a licensed physician, hospital, infirmary, medical clinic, or health facility for medical treatment or services.'

SECTION 4. Section 235-55.8, Hawaii Revised Statutes, is repealed.

SECTION 5. Section 235-55.9, Hawaii Revised Statutes, is repealed.

SECTION 6. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 7. This Act, upon its approval, shall apply to taxable years beginning after December 31, 1989."

Representative Liu moved that the amendment be adopted, seconded by Representative Hemmings.

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

"Essentially, the amendment does two things. It follows the course of House Bill No. 2944, HD 1, of providing tax relief to the people of Hawaii. In the area of the income tax, it basically incorporates the recommendations of the Tax Review Commission. I do point out here just for information purposes, and I apologize. . .there is a typographical error on page 3 of our amendment. It should read '\$2,400' and not the number that you see there -- somewhat overzealous typist and I apologize for that.

"On the second point, concerning general excise taxes, unlike the administration version where they stick to a flat tax credit system, we are proposing that we eliminate altogether the excise tax on food and medical services. We feel that the State can afford this. I think we already went over the philosophical reasons why and I don't want to rehash that from our last discussion.

"I also believe that we cannot forget that connected to that last bill, the overall tax burden of the people in the State will in fact with the administration version, along with the past bill, were not decreased. It will, in fact, be increased.

"And I just want to read, Mr. Speaker, comments on this measure from testimony provided by the Tax Foundation, and I quote: 'It is unfortunate that the administration continues to rely upon tax credits which have no direct relationship to an individual's tax burden or ability to pay. Granting the flat tax credits may inject some progressivity into the tax system but it does not accomplish the progressiveness that would be achieved if built into the income tax rates and brackets. It is ironic that rather than return excess revenues to the taxpayers, the administration, with the Legislature cooperating, has managed to spend more than what the guidelines of the spending limit would have allowed them to spend.'

"Ways in which this amendment before us incorporates more progressiveness, I believe, Mr. Speaker, is that we go further in the area of increasing the standard deductions and as indicated also, we go further in the area of giving tax relief from the general excise tax. For those reasons, Mr. Speaker, we submit the amendment for this body's consideration and hope that they favorably give their approval.

"Thank you, Mr. Speaker."

Representative Souki then rose to speak against the amendment, stating:

"The amendment goes far beyond the recommendations of the Tax Review Commission. The Tax Review Commission recommended a total tax cut of approximately \$126-million a year. What is being proposed by the Republican Party is \$170-million a year and that, in fact, will reduce the sales tax on food and health and drugs.

"The House position, as it is right now, is very close to the Tax Review Commission. The House position is approximately \$118-million versus \$126-million for the

Tax Review Commission when you take into consideration the food credit, the excise tax credit and the medical credit. And it should be noted that the Tax Review Commission also takes into consideration the medical tax credit and the excise tax credit. So, on bases, we are following very closely what the Tax Review Commission recommended.

"Also, it should be mentioned here that this is the third cut that we have done in the last four or five years. We have been doing it continually for the people of the State of Hawaii. This is just another in a series of cuts to alleviate the tax system within the State of Hawaii and still be responsible to maintain the program that we have for the good people.

"Thank you very much."

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

"Regarding the previous speaker's comments about the bill going far beyond what the Tax Review Commission recommended, I will be the first to admit that it does. Maybe therein lies the major differences between the Majority Party and the Republicans. The Majority Party seems content in having a mechanical process of collecting taxes and then inefficiently trying to rebate it to those people who are lucky enough to fill out the tax forms and get that job done. We think it would be far more efficient not to tax the people in the first place.

"And secondly, this bill goes beyond the Tax Review Commission's reports because I think we feel deep down that we shouldn't be taxing in a regressive manner the hungry and the sick. But since the Majority Party thinks it, that's the way to go. That's why you're speaking against this amendment.

"Mr. Speaker, we happen to believe that taxing the hungry and the sick is in fact regressive. In effect, it hurts the people of this State, not even to talk about what we attempted to talk about earlier as to how the money is being spent by the State. So, Mr. Speaker, think about it, Majority Party. Think about who you are taxing and who you're hurting.

"Thank you, Mr. Speaker."

Representative Lee then rose to speak against the amendment, stating:

"We often tend to quote our favorite publications in order to support our conclusions. The last speaker and the previous one on my left have quoted the Tax Foundation. I would prefer to quote the Tax Review Commission which is a non-partisan and very reputable body that meets once every five years.

"The Tax Review Commission does not recommend the abolition of the excise tax. Instead, it recommends in number seven, on page 5, 'Increase the general excise tax credit to take into account food and medical costs. . .' And it gives good reasons why it does so.

"But the most important part of recommendations from the Tax Review Commission is this paragraph which I would like to read: 'Hawaii exercises prudence, responding to the effects of the federal Tax Reform Act of 1986. While other states rush to reduce rates to offset the windfall from the broadening of the tax base, Hawaii undertook a major response with temporary adjustments that refunded the windfall from tax reform and avoided the miscalculations that several states made in estimating the extent of the windfall.

"In other words, we have pursued a frugal and conservation fiscal policy and in doing so, we have been blessed with a surplus. This is in direct contrast to states like California, New York and Massachusetts which have now faced deficits in their revenues and have to make very difficult choices.

"The amendment before us is a frivolous and irresponsible attempt to carry favor by proposing large cuts. Tax revenues, tax legislation are very serious matters and deserve to be studied in depth and to have committee hearings where the public, as well as the experts in their fields, could testify and then very rational decisions can be made.

"We have seen the work of the Finance Committee and the administration in approaching tax cuts during the last three years. This is the third tax cut during the last three years. This is the third time that we are going to do it for the people of Hawaii and we should stick to a measured, rational and deliberate examination of the issues rather than an amendment of this type which serves no purpose except to curry the political ambitions of my friend to the left.

"Thank you, Mr. Speaker."

Representative Marumoto then rose to speak in support of the proposed amendment, stating:

"In doing so, I must commend the chair and vice chair of the Finance Committee for hearing this important bill and passing it out of committee. I also commend the Director of Taxation who introduced the bill as an administration measure.

"The House Republicans are proposing an amendment to this 'Admin' bill because we feel it does not go far enough. It does not offer enough tax relief to our beleaguered tax paying citizens.

"This bill would amend three things: It would raise the standard deductions so that they are the same as the Federal government. It would reduce income brackets to just three brackets to counteract bracket-creep. Best of all, we exempt food and medical expenses from the four percent excise tax. So in doing this, we offer much more tax relief and sooner.

"The amendment we offer you is less regressive and I feel this is the most important thing. It helps the lower income folks and persons making less than \$31,000 a year a whole lot more than the 'Admin' bill.

"In other words, the administration's bill hits the poor harder and, according to the Director of Taxation, the bill is designed to give the most relief to the so-called middle income people -- those with incomes from \$31,000 to \$50,000 a year.

"Another difference is that the proposed Republican amendment taxes less. The administration's bill taxes more and gives it back a year later in the form of tax credits, but the problem is that not many lower income people itemize their deductions and properly claim these well-deserved credits.

"Isn't it better not to get taxed on food and medical bills, than to pay the taxes now and then maybe claim the credits in 1991? I really take issue with people who feel that we are currying favor and proposing this amendment for political gain. There is a real strong philosophical difference here and I feel that our tax system needs adjustment and must help those who are less fortunate.

"For these reasons mentioned, I urge all of you who are still 'smarting' from the 'tax hell' appellation, to vote for this amendment.

"Thank you."

Representative Souki, in rebuttal, stated:

"I wish to remind the members across the hall here that in the last two years, we provided tax relief -- last year, \$53-million, and the previous time, over \$27-million. And this was earmarked for the lower stratum of the society here. And for this year, this is the third year in a row that we are providing tax relief, so now we are looking at the middle class area here, but we did provide over \$70-million in tax relief to that group back there -- the good representative and colleague across the hall he is addressing.

"Thank you very much."

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

"Very briefly, I'm not sure how many of my colleagues go shopping. But if they would go up and down the aisles, they would see people with little calculators. They are trying to figure out what they can buy and the taxes that's going on. If this really doesn't hurt them and they could worry about it at the end of the year, I don't think they would be carrying these little calculators around. It's very expensive to live here.

"If we can take the four percent off of food, I'm sure they'd buy something else, so it wouldn't be that they're going home and save that dollar and twenty, or two forty, or whatever the savings might be. But they are concerned and they are carrying those for a very real reason. So I would hope that you would consider the amendment that is before you.

"Thank you very much."

Representative Hemmings, in rebuttal, stated:

"I think the issue is being debated enough, but on a personal basis I would like to offer a correction to be entered into the Journal on a previous speaker referring to his colleague on the left. I want the Journal to reflect that this was certainly a literal statement, not a figurative one."

Representative Okamura then rose to speak against the amendment, stating:

"Just on a point of rebuttal. The Republican proposal will do away with the tax credits, and what they are saying is to just do away with the tax on food and drugs.

"The reason why the Majority Party has advocated that is because we have currently over six million tourists coming to Hawaii -- five times the population of Hawaii -- and these tourists contribute millions of dollars to our economy and it's also one of the reasons why I believe it has helped Hawaii not raise any taxes in the last twenty years.

"Thank you."

Representative Anderson, in rebuttal, stated:

"I would agree with the Majority Leader over there but in fact, most of the people that I've talked to in the Majority Party, they're talking about restaurants, they're talking about fast food -- we're talking about purchasing from food stores. If, in fact, a tourist stays here for two

or three weeks, or a month and a half, then I think that he or she should in fact get that savings.

"As far as the restaurants where our tourists go, they are not going to get four percent off of their food in restaurants, neither will our local people. So I don't think that the millions of dollars that we're talking about that's being generated is actually a fact, and I thank you very much, and I still say, please vote for the amendment."

Representative Cavasso, in rebuttal, stated:

"One of the speakers quoted the Tax Review Commission and I go back to their report and they tell us that the four percent excise tax on food and drugs is regressive. And they suggest doing it another way in our local newspaper, and I quote: 'The State's four percent excise tax is regressive, meaning poorer folks pay a bigger share of their income than do higher income people.' And as my friend on the left notes, it's grocery shopping where most of the local people are getting their stuff.

"Thank you, Mr. Speaker."

The motion to adopt the amendment was put by the Chair and failed to carry.

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

"Mr. Speaker, the snickering is the very reason I rise so no one will be confused about our vote.

"This bill does promise a modest amount of tax savings but taken along with spending increases and other tax increases, I would have to say this bill is more shibai than relief. It is interesting that the administration did choose to ignore some of the very fine recommendations of the Tax Review Commission. Unfortunately, this Legislature is going along as usual.

"Mr. Speaker, our people need honest and dramatic tax reductions. The high cost of living that makes Hawaii the state with the most dual wage earner households is due in large part to excessive taxes. Even striking hotel workers are figuring out that, on the average, over 1/3 of their paychecks end up going for taxes.

"So though this bill is a modest relief, it is by no means enough."

At 4:16 o'clock p.m., Representative Anderson asked for a recess and the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 4:17 o'clock p.m., the motion to pass H.B. No. 2944, HD 1, on Third Reading was put by the Chair and carried, and H.B. No. 2944, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INCOME TAX," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 2944 had passed Third Reading at 4:18 o'clock p.m.

At this time, Representative Apo moved that the Journal remain open until 12:00 o'clock midnight this legislative day, and that all Standing Committee Reports received by the Clerk up to such time be adopted and that all bills thereto pass Second Reading and be placed on the calendar for Third Reading, except that all bills recommended for passage on Third Reading be deferred until Monday, March 7, 1990, in compliance with the 48-hour waiting period.

The motion was seconded by Representative Hemmings and carried.

At 4:20 o'clock p.m., the House of Representatives stood in recess for the purpose of receiving Standing Committee Reports.

STANDING COMMITTEE REPORTS

Stand. Com. Rep. No. 805-90 (FIN) was adopted and H.B. No. 2500, as amended in 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.

Stand. Com. Rep. No. 806-90 (FIN) and H.B. No. 2608, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO JUDICIARY," were placed on the calendar for Third Reading on Wednesday, March 7, 1990.

Stand. Com. Rep. No. 807-90 (FIN) and H.B. No. 2229, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE SUPPLEMENTAL BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," were placed on the calendar for Third Reading on Wednesday, March 7, 1990.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 9:00 o'clock a.m. on Wednesday, March 7, 1990.