

## FORTY-EIGHTH DAY

## Wednesday, April 12, 1995

The House of Representatives of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1995, convened at 11:42 o'clock a.m., with the Speaker presiding.

The invocation was delivered by Representative M. Oshiro, after which the Roll was called showing all members present with the exception of Representatives Okamura and Takamine, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Forty-Seventh Day.

On motion by Representative Amaral, seconded by Representative Thielen and carried, reading of the Journal was dispensed with and the Journal of the Forty-Seventh Day was approved.

## GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 222 to 224) were read by the Clerk and were placed on file:

Gov. Msg. No. 222, transmitting copies of a report prepared by the Business Services Division of the Department of Business, Economic Development, and Tourism, in response to H.C.R. No. 428, HD 1 (1994), **Requesting the Department of Business, Economic Development, and Tourism to Investigate Ways to Ensure that Local Companies are Competitive with Companies from Other Jurisdictions in Bidding for Work Contracts with the State Government.**

Gov. Msg. No. 223, transmitting copies of the following: **Perinatal Section Annual Report.**

Gov. Msg. No. 224, transmitting copies of the 1993-1994 Annual Report prepared by the Hawaii Labor Relations Board in accordance with Section 89-5, Hawaii Revised Statutes.

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 446 to 620) were read by the Clerk and were placed on file:

Sen. Com. No. 446, returning House Bill No. 7, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 447, returning House Bill No. 18, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO JITNEY SERVICES," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 448, returning House Bill No. 22, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 449, returning House Bill No. 26, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 450, returning House Bill No. 39, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING

TO LANDING AND DOCKAGE FEES," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 451, returning House Bill No. 48, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 452, returning House Bill No. 87, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 453, returning House Bill No. 111, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO LOBBYING," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 454, returning House Bill No. 112, HD 2 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT OF THE STATE ETHICS CODE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 455, returning House Bill No. 115, HD 1 (SD 1), entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE FOR INCREASED PUBLIC ACCESS OF LEGISLATIVE PROCEEDINGS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 456, returning House Bill No. 123, HD 2 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO ALTERNATIVE METHODS OF TRANSPORTATION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 457, returning House Bill No. 133, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 458, returning House Bill No. 149 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 459, returning House Bill No. 181, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO AN AUTOMATIC FINGERPRINT IDENTIFICATION SYSTEM," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 460, returning House Bill No. 187, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 461, returning House Bill No. 251, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO SHORELINE CERTIFICATION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 462, returning House Bill No. 269, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO KONA COFFEE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 463, returning House Bill No. 298, HD 2 (SD 2), entitled: "A BILL FOR AN ACT RELATING

TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 464, returning House Bill No. 313 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANTS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 465, returning House Bill No. 331 (SD 1), entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HOUSING THE HOMELESS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 466, returning House Bill No. 337 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 467, returning House Bill No. 360, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 468, returning House Bill No. 379, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO USED OIL," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 469, returning House Bill No. 386, HD 1 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 470, returning House Bill No. 397 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 471, returning House Bill No. 471, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 472, returning House Bill No. 513, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 473, returning House Bill No. 518, HD 1 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 474, returning House Bill No. 530, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO INSURANCE CERTIFICATES OF AUTHORITY," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 475, returning House Bill No. 552, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 476, returning House Bill No. 553, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 477, returning House Bill No. 554, entitled: "A BILL FOR AN ACT RELATING TO

FINANCIAL SERVICES LOAN COMPANIES," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 478, returning House Bill No. 556, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 479, returning House Bill No. 566, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 480, returning House Bill No. 605, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTALS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 481, returning House Bill No. 715, HD 1 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR DRUGS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 482, returning House Bill No. 745, HD 2 (SD 2), entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO IMPROVE EFFECTIVENESS OF THE NONPOINT SOURCE POLLUTION CONTROL PROGRAM," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 483, returning House Bill No. 756, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 484, returning House Bill No. 775, entitled: "A BILL FOR AN ACT RELATING TO ENDOWMENT FUNDS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 485, returning House Bill No. 792, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 486, returning House Bill No. 813, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO PARENTAGE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 487, returning House Bill No. 814 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO PARENTAGE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 488, returning House Bill No. 819, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO GRAFFITI," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 489, returning House Bill No. 821 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO TOURISM," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 490, returning House Bill No. 837, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII COMMUNITY COLLEGES," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 491, returning House Bill No. 867, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 492, returning House Bill No. 871 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 493, returning House Bill No. 873, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO DISCLOSURES IN REAL ESTATE TRANSACTIONS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 494, returning House Bill No. 896, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 495, returning House Bill No. 898, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST KAPIOLANI HEALTH CARE SYSTEMS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 496, returning House Bill No. 929, HD 2 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION ON THE STATUS OF WOMEN," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 497, returning House Bill No. 994, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO DISCLOSURES IN REAL ESTATE TRANSACTIONS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 498, returning House Bill No. 1096 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 499, returning House Bill No. 1133, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 500, returning House Bill No. 1148, HD 2 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO THE GOVERNOR'S AGRICULTURE COORDINATING COMMITTEE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 501, returning House Bill No. 1169, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO OPTOMETRY," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 502, returning House Bill No. 1186, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 503, returning House Bill No. 1188 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE STATE ETHICS COMMISSION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 504, returning House Bill No. 1208, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO DEPOSITS OF PUBLIC FUNDS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 505, returning House Bill No. 1217, entitled: "A BILL FOR AN ACT RELATING TO LIMITED INSURANCE LICENSES," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 506, returning House Bill No. 1220, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 507, returning House Bill No. 1244 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO ACTIVITY PROVIDERS AND ACTIVITY DESKS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 508, returning House Bill No. 1257, HD 2 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 509, returning House Bill No. 1262, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 510, returning House Bill No. 1274, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC IMPROVEMENTS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 511, returning House Bill No. 1277, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE SALARY OF JUSTICES AND JUDGES," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 512, returning House Bill No. 1282, entitled: "A BILL FOR AN ACT RELATING TO NEGOTIABLE INSTRUMENTS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 513, returning House Bill No. 1311, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 514, returning House Bill No. 1313, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 515, returning House Bill No. 1376, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 516, returning House Bill No. 1385, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO DRUG PRODUCT SELECTION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 517, returning House Bill No. 1409, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII

ENDOWMENT FUND," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 518, returning House Bill No. 1425, HD 1 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 519, returning House Bill No. 1426 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 520, returning House Bill No. 1427, entitled: "A BILL FOR AN ACT RELATING TO THE PROBATE CODE," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 521, returning House Bill No. 1431, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 522, returning House Bill No. 1466, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO MAXIMIZING FEDERAL REIMBURSEMENT FOR HAWAII'S VOCATIONAL REHABILITATION PROGRAM," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 523, returning House Bill No. 1472, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 524, returning House Bill No. 1485, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO LIQUOR COMMISSION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 525, returning House Bill No. 1486, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO WILDLIFE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 526, returning House Bill No. 1491, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 527, returning House Bill No. 1499, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INTERESTS DISCLOSURES," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 528, returning House Bill No. 1502, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CANDIDATES' FINANCIAL DISCLOSURE STATEMENTS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 529, returning House Bill No. 1557, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO NURSING," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 530, returning House Bill No. 1586, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING IN PUBLIC EMPLOYMENT," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 531, returning House Bill No. 1626, HD 1 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 532, returning House Bill No. 1643, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO NURSING FACILITY TAX," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 533, returning House Bill No. 1686 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 534, returning House Bill No. 1691, HD 1 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF VETERANS' SERVICES," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 535, returning House Bill No. 1736 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO PARENT-COMMUNITY NETWORKING CENTERS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 536, returning House Bill No. 1763, HD 3 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN FISHPONDS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 537, returning House Bill No. 1770 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGRICULTURE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 538, returning House Bill No. 1780, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS BUDGET," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 539, returning House Bill No. 1785, HD 1 (SD 1), entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE COUNSELING, TRAINING, AND OTHER SERVICES TO DISLOCATED WAIALUA SUGAR COMPANY WORKERS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 540, returning House Bill No. 1787, HD 1 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENTAL ASSISTANCE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 541, returning House Bill No. 1790, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO GAME MAMMALS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 542, returning House Bill No. 1800, HD 1 (SD 2), entitled: "A BILL FOR AN ACT

RELATING TO VOCATIONAL EDUCATION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 543, returning House Bill No. 1819, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO PRIVATE SCHOOLS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 544, returning House Bill No. 1828, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 545, returning House Bill No. 1833 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO CHANGE OF NAME," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 546, returning House Bill No. 1834, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 547, returning House Bill No. 1839, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO MEAT INSPECTION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 548, returning House Bill No. 1848, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDE RESIDUE LABELING," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 549, returning House Bill No. 1849, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO PLANT AND NON-DOMESTIC ANIMAL QUARANTINE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 550, returning House Bill No. 1853, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD INFORMATION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 651, returning House Bill No. 1857, HD 2 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 552, returning House Bill No. 1868 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT RECORDS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 553, returning House Bill No. 1878, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 554, returning House Bill No. 1884, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 555, returning House Bill No. 1903 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO

EDUCATION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 556, returning House Bill No. 1909, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 557, returning House Bill No. 1918, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO HEALTH MAINTENANCE ORGANIZATIONS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 558, returning House Bill No. 1919, HD 1 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO THE INSURANCE CODE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 559, returning House Bill No. 1920, HD 2 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 560, returning House Bill No. 1921 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 561, returning House Bill No. 1927, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 562, returning House Bill No. 1928, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE ORGANIZATIONS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 563, returning House Bill No. 1929, entitled: "A BILL FOR AN ACT RELATING TO THE DEFINITION OF A FINANCIAL INSTITUTION," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 564, returning House Bill No. 1930, entitled: "A BILL FOR AN ACT RELATING TO CONSENT ORDER OF REMOVAL OR PROHIBITION FOR ANY FINANCIAL INSTITUTION-AFFILIATED PARTY," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 565, returning House Bill No. 1932, entitled: "A BILL FOR AN ACT RELATING TO SUBMISSIONS TO THE COMMISSIONER OF FINANCIAL INSTITUTIONS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 566, returning House Bill No. 1933, entitled: "A BILL FOR AN ACT RELATING TO CLARIFYING THE REQUIREMENTS OF THE CODE OF FINANCIAL INSTITUTIONS AS IT RELATES TO THE HAWAII BUSINESS CORPORATION ACT IN CONVERSION, MERGER, OR CONSOLIDATION SITUATIONS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 567, returning House Bill No. 1934, entitled: "A BILL FOR AN ACT RELATING TO FORMS OF DEPOSIT IN HAWAII FINANCIAL INSTITUTIONS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 568, returning House Bill No. 1935, entitled: "A BILL FOR AN ACT RELATING TO POWERS OF TRUST COMPANIES," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 569, returning House Bill No. 1936, entitled: "A BILL FOR AN ACT RELATING TO CHANGES TO THE FIELD OF MEMBERSHIP OF HAWAII CREDIT UNIONS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 570, returning House Bill No. 1937, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTERSTATE BANKING," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 571, returning House Bill No. 1939, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE LICENSING RECORDS OF MASSAGE THERAPISTS AND MASSAGE THERAPIST APPRENTICES," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 572, returning House Bill No. 1940, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PHARMACISTS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 573, returning House Bill No. 1942, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM LICENSING REQUIREMENTS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 574, returning House Bill No. 1943, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 575, returning House Bill No. 1959, HD 2 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO CONCILIATION PANELS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 576, returning House Bill No. 1962, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO GIFTS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 577, returning House Bill No. 1963, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 578, returning House Bill No. 1965, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 579, returning House Bill No. 1968, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO RUBELLA TESTING," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 580, returning House Bill No. 1976, HD 2 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY HOSPITALS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 581, returning House Bill No. 1977, HD 1 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," which passed

Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 582, returning House Bill No. 1980, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 583, returning House Bill No. 1985, HD 1 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 584, returning House Bill No. 1988, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO HOMELESS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 585, returning House Bill No. 1991, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE COUNCIL ON INDEPENDENT LIVING," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 586, returning House Bill No. 1996, HD 1 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH TRAINING AND ASSISTANCE FUND," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 587, returning House Bill No. 1997, HD 3 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 588, returning House Bill No. 1998, HD 1 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH PROGRAMS FOR STATE CONSTRUCTION CONTRACTS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 589, returning House Bill No. 2000, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS OF EMPLOYEES ON PUBLIC WORKS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 590, returning House Bill No. 2022 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF DEFENDENTS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 591, returning House Bill No. 2023 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 592, returning House Bill No. 2031, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 593, returning House Bill No. 2038, HD 2 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL TAX PENALTIES," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 594, returning House Bill No. 2049, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AIRPORT LAW ENFORCEMENT," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 595, returning House Bill No. 2050, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSAL OF IMPOUNDED VESSELS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 596, returning House Bill No. 2051, HD 1 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 597, returning House Bill No. 2089, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 598, returning House Bill No. 2094, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 599, returning House Bill No. 2107, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO COFFEE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 600, returning House Bill No. 2137, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO WAIKIKI AQUARIUM," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 601, returning House Bill No. 2179, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 602, returning House Bill No. 2204, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 603, returning House Bill No. 2215, HD 2 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 604, returning House Bill No. 2237, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADOPTIONS," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 605, returning House Bill No. 2239, HD 2 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEE'S RETIREMENT SYSTEM," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 606, returning House Bill No. 2275, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," which passed Third Reading in the Senate on April 10, 1995.

Sen. Com. No. 607, returning House Bill No. 2324, HD 1 (SD 2), entitled: "A BILL FOR AN ACT

RELATING TO MOTOR VEHICLE SAFETY RESPONSIBILITY," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

Sen. Com. No. 608, returning House Bill No. 2333, HD 1 (SD 2), entitled: "A BILL FOR AN ACT RELATING TO LEGAL REPRESENTATION OF COUNTY OFFICERS AND EMPLOYEES," which passed Third Reading in the Senate on April 10, 1995, in an amended form.

By unanimous consent, H.B. Nos. 18, HD 2; 22, HD 1; 26, HD 2; 39, HD 1; 48, HD 1; 87, HD 1; 111, HD 2; 112, HD 2; 115, HD 1; 123, HD 2; 133, HD 2; 149; 181, HD 1; 187, HD 1; 251, HD 1; 269, HD 2; 298, HD 2; 313; 331; 337; 379, HD 2; 386, HD 1; 397; 471, HD 2; 513, HD 1; 518, HD 1; 530, HD 1; 566, HD 1; 715, HD 1; 745, HD 2; 756, HD 1; 792, HD 2; 813, HD 1; 814; 819, HD 1; 821; 837, HD 2; 871; 873, HD 1; 898, HD 2; 929, HD 2; 994, HD 1; 1096; 1133, HD 2; 1148, HD 2; 1169, HD 2; 1186, HD 1; 1188; 1208, HD 1; 1220, HD 1; 1244; 1257, HD 2; 1262, HD 1; 1277, HD 2; 1311, HD 1; 1385, HD 2; 1409, HD 2; 1425, HD 1; 1426; 1431, HD 1; 1466, HD 2; 1472, HD 1; 1485, HD 2; 1486, HD 2; 1491, HD 2; 1499, HD 1; 1557, HD 2; 1586, HD 2; 1626, HD 1; 1643, HD 1; 1686; 1691, HD 1; 1736; 1763, HD 3; 1770; 1780, HD 1; 1785, HD 1; 1787, HD 1; 1790, HD 1; 1800, HD 1; 1819, HD 2; 1828, HD 2; 1833; 1834, HD 2; 1839, HD 1; 1849, HD 1; 1853, HD 2; 1857, HD 2; 1868; 1878, HD 2; 1884, HD 1; 1903; 1909, HD 1; 1918, HD 2; 1919, HD 1; 1920, HD 2; 1921; 1927, HD 1; 1939, HD 1; 1959, HD 2; 1962, HD 1; 1965, HD 1; 1968, HD 2; 1976, HD 2; 1977, HD 1; 1980, HD 1; 1985, HD 1; 1988, HD 1; 1991, HD 1; 1996, HD 1; 1997, HD 3; 1998, HD 1; 2000; 2022; 2023; 2031, HD 1; 2038, HD 2; 2050, HD 1; 2051, HD 1; 2089, HD 1; 2094, HD 2; 2107, HD 1; 2137, HD 1; 2179, HD 1; 2215, HD 2; 2239, HD 2; 2324, HD 1; and 2333, HD 1, as amended by the Senate, were placed on the Clerk's desk, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. Nos. 18, HD 2, SD 1; 22, HD 1, SD 1; 26, HD 2, SD 1; 39, HD 1, SD 1; 48, HD 1, SD 1; 87, HD 1, SD 1; 111, HD 2, SD 1; 112, HD 2, SD 2; 115, HD 1, SD 1; 123, HD 2, SD 2; 133, HD 2, SD 1; 149, SD 1; 181, HD 1, SD 1; 187, HD 1, SD 1; 251, HD 1, SD 1; 269, HD 2, SD 1; 298, HD 2, SD 2; 313, SD 1; 331, SD 1; 337, SD 1; 379, HD 2, SD 1; 386, HD 1, SD 2; 397, SD 1; 471, HD 2, SD 1; 513, HD 1, SD 1; 518, HD 1, SD 2; 530, HD 1, SD 1; 566, HD 1, SD 1; 715, HD 1, SD 2; 745, HD 2, SD 2; 756, HD 1, SD 1; 792, HD 2, SD 1; 813, HD 1, SD 1; 814, SD 1; 819, HD 1, SD 1; 821, SD 2; 837, HD 2, SD 1; 871, SD 1; 873, HD 1, SD 1; 898, HD 2, SD 1; 929, HD 2, SD 2; 994, HD 1, SD 1; 1096, SD 1; 1133, HD 2, SD 1; 1148, HD 2, SD 2; 1169, HD 2, SD 1; 1186, HD 1, SD 1; 1188, SD 1; 1208, HD 1, SD 1; 1220, HD 1, SD 1; 1244, SD 1; 1257, HD 2, SD 2; 1262, HD 1, SD 1; 1277, HD 2, SD 1; 1311, HD 1, SD 1; 1385, HD 2, SD 1; 1409, HD 2, SD 1; 1425, HD 1, SD 2; 1426, SD 2; 1431, HD 1, SD 1; 1466, HD 2, SD 1; 1472, HD 1, SD 1; 1485, HD 2, SD 1; 1486, HD 2, SD 1; 1491, HD 2, SD 1; 1499, HD 1, SD 1; 1557, HD 2, SD 1; 1586, HD 2, SD 1; 1626, HD 1, SD 2; 1643, HD 1, SD 1; 1686, SD 2; 1691, HD 1, SD 2; 1736, SD 1; 1763, HD 3, SD 2; 1770, SD 1; 1780, HD 1, SD 1; 1785, HD 1, SD 1; 1787, HD 1, SD 2; 1790, HD 1, SD 1; 1800, HD 1, SD 2; 1819, HD 2, SD 1; 1828, HD 2, SD 1; 1833, SD 1; 1834, HD 2, SD 1; 1839, HD 1, SD 1; 1849, HD 1, SD 1; 1853, HD 2, SD 1; 1857, HD 2, SD 2; 1868, SD 1; 1878, HD 2, SD 1; 1884, HD 1, SD 1; 1903, SD 1; 1909, HD 1, SD 1; 1918, HD 2, SD 1; 1919, HD 1, SD 2; 1920, HD 2, SD 2; 1921, SD 1; 1927, HD 1, SD 1; 1939, HD 1, SD 1; 1959, HD 2, SD 2; 1962, HD 1, SD 1; 1965, HD 1, SD 1; 1968, HD 2, SD 1; 1976, HD 2, SD 2; 1977, HD 1, SD 2; 1980, HD 1, SD 1; 1985, HD 1, SD

2; 1988, HD 1, SD 1; 1991, HD 1, SD 1; 1996, HD 1, SD 2; 1997, HD 3, SD 1; 1998, HD 1, SD 2; 2000, SD 1; 2022, SD 1; 2023, SD 2; 2031, HD 1, SD 1; 2038, HD 2, SD 2; 2050, HD 1, SD 1; 2051, HD 1, SD 2; 2089, HD 1, SD 1; 2094, HD 2, SD 1; 2107, HD 1, SD 1; 2137, HD 1, SD 1; 2179, HD 1, SD 1; 2215, HD 2, SD 1; 2239, HD 2, SD 2; 2324, HD 1, SD 1; and 2333, HD 1, SD 2, were made available to the members of the House at 11:30 o'clock p.m.

Sen. Com. No. 609, transmitting S.C.R. No. 24, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE ADMINISTRATION TO REVIEW THE VIABILITY OF THE MARINE PATROL UNIT WITH A VIEW TOWARDS TRANSFERRING IT FROM THE DEPARTMENT OF PUBLIC SAFETY TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," which was adopted by the Senate on April 10, 1995.

Sen. Com. No. 610, transmitting S.C.R. No. 25, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT HOUSE BILL, H.R. 602, THE OMNIBUS TERRITORIES ACT, SUBMITTED BY REPRESENTATIVE ELTON GALLEGLY, AS IT PERTAINS TO GRANTING HAWAII JURISDICTION OVER SEVEN TERRITORIAL ISLANDS AND ATOLLS," which was adopted by the Senate on April 10, 1995.

Sen. Com. No. 611, transmitting S.C.R. No. 29, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING ALL STATE AGENCIES INVOLVED IN THE DELIVERY OF SERVICES TO, OR THE DESIGNING OF INFRASTRUCTURE FOR, THE BIG ISLAND'S PUNA DISTRICT TO CONDUCT PERIODIC INTERAGENCY PLANNING MEETINGS THAT ARE OPEN AND ACCESSIBLE TO, AND SENSITIVE TO THE NEEDS OF, PUNA RESIDENTS," which was adopted by the Senate on April 10, 1995.

Sen. Com. No. 612, transmitting S.C.R. No. 99, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PACIFIC ISLANDS BUSINESS DEVELOPMENT MASTER PLAN FOR THE STATE OF HAWAII AND BETTER COMMERCIAL RELATIONS WITH THE PACIFIC ISLAND JURISDICTIONS. (AMENDED TITLE)," which was adopted by the Senate on April 10, 1995.

Sen. Com. No. 613, transmitting S.C.R. No. 126, entitled: "SENATE CONCURRENT RESOLUTION URGING THE NATIONAL PARK SERVICE, IN PARTNERSHIP WITH THE OFFICE OF HAWAIIAN AFFAIRS, TO HONOR THE HANSEN'S DISEASE PATIENTS SENT TO KALAUPAPA ON MOLOKAI," which was adopted by the Senate on April 10, 1995.

Sen. Com. No. 614, transmitting S.C.R. No. 290, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN INVESTIGATION OF THE DEPARTMENT OF PUBLIC SAFETY'S HANDLING OF PRISONER TRANSFERS AND RELEASES," which was adopted by the Senate on April 10, 1995.

Sen. Com. No. 615, transmitting S.C.R. No. 302, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH THE KALIHI VALLEY NEIGHBORHOOD BOARD NO. 16 TO DEVELOP A CONCEPT FOR A PASSIVE PARK IN KALIHI VALLEY," which was adopted by the Senate on April 10, 1995.

Sen. Com. No. 616, transmitting S.C.R. No. 226, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY ON THE FEASIBILITY OF ENGAGING NONPROFIT ORGANIZATIONS TO ASSIST IN THE MANAGEMENT OF STATE PARKS," which was adopted by the Senate on April 10, 1995.

Sen. Com. No. 617, transmitting S.C.R. No. 227, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH, THE OFFICE OF HAWAIIAN AFFAIRS, THE UNIVERSITY OF HAWAII, ALU LIKE, AND E OLA MAU TO SUPPORT AND ASSIST THE NATIVE HAWAIIAN HEALTH CARE SYSTEMS IN CARRYING OUT THEIR MANDATE TO IMPROVE THE HEALTH STATUS OF NATIVE HAWAIIANS," which was adopted by the Senate on April 10, 1995.

Sen. Com. No. 618, transmitting S.C.R. No. 232, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIAL SELECTION COMMISSION TO PROVIDE THE LEGISLATURE WITH A CODE OF ETHICS FOR THE COMMISSION BEFORE THE LEGISLATURE'S ADJOURNMENT SINE DIE OF THE 1995 REGULAR SESSION; AND REQUESTING THE ATTORNEY GENERAL TO REVIEW ITS OPINION ISSUED MAY 8, 1992, WITH REGARDS TO THE APPLICABILITY OF THE STATE'S ETHICS CODE, CHAPTER 84, HAWAII REVISED STATUTES, TO THE JUDICIAL SELECTION COMMISSION," which was adopted by the Senate on April 10, 1995.

Sen. Com. No. 619, transmitting S.C.R. No. 265, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF RECONSTRUCTED VEHICLES," which was adopted by the Senate on April 10, 1995.

By unanimous consent, further action on S.C.R. Nos. 24, SD 1; 25; 29; 99, SD 1; 126; 226, SD 1; 227, SD 1; 232, SD 1; 265; 290; and 302, SD 1, was deferred until later in the calendar.

Sen. Com. No. 620, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate bills on April 6, 1995:

S.B. No. 893, SD 1, HD 1  
 S.B. No. 1201, HD 1  
 S.B. No. 1573, SD 2, HD 1  
 S.B. No. 1577, SD 1, HD 1  
 S.B. No. 107, HD 1  
 S.B. No. 1214, HD 1  
 S.B. No. 1467, SD 2, HD 1  
 S.B. No. 1484, SD 2, HD 1  
 S.B. No. 1665, SD 1, HD 1  
 S.B. No. 1683, SD 1, HD 1  
 S.B. No. 1688, HD 1  
 S.B. No. 1751, HD 1  
 S.B. No. 1774, HD 1  
 S.B. No. 1868, SD 1, HD 1  
 S.B. No. 1939, SD 2, HD 1

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

Representative Amaral introduced Mr. Bruss Keppeler, President of the Association of Hawaiian Civic Clubs; Mrs. Jalna Keala, immediate past President of the Association of Hawaiian Civic Clubs; Mr. Ike Ka'aihue, President of the Oahu Council, and members of the Hawaiian Civic Club of Honolulu.



Representative Halford introduced Ms. Joan Chayka from New York, "who works for the New York State Senate," and Mr. Steve Riford, former New York State Senator and now a resident of Maui.

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 12:16 o'clock p.m.

### ORDER OF THE DAY

#### DEFERRED RESOLUTIONS

The following Senate Concurrent Resolutions were disposed of as follows:

#### S.C.R. Nos.      Referred to:

24                      Committee on Ocean Recreation and Marine Resources, then to the Committee on Public Safety and Military Affairs, then to the Committee on Finance

25                      Committee on Intergovernmental Relations and International Affairs

29                      Committee on Water and Land Use Planning, then to the Committee on Finance

99                      Committee on Economic Development and Business Concerns, then to the Committee on Intergovernmental Relations and International Affairs, then to the Committee on Finance

126                     Jointly to the Committee on Hawaiian Affairs and Housing and the Committee on Health, then to the Committee on Intergovernmental Relations and International Affairs

226                     Committee on Water and Land Use Planning, then to the Committee on Finance

227                     Jointly to the Committee on Hawaiian Affairs and Housing and the Committee on Health, then to the Committee on Finance

232                     Committee on Judiciary, then to the Committee on Finance

265                     Committee on Transportation, then to the Committee on Finance

290                     Jointly to the Committee on Public Safety and Military Affairs and the Committee on Judiciary, then to the Committee on Finance

302                     Committee on Water and Land Use Planning, then to the Committee on Finance

#### COMMITTEE REASSIGNMENTS

The following House Bills were re-referred as follows:

#### H.B. Nos.      Re-referred to:

87                      Committee on Intergovernmental Relations and International Affairs, then to the Committee on Judiciary, then to the Committee on Finance

111                     Committee on Legislative Management, then to the Committee on Judiciary, then to the Committee on Finance

133                     Committee on Labor and Public Employment, then to the Committee on Finance

149                     Jointly to the Committee on Public Safety and Military Affairs and the Committee on Judiciary, then to the Committee on Labor and Public Employment

252                     Committee on Public Safety and Military Affairs, then to the Committee on Transportation, then to the Committee on Ocean Recreation and Marine Resources

337                     Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

386                     Committee on Energy and Environmental Protection, then to the Committee on Finance

471                     Committee on Economic Development and Business Concerns, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance

792                     Committee on Higher Education and the Arts, then to the Committee on Labor and Public Employment, then to the Committee on Finance

1096                    Committee on Health, then to the Committee on Consumer Protection and Commerce

1186                    Committee on Consumer Protection and Commerce, then to the Committee on Finance

1431                    Committee on Education, then to the Committee on Labor and Public Employment

1485                    Committee on Intergovernmental Relations and International Affairs, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary

1626                    Committee on Education, then to the Committee on Finance

1691                    Committee on Human Services, then to the Committee on Finance

1736                    Committee on Education, then to the Committee on Finance

1763                    Committee on Hawaiian Affairs and Housing, then to the Committee on Ocean Recreation and Marine Resources, then to the Committee on Judiciary, then to the Committee on Finance

1828                    Committee on Hawaiian Affairs and Housing, then to the Committee on Judiciary, then to the Committee on Finance

1868                    Committee on Judiciary, then to the Committee on Finance

1968                    Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance

2023                    Committee on Judiciary, then to the Committee on Finance

2031                    Committee on Judiciary, then to the Committee on Finance

The following Senate Concurrent Resolution was re-referred as follows:

S.C.R. No.     Re-referred to:

292             Committee on Water and Land Use  
Planning, then to the Committee on Finance

**INTRODUCTION OF RESOLUTION  
(FLOOR PRESENTATION)**

H.R. No. 322, entitled: "HOUSE RESOLUTION CONGRATULATING QUEEN LAURIE MIYUKI TOMA, MEMBERS OF THE 1995 CHERRY BLOSSOM COURT, AND THE ORGANIZERS OF THE 43RD ANNUAL CHERRY BLOSSOM FESTIVAL," was jointly offered by Representatives Case, Takai, Takumi, Yonamine, Alcon, Amaral, Anderson, Arakaki, Cachola, Chang, Chun Oakland, Garcia, Halford, Hamakawa, Herkes, Hiraki, Isbell, Ito, Jones, Kahikina, Kanohe, Kawakami, Kawanakoa, Lee, Marumoto, McMurdo, Menor, Meyer, Morihara, Nakasone, Nekoba, Okamura, M. Oshiro, P. Oshiro, Pepper, Saiki, Santiago, Say, Shon, Souki, Stegmaier, Suzuki, Swain, Takamine, Tarnas, White, Yamane and Yoshinaga and was read by the Clerk

Representative Case moved that H.R. No. 322 be adopted, seconded by Representative Takai.

Representative Case rose and proceeded to introduce the honorees, stating:

"Mr. Speaker, it gives me great pleasure this morning to introduce this resolution, together with virtually all members of this body, and also to introduce to the members the Queen of the 43rd Annual Cherry Blossom Festival, her court, and other participants.

"As the members know, the Cherry Blossom Festival has long been very ably presented by the Honolulu Japanese Junior Chamber of Commerce. It continues to promote and perpetuate our Japanese culture and heritage in Hawaii, and it has become an integral part of our rich, ongoing ethnic celebration.

"Please allow me to present briefly the Queen of this year's festival together with her court, starting with the court."

Representative Case then introduced the honorees and asked them to stand to be recognized, as follows: Corday Akiko Nagaishi of Salt Lake, named Miss Congeniality, daughter of Glenn and Jane Nagaishi; Marcie Kiyomi Yoshida of Mililani, named Miss Popularity, daughter of Clayton and Kay Yoshida; Princess Seiko Sharene Kanani Urakami of Kapahulu, daughter of Kenjo and Akiko Urakami; Princess Julie Kinuyo Kodama of Waimanalo, daughter of Stanley and Cynthia Kodama; Princess Gwen Naomi Ouye, originally of Maui and now of Ewa Beach, daughter of Walter and Jane Ouye; First Princess Lisa Marie Shizue Tobar of Palolo, daughter of Ernest and Joyce Tobar.

"It now gives me great pleasure, and it is my honor, to introduce the Queen of the 43rd Annual Cherry Blossom Festival -- Queen Laurie Miyuki Toma (who then rose to be recognized).

"Laurie is the daughter of Edwin and Pearl Toma of Manoa. She is, however, a proud graduate of Pearl City High School, which is why this resolution is offered by me and my fellow colleagues from the 34th, 35th and 36th districts. We decided to jointly claim the privilege of having Queen Toma from our districts.

"You have heard Laurie's impressive background and ambitions in the reading of the pending resolution, but I

would like to re-read one paragraph from that resolution which really caught me because I think it says it all: 'Queen Toma possesses the timeless and precious beauty of the cherry blossom, cherishes and respects the values of her culture and heritage, honors her parents lifelong goal which is far more enduring than the lifetime of the flower for which the festival is named.'

"Queen Toma, please accept the congratulations of the State House of Representatives for your success and our very best wishes for a fulfilling reign.

"Finally, I would like to recognize three others who made this festival and pageant such a success. They are Duane Fujiwara, the 44th President of the Honolulu Japanese Junior Chamber of Commerce; Gary Shigemoto, Chairman of the 43rd Cherry Blossom Festival; and Michael Matsuo, Contestant Coordinator.

"Thank you very much to all of you."

Representative Case continued:

"Mr. Speaker, may I now yield to my fellow freshman, the Representative from the 34th District and the former Student Body President of Pearl City High School, but in so doing I'd like to recognize that it was really he and his fine staff who are responsible for this fine resolution and floor presentation."

Representative Takai then rose to speak in favor of the resolution, stating:

"I would like to congratulate the achievements of these fine young women and gentlemen.

"Mr. Speaker, the Cherry Blossom Court symbolizes much more than the fragile, yet striking beauty of the flower for which it is named, because the women before us have impressive academic and career goals as well as talents which will contribute much to our community.

"I wish to personally congratulate Queen Laurie Toma, a classmate from the greatest public high school in Pearl City, and I would also like to acknowledge Princess Gwen Ouye, a classmate from my days at the greatest public university in Manoa.

"Finally, Mr. Speaker, as a member of the Junior Chamber of Commerce, the Jaycees, I am particularly proud to commend the Japanese Junior Chamber of Commerce, represented by 44th President Duane Fujiwara, and 43rd Cherry Blossom Festival General Chairman Gary Shigemoto, for their commitment and fortitude in continuing the great tradition of one of the oldest cultural festivals in Hawaii. All of your efforts do well to honor your parents, your ancestors, and the rich traditions of a culture and heritage we share in common.

"Thank you very much."

Representative Nekoba then rose to speak in support of the resolution, stating:

"I thought it quite ironic that Queen Laurie's question during the presentation that they had over at Pearlridge Center which I had the honor of MCing was about the humuhumunukunukuapua ... Representative Takai, that one was for you.

"The one thing that I was struck with when I MCed that day was that when I met these young women ... I shouldn't say really young women -- they're my age. But when I met them, they were all really genuinely happy to be with each other. They were genuinely friends and that is something that is, I would say, rare, but it was very

refreshing to see. They were running around, fixing each other's hair, and making sure they were taking enough pictures with each other and all that kind of stuff.

"I also want to thank them very much for signing my program. That's one of the perks that I got for MCing.

"Congratulations to all of you and continue your good work.

"Thank you, Mr. Speaker."

Representative Arakaki then rose to speak in favor of the resolution, stating:

"You know, I always talk about Okinawans. Okinawans have a couple of terms ... one is called 'churakagi' and one is called 'yanakagi.' And when you talk about Okinawan girls, you're either one or the other. Churakagi means very beautiful, and yanakagi means very ugly.

"But it's very obvious in the case of our Queen. You know, she is one of the loveliest of Uchinanchu girls and I want to congratulate her, and her grandparents who belong to the same Okinawan Club that I do, and I would like to say omedetto to the rest of the court, and I especially want to congratulate the President, Duane Fujiwara, because I had a chance to work with him many, many years ago, when we were much better looking and much skinnier, working on youth sports activities. I want to congratulate him for working for such a fine community organization.

"Thank you very much."

The motion was put by the Chair and carried, and H.R. No. 322 was adopted.

At this time, Certificates of Recognition were presented to the Queen and her court by Representatives Case, Takai, Saiki and Lee and floral leis were presented to the honorees by Representatives P. Oshiro, Anderson, Hamakawa, Hiraki, Chun Oakland, Menor, Marumoto, Yamane, Morihara, Say and Nekoba.

At 12:30 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:26 o'clock p.m.

#### STANDING COMMITTEE REPORTS

Representatives Morihara and Herkes, for the Committees on Agriculture and Economic Development and Business Concerns, presented a joint report (Stand. Com. Rep. No. 1673) recommending that H.R. No. 250 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the joint report of the Committees was adopted and H.R. No. 250, entitled: "HOUSE RESOLUTION REQUESTING APPROVAL BY THE FOREIGN-TRADE ZONES BOARD FOR AUTHORIZATION TO PROCESS, UNDER FOREIGN-TRADE ZONE STATUS, ANIMAL FEEDS FOR USE WITHIN THE STATE OF HAWAII AND FOR EXPORT," was adopted.

Representatives Morihara and Herkes, for the Committees on Agriculture and Economic Development and Business Concerns, presented a joint report (Stand. Com. Rep. No. 1674) recommending that H.C.R. No. 264 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the joint report of the Committees was adopted and H.C.R. No. 264, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING APPROVAL BY THE FOREIGN-TRADE ZONES BOARD FOR AUTHORIZATION TO PROCESS, UNDER FOREIGN-TRADE ZONE STATUS, ANIMAL FEEDS FOR USE WITHIN THE STATE OF HAWAII AND FOR EXPORT," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1675) recommending that H.R. No. 202, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 202, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A MANAGEMENT AND FINANCIAL AUDIT OF THE DEPARTMENT OF AGRICULTURE, ANIMAL INDUSTRY DIVISION, ANIMAL QUARANTINE," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1676) recommending that H.C.R. No. 203, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 203, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AND FINANCIAL AUDIT OF THE DEPARTMENT OF AGRICULTURE, ANIMAL INDUSTRY DIVISION, ANIMAL QUARANTINE," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1677) recommending that H.C.R. No. 73, HD 1, be adopted.

Representative Amaral moved that the report of the Committee be adopted and H.C.R. No. 73, HD 1, be adopted, seconded by Representative Ward.

Representative Ward rose to speak in favor of the concurrent resolution, with reservations, stating:

"Mr. Speaker, my reservations linger around the fact that no-fault is faulty, workers' compensation is slipping away, and the budget doesn't seem to balance, and this concurrent resolution says, eh, the biggest problem we've got to look at in the interim is welfare.

"Mr. Speaker, if those who live and work in the political arena were told that if it looks like a duck, walks like a duck and it starts sounding like a duck, it probably is of that genesis or species. And what I am afraid is that there is so much misinformation out there about what's coming down in the welfare arena that this may be the state taxpayers' subsidy of a witch hunt to do the contra of the Contract with America.

"Now, if that surprises some, I ask, why is this now a priority in the interim when we got the real substantive issue of the people of workers' compensation, no-fault, rumors of a special session because they cannot balance the budget? We're going to do welfare research -- that's the logic, Mr. Speaker.

"As we know, Channel 4 last night had a real hit on how Republicans are going to deprive the children of their school lunches and we know, as a matter of fact, it's

going to increase by four percent. Does this have anything to do with that, Mr. Speaker? Again, this is with reservations on the question. If it doesn't have anything to do with it, they should pass it. If it does, every GOP member is probably going to be attending those to make sure that this is an honest effort at looking at other than what is a witch-hunt, Mr. Speaker, with a lot of misinformation that's being let out.

"Thank you."

Representative Amaral then rose to speak in favor of the concurrent resolution, stating:

"Mr. Speaker, before the Legislative Management Committee was a very special woman testifying in support of this, and that was our dear Loretta Schuller who is at every hearing -- everywhere -- I promise you. One of the main reasons for supporting this was because she really appreciated the teleconferencing where feasible.

"The recognition is given ... there are multiple issues before all of us, and that's fine to venture to say which is the most important. Certainly, my learned colleague from across the way will admit that welfare is at least one of those important issues -- it's among those important issues. I also will admit that workers' compensation and no-fault are among those issues.

"But this resolution deals with and comes from the Human Services Committee that happens to hold welfare as a very important and critical issue. And it creates the ability throughout the state, from each of the islands, for each of us to participate with one another to dialogue about this important issue.

"Whether or not one is trying to take a backhanded slap at what is taking place in Congress, I am afraid I cannot answer that question from our Minority Leader, but I will say that we invite the GOP to join us at the table and anything that will bring you to the table is well worth the effort.

"Thank you, Mr. Speaker."

Representative Chun Oakland then rose to speak in favor of the concurrent resolution, stating:

"I didn't realize this would be a controversial concurrent resolution. In fact, the concept, I think, has been something that personally I've wanted to see for a long time, even before I got into the Legislature. And that is the intent to try and hear from the people that are receiving welfare."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 73, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING ESTABLISHMENT OF A JOINT INTERIM SPECIAL COMMITTEE TO HOLD PUBLIC MEETINGS ON EACH ISLAND, OR BY TELECONFERENCING WHEN FEASIBLE, TO EXAMINE THE PROBLEMS OF WELFARE RECIPIENTS ON A FIRST-HAND BASIS," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1678) recommending that H.C.R. No. 147, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 147, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION EXTENDING THE CHILD WELFARE SERVICES REFORM TASK FORCE TO DEVELOP A BLUEPRINT

FOR REFORM IN CHILD PROTECTIVE SERVICES," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1679) recommending that H.C.R. No. 328, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 328, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO SUBMIT RECOMMENDATIONS TO THE LEGISLATURE ON WAYS TO IMPROVE THE EFFICIENCY OF THE OPERATIONAL AND FINANCIAL MANAGEMENT OF THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1680) recommending that H.C.R. No. 229, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 229, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO EXAMINE THE MANAGEMENT AND OPERATIONS OF THE COMMISSION ON WATER RESOURCE MANAGEMENT," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1681) recommending that H.R. No. 150 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 150, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO STUDY AND REPORT ON THE PROBABLE EFFECTS OF THE LICENSING OF HOISTING MACHINE OPERATORS AND THE REGISTRATION OF HOISTING MACHINES," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1682) recommending that H.C.R. No. 144 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 144, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY AND REPORT ON THE PROBABLE EFFECTS OF THE LICENSING OF HOISTING MACHINE OPERATORS AND THE REGISTRATION OF HOISTING MACHINES," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1683) recommending that H.C.R. No. 4, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 4, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO PERFORM A SUNRISE REVIEW OF THE REGULATION OF

MARRIAGE AND FAMILY THERAPISTS," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1684) recommending that H.C.R. No. 31, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 31, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY AND REPORT ON THE NEED TO REGULATE THE PRACTICE OF RESPIRATORY CARE," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1685) recommending that H.C.R. No. 115 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 115, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE ANALYSIS OF THE REGULATION OF NUTRITIONISTS," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1686) recommending that H.C.R. No. 116 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 116, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF THE REGULATION OF PHYSICAL THERAPIST ASSISTANTS," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1687) recommending that H.R. No. 21, HD 1, as amended in HD 2, be adopted.

Representative Amaral moved that the report of the Committee be adopted and H.R. No. 21, HD 2, be adopted, seconded by Representative Ward.

Representative Ward rose to speak in favor of the resolution, stating:

"Very briefly, Mr. Speaker, it's a good resolution to help release some of the entrepreneurial energy of our state and one that, as we know when we're in a budget crunch, is really the essence of getting our tax intake increased.

"By way of an anecdote, I want to share some of the subculture that may be going on out there right now, and I use my experience in working in small business in Malaysia where, when a Chinese person is in business and they are making very good money, you ask them 'How's business?' and they say, it's going very slow, could be better. it's in bad shape. But you ask a Malay how business is going, and they're going bankrupt but they say, 'It couldn't be better, everything is going well,' and the way that the American business subculture is, it's the Malay version that says, you may be going bankrupt tomorrow, but you always say everything is going great. I'm afraid that this body exudes that the small business community is doing well because everybody has got a good face that they put on.

"And this resolution, Mr. Speaker, is going to examine the entry and the operational barriers, and I would hope

that as deep as they look at this, they would look at those operational barriers as the real future success and turnaround of our budget is in that small business community to help release some of those entrepreneurial energies which otherwise are covered because the subculture is, in business you always put on a good face.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.R. No. 21, HD 2, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO REVIEW BARRIERS TO FORMING AND OPERATING A SMALL BUSINESS IN HAWAII," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1688) recommending that H.C.R. No. 17, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 17, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO REVIEW BARRIERS TO FORMING AND OPERATING A SMALL BUSINESS IN HAWAII," was adopted.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1689) recommending that H.C.R. No. 284, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 284, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII PROGRESS INDICATORS TASK FORCE TO DEVELOP 'BENCHMARKS' TO ACCOMPLISH THE STRATEGIC VISION FOR THE STATE OF HAWAII," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1690) recommending that H.C.R. No. 204, HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 204, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ASSESSING THE SOCIAL AND FINANCIAL IMPACT OF MANDATORY HEALTH INSURANCE COVERAGE FOR ACUPUNCTURE SERVICES," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1691) recommending that H.R. No. 263, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 263, HD 1, entitled: "HOUSE RESOLUTION REQUESTING AN OPINION FROM THE ATTORNEY GENERAL ON THE POTENTIAL IMPACTS AND CONSTITUTIONALITY OF AFFORDING EMPLOYERS IMMUNITY FROM CIVIL LIABILITY FOR DISCLOSING INFORMATION REGARDING FORMER EMPLOYEES' JOB PERFORMANCE," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1692) recommending that H.C.R. No. 276, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 276, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN OPINION FROM THE ATTORNEY GENERAL ON THE POTENTIAL IMPACTS AND CONSTITUTIONALITY OF AFFORDING EMPLOYERS IMMUNITY FROM CIVIL LIABILITY FOR DISCLOSING INFORMATION REGARDING FORMER EMPLOYEES' JOB PERFORMANCE," was adopted.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1693) recommending that H.R. No. 245 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 245, entitled: "HOUSE RESOLUTION REQUESTING GOVERNMENT AGENCIES TO IDENTIFY THE AREA KNOWN AS BARBERS POINT BY THE HISTORICALLY CORRECT NAME OF KALAELOA," was adopted.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1694) recommending that H.C.R. No. 160 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 160, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING GOVERNMENT AGENCIES TO IDENTIFY THE AREA KNOWN AS BARBERS POINT BY THE HISTORICALLY CORRECT NAME OF KALAELOA," was adopted.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1695) recommending that H.R. No. 192, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 192, HD 1, entitled: "HOUSE RESOLUTION URGING USE OF THE HISTORICALLY CORRECT NAME OF PU'U KAPOLEI," was adopted.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1696) recommending that H.C.R. No. 161, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 161, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING USE OF THE HISTORICALLY CORRECT NAME OF PU'U KAPOLEI," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1697) recommending that H.C.R. No. 14 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 14, entitled: "HOUSE CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED

STATES TO PROPOSE AND SUBMIT TO THE SEVERAL STATES AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1698) recommending that H.C.R. No. 58 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 58, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO INVESTIGATE THE ADVISABILITY OF ENTERING INTO INTERSTATE COMPACTS WITH OTHER STATES FOR CERTAIN PERILS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1699) recommending that H.C.R. No. 137 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 137, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO EXPAND ITS OUTREACH EFFORTS ON THE NEIGHBOR ISLANDS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1700) recommending that H.C.R. No. 288, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 288, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE DOMICILING, TRANSFER AND RELEASE OF PRISONERS BY THE DEPARTMENT OF PUBLIC SAFETY," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1701) recommending that H.R. No. 8, HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 8, HD 2, entitled: "HOUSE RESOLUTION REQUESTING THE CREATION OF A TASK FORCE TO STUDY THE MANAGEMENT AND TREATMENT OF INSANITY ACQUITTEES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1702) recommending that H.C.R. No. 3, HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 3, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CREATION OF A TASK FORCE TO STUDY THE MANAGEMENT AND TREATMENT OF INSANITY ACQUITTEES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1703) recommending that H.R. No. 15, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 15, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE STATE DIRECTOR OF COMMERCE AND CONSUMER

**AFFAIRS TO EXAMINE THE CURRENT PENALTIES FOR UNLICENSED CONTRACTORS,"** was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1704) recommending that H.C.R. No. 11, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 11, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE DIRECTOR OF COMMERCE AND CONSUMER AFFAIRS TO EXAMINE THE CURRENT PENALTIES FOR UNLICENSED CONTRACTORS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1705) recommending that H.R. No. 41, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 41, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF AN INTERGOVERNMENTAL RELATIONS AND FISCAL BALANCE STUDY COMMISSION," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1706) recommending that H.C.R. No. 36, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 36, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF AN INTERGOVERNMENTAL RELATIONS AND FISCAL BALANCE STUDY COMMISSION," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1707) recommending that H.R. No. 59, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 59, HD 1, entitled: "HOUSE RESOLUTION CONCERNING CHILDREN'S RIGHTS AS VICTIMS OR WITNESSES IN CRIMINAL CASES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1708) recommending that H.C.R. No. 50, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 50, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION CONCERNING CHILDREN'S RIGHTS AS VICTIMS OR WITNESSES IN CRIMINAL CASES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1709) recommending that H.R. No. 61, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 61, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION, THE DEPARTMENT OF EDUCATION, AND SCHOOL/COMMUNITY-BASED MANAGEMENT COUNCILS TO RESTRUCTURE THE TRADITIONAL SCHOOL DAY TO A LONGER DAY," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1710) recommending that H.C.R. No. 53, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 53, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION, THE DEPARTMENT OF EDUCATION, AND SCHOOL/COMMUNITY-BASED MANAGEMENT COUNCILS TO RESTRUCTURE THE TRADITIONAL SCHOOL DAY TO A LONGER DAY," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1711) recommending that H.R. No. 82, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 82, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO DEVELOP AN INVENTORY OF RESIDENTIAL RESOURCES FOR ADULT CRIMINAL OFFENDERS IN HAWAII," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1712) recommending that H.C.R. No. 77, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 77, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO DEVELOP AN INVENTORY OF RESIDENTIAL RESOURCES FOR ADULT CRIMINAL OFFENDERS IN HAWAII," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1713) recommending that H.R. No. 98 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 98, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY AND ACCEPTABILITY OF SPECIAL LICENSE PLATES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1714) recommending that H.C.R. No. 90 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 90, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY AND ACCEPTABILITY OF SPECIAL LICENSE PLATES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1715) recommending that H.R. No. 100, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 100, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO ADD A WARNING CONCERNING DRUNK DRIVING TO ROAD SIGNS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1716) recommending that H.C.R. No. 92, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 92, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO ADD A WARNING CONCERNING DRUNK DRIVING TO ROAD SIGNS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1717) recommending that H.R. No. 131, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 131, HD 1, entitled: "HOUSE RESOLUTION URGING THE UNIVERSITY OF HAWAII TO EXPAND ITS TEACHER TRAINING OPPORTUNITIES TO OTHER COMMUNITIES IN THE STATE," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1718) recommending that H.C.R. No. 124, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 124, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII TO EXPAND ITS TEACHER TRAINING OPPORTUNITIES TO OTHER COMMUNITIES IN THE STATE," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1719) recommending that H.R. No. 146 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 146, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A TASK FORCE TO STUDY THE FEASIBILITY OF ESTABLISHING AN ANNUAL SPORTING EVENT TO DETERMINE THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION FOOTBALL CHAMPION," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1720) recommending that H.C.R. No. 141 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 141, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A TASK FORCE TO STUDY THE FEASIBILITY OF ESTABLISHING AN ANNUAL SPORTING EVENT TO DETERMINE THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION FOOTBALL CHAMPION," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1721) recommending that H.R. No. 196 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 196, entitled: "HOUSE RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO DISCOVER A

MEANS TO RESOLVE THE INEQUITIES IN HOMEOWNERS INSURANCE," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1722) recommending that H.C.R. No. 199 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 199, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO DISCOVER A MEANS TO RESOLVE THE INEQUITIES IN HOMEOWNERS INSURANCE," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1723) recommending that H.R. No. 205, HD 1, as amended in HD 2, be adopted.

Representative Amaral moved that the report of the Committee be adopted and H.R. No. 205, HD 2, be adopted, seconded by Representative Ward.

Representative Ward rose to speak against the resolution, stating:

"Mr. Speaker, what we need is more seats, more airlines to come here, and not for the Governor to be using his chits for the airlines to otherwise get in a few with the travel agents and one which otherwise market restructuring and economic adjustments are able to take care of themselves. We need to put his chits in getting more airlines to send more seats which is another reso and not to dwindle his influence in that particular arena with this one.

"Thank you, Mr. Speaker."

Representative Alcon then rose to speak in favor of the resolution, stating:

"Mr. Speaker, a while ago my colleague across the way had complained about not taking care of the small businesses. There are more small businesses that are being affected by this resolution than any other that we have come across.

"For that reason, Mr. Speaker, I support this resolution."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.R. No. 205, HD 2, entitled: "HOUSE RESOLUTION REQUESTING ASSISTANCE FOR HAWAII'S TRAVEL AGENTS," was adopted with Representative Ward voting no.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1724) recommending that H.C.R. No. 207, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 207, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING ASSISTANCE FOR HAWAII'S TRAVEL AGENTS," was adopted with Representative Ward voting no.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1725) recommending that H.R. No. 232 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the



Committee was adopted and H.R. No. 232, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO EXAMINE THE TRANSFER OF AWARDED INTERESTS IN HOMESTEAD LANDS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1726) recommending that H.C.R. No. 239 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 239, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO EXAMINE THE TRANSFER OF AWARDED INTERESTS IN HOMESTEAD LANDS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1727) recommending that H.R. No. 235 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 235, entitled: "HOUSE RESOLUTION REQUESTING THE STATE TO TAKE STEPS TO UTILIZE RECYCLED GLASS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1728) recommending that H.C.R. No. 243 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 243, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE TO TAKE STEPS TO UTILIZE RECYCLED GLASS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1729) recommending that H.R. No. 240 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 240, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DEVELOP STRATEGIES FOR THE STATE OF HAWAII TO PARTICIPATE IN EFFORTS TO ESTABLISH A HAWAII COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1730) recommending that H.C.R. No. 252 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 252, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DEVELOP STRATEGIES FOR THE STATE OF HAWAII TO PARTICIPATE IN EFFORTS TO ESTABLISH A HAWAII COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1731) recommending that H.R. No. 278, HD 1, be adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1732) recommending that H.C.R. No. 292, HD 1, be adopted.

Representative Amaral moved that the reports of the Committee be adopted and H.R. No. 278, HD 1, and H.C.R. No. 292, HD 1, be adopted, seconded by Representative Ward.

Representative Case rose to speak in support of the resolutions, stating:

"Mr. Speaker, the specific problem these resolutions, which were introduced by all members of your Judiciary and Public Safety Committees, address relates to the accuracy of the state's current projections of future correctional facility needs. Essentially, the official projections which the Department of Public Safety has issued show current statewide capacity of roughly 2,800 beds against an actual inmate population of about 3,000, or about a 200 bed shortfall. This is the shortfall of which we have been hearing so much about, and is the cause of the major problem faced by our state criminal justice system in complying with the current consent decree.

"For future years, the projections incorporate authorized increases in capacity of about 200 beds over the next two years, but then level after that at about 3,200 beds. This is because we essentially have no other authorized bed capacity increases in the pipeline today.

But these same projections show an increase in inmate population over the next six years to roughly 3,500. In other words, they do not show us closing, but widening, the gap in terms of our ability to handle our anticipated population.

"That news is sobering enough. But even more disturbing is the fact that the projections of inmate population are based not on implementation of what we would all view as an appropriate criminal justice system for our society, incorporating our collective best thoughts on pretrial detention, sentencing, parole, etc. -- all the things we have debated so much about in the past weeks. Instead, they are based on actual implementation of our system over the past two years under the consent decree, with its overwhelming focus on prison overcrowding and necessary gatekeeping by those involved in the process.

"To put it bluntly, the projections could be way off, and it is very possible that the might be substantially underestimating our correctional facility needs. These resolutions ask all parties to get together and come up with projections, before the next legislative session, which give us the true picture of where we're going so we can make truly informed decisions.

"But, Mr. Speaker, this is really only the tip of a much bigger iceberg. Looking below the surface, these additional facts seem clear. First, we appear to face a continued shortage over the next few years in our correctional facilities capacity of at least 200-300 beds and very possibly higher. Second, we have no present realistic prospects of further capacity for many years; often discussed alternatives such as Barbers Point will not be available, if at all, until the end of the century, and even if we decided to build new facilities today, they would not be ready for many years. Third, because of the tougher laws we continue to enact today -- laws which I personally believe are necessary for the public safety -- and even given our early diversion efforts, we are effectively moving toward greater shortages.

"What I am saying, Mr. Speaker, is that I believe we are rapidly approaching the point where our debate over

new prison capacity must be not whether, but where and how fast. I believe that the sooner we face that issue, realistically and without emotion, the better.

"Thank you."

The motion was put by the Chair and carried, and the reports of the Committee were adopted and **H.R. No. 278, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE CORRECTIONS POPULATION MANAGEMENT COMMISSION TO CONVENE A TASK FORCE TO PROJECT FUTURE CORRECTIONS FACILITY POPULATION,"** and **H.C.R. No. 292, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CORRECTIONS POPULATION MANAGEMENT COMMISSION TO CONVENE A TASK FORCE TO PROJECT FUTURE CORRECTIONS FACILITY POPULATION,"** were adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1733) recommending that H.R. No. 283 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 283, entitled: **"HOUSE RESOLUTION SUPPORTING THE EMPLOYMENT OF LOCAL LABOR ON ALL LARGE STATE-FUNDED CONSTRUCTION PROJECTS SUCH AS THE CONSTRUCTION OF THE HAWAII CONVENTION CENTER ADMINISTERED BY THE CONVENTION CENTER AUTHORITY,"** was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1734) recommending that H.C.R. No. 298 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 298, entitled: **"HOUSE CONCURRENT RESOLUTION SUPPORTING THE EMPLOYMENT OF LOCAL LABOR ON ALL LARGE STATE-FUNDED CONSTRUCTION PROJECTS SUCH AS THE CONSTRUCTION OF THE HAWAII CONVENTION CENTER ADMINISTERED BY THE CONVENTION CENTER AUTHORITY,"** was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1735) recommending that H.R. No. 296, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 296, HD 1, entitled: **"HOUSE RESOLUTION SUPPORTING THE MAUI TASK FORCE ADDRESSING COMMUNITY CONCERNS WITH RESPECT TO MAUI COMMUNITY CORRECTIONAL CENTER,"** was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1736) recommending that H.C.R. No. 320, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 320, HD 1, entitled: **"HOUSE CONCURRENT RESOLUTION SUPPORTING THE MAUI TASK FORCE ADDRESSING COMMUNITY CONCERNS WITH RESPECT TO MAUI COMMUNITY CORRECTIONAL CENTER,"** was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1737) recommending that H.R. No. 26 be adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1738) recommending that H.C.R. No. 23 be adopted.

Representative Amaral moved that the reports of the Committee be adopted and H.R. No. 26 and H.C.R. No. 23 be adopted, seconded by Representative Ward.

Representative Takumi rose to speak in support of these resolutions, stating:

"It was only a year ago that we witnessed the lasting image of long lines of voters standing for hours so that they could cast their ballot in South Africa's first free and democratic election. The election of Nelson Mandela finally put an end to state-sanctioned apartheid.

"As I saw those images, I was reminded of the moment when we, as a state body, did our part to reach out in solidarity with those who opposed apartheid. A solidarity not based on exploitation and inequality, but based on shared values of representative government, human rights and economic progress.

"It was, of course, that historic moment in 1988 when we, as a legislative body, requested the ERS to divest its South Africa holdings.

"Today, we are at another historic moment. By passing these resolutions, we will enable the ERS to begin reinvestment in South Africa in accordance with socially responsible guidelines and standards.

"By doing so, we will make a commitment, perhaps a modest one, but one that will prove to be meaningful in South Africa's social transformation.

"Let me close my brief remarks by quoting a portion of the floor remarks of a colleague and a good friend who was instrumental in the passage of those resolutions in 1988. The late Representative Roland Kotani said on the floor that day: 'The fiscal concerns of the Retirement System must be balanced against our commitment to social justice and human decency. . . The State of Hawaii should not allow any of its public moneys to be invested in such a way that it reinforces or even condones the South African apartheid policy. . . (The resolutions) affirm our vision of Hawaii, the future state, as not only a place of economic prosperity but a place endowed with a richness of spirit.'

"It is with these words in mind that I urge passage of these resolutions.

"Thank you."

The motion was put by the Chair and carried, and the reports of the Committee were adopted and **H.R. No. 26, entitled: "HOUSE RESOLUTION REQUESTING THE EMPLOYEES' RETIREMENT SYSTEM TO REINVEST IN SOUTH AFRICA IN ACCORDANCE WITH SOCIALLY RESPONSIBLE GUIDELINES AND STANDARDS,"** and **H.C.R. No. 23, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EMPLOYEES' RETIREMENT SYSTEM TO REINVEST IN SOUTH AFRICA IN ACCORDANCE WITH SOCIALLY RESPONSIBLE GUIDELINES AND STANDARDS,"** were adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1739) recommending that H.R. No. 47, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 47, HD 1, entitled:

"HOUSE RESOLUTION REQUESTING THE OFFICE OF STATE PLANNING, IN COOPERATION WITH THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL, TO ADOPT PROCEDURES AND RECOMMEND LEGISLATION THAT WOULD REDUCE THE AMOUNT OF TIME NEEDED TO FUND AND PREPARE AN ENVIRONMENTAL IMPACT STATEMENT," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1740) recommending that H.C.R. No. 39, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 39, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF STATE PLANNING, IN COOPERATION WITH THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL, TO ADOPT PROCEDURES AND RECOMMEND LEGISLATION THAT WOULD REDUCE THE AMOUNT OF TIME NEEDED TO FUND AND PREPARE AN ENVIRONMENTAL IMPACT STATEMENT," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1741) recommending that H.R. No. 72, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 72, HD 1, entitled: "HOUSE RESOLUTION RECOGNIZING THE IMPORTANCE OF RESEARCH INTO THE CAUSE AND CURE OF FIBROPAPILLOMA," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1742) recommending that H.C.R. No. 65, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 65, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE IMPORTANCE OF RESEARCH INTO THE CAUSE AND CURE OF FIBROPAPILLOMA," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1743) recommending that H.R. No. 157, HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 157, HD 2, entitled: "HOUSE RESOLUTION URGING PROMOTION, ENCOURAGEMENT, AND ADVOCACY FOR DIVERSIFIED AGRICULTURE ON LAND TAKEN OUT OF PRODUCTION BY THE SUGAR AND PINEAPPLE INDUSTRIES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1744) recommending that H.C.R. No. 151, HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 151, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION URGING PROMOTION, ENCOURAGEMENT, AND ADVOCACY FOR DIVERSIFIED AGRICULTURE ON LAND TAKEN OUT OF PRODUCTION BY THE SUGAR AND PINEAPPLE INDUSTRIES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1745) recommending that H.R. No. 158, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 158, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO RECOMMEND THE USE OF AN EARLY WARNING POLLUTION PREVENTION SYSTEM TO SAFEGUARD HAWAII'S DRINKING WATER AND MINIMIZE RISKS TO HUMAN HEALTH AND THE ENVIRONMENT," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1746) recommending that H.C.R. No. 154, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 154, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO RECOMMEND THE USE OF AN EARLY WARNING POLLUTION PREVENTION SYSTEM TO SAFEGUARD HAWAII'S DRINKING WATER AND MINIMIZE RISKS TO HUMAN HEALTH AND THE ENVIRONMENT," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1747) recommending that H.R. No. 180, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 180, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO FORM TASK FORCES COMPRISED OF MEMBERS OF THE RECREATIONAL AND COMMERCIAL FISHING COMMUNITIES TO ADDRESS PRIORITY ISSUES OF THE DEPARTMENT," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1748) recommending that H.C.R. No. 177, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 177, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO FORM TASK FORCES COMPRISED OF MEMBERS OF THE RECREATIONAL AND COMMERCIAL FISHING COMMUNITIES TO ADDRESS PRIORITY ISSUES OF THE DEPARTMENT," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1749) recommending that H.R. No. 206 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 206, entitled: "HOUSE RESOLUTION REQUESTING THE AGRIBUSINESS DEVELOPMENT CORPORATION TO DEVELOP A PILOT PROJECT FOR AGRICULTURAL AND ECONOMIC DEVELOPMENT VENTURES ON VACANT SUGAR LANDS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1750) recommending that H.C.R. No. 210 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 210, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AGRIBUSINESS DEVELOPMENT CORPORATION TO DEVELOP A PILOT PROJECT FOR AGRICULTURAL AND ECONOMIC DEVELOPMENT VENTURES ON VACANT SUGAR LANDS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1751) recommending that H.R. No. 246 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 246, entitled: "HOUSE RESOLUTION REQUESTING COLLABORATIVE EFFORTS TO DEVELOP LONG-RANGE SOLUTIONS TO WASTEWATER MANAGEMENT PROBLEMS IN THE NORTH SHORE AREA OF OAHU," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1752) recommending that H.C.R. No. 258 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 258, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING COLLABORATIVE EFFORTS TO DEVELOP LONG-RANGE SOLUTIONS TO WASTEWATER MANAGEMENT PROBLEMS IN THE NORTH SHORE AREA OF OAHU," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1753) recommending that H.R. No. 257 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 257, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE POTENTIAL OF INVESTMENT IN THE ORNAMENTAL FISH INDUSTRY IN HAWAII," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1754) recommending that H.C.R. No. 271 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 271, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE POTENTIAL OF INVESTMENT IN THE ORNAMENTAL FISH INDUSTRY IN HAWAII," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1755) recommending that H.R. No. 300 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 300, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A POLICY FOR REOPENING STATE LAND LEASES, REAPPRAISING LEASE PAYMENTS, AND NOTIFYING LESSEES OF INCREASED RENTS WHICH MEETS THE

REQUIREMENTS OF SECTION 171-17, HAWAII REVISED STATUTES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1756) recommending that H.C.R. No. 324 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 324, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A POLICY FOR REOPENING STATE LAND LEASES, REAPPRAISING LEASE PAYMENTS, AND NOTIFYING LESSEES OF INCREASED RENTS WHICH MEETS THE REQUIREMENTS OF SECTION 171-17, HAWAII REVISED STATUTES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1757) recommending that H.C.R. No. 222, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 222, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO ESTABLISH A PILOT PROJECT TO ENABLE THE WAIANAE COAST COALITION FOR HUMAN SERVICES TO DEVELOP AN ALTERNATIVE FUNDING STRUCTURE FOR THE PROVISION OF SERVICES TO THE WAIANAE COMMUNITY," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1758) recommending that H.C.R. No. 227, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 227, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ANALYZE THE IMPACTS CAUSED BY AGRICULTURAL ACTIVITIES IN THE KAIKA-WAIALUA BAY HYDROLOGICAL UNIT ON MARINE SPECIES IN THE KAIKA-WAIALUA BAY," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1759) recommending that H.C.R. No. 309 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 309, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE NORTH SHORE PAUKAUILA STREAMBANK AND RIPARIAN AREA COMMUNITY RESTORATION PROJECT," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1760) recommending that H.C.R. No. 341, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 341, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A TASK FORCE TO DEVELOP A LONG-RANGE ACTION PLAN TO HELP HAWAII'S SMALL FARMERS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1761) recommending that H.R. No. 304 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 304, entitled: "HOUSE RESOLUTION URGING A CONCERTED EFFORT TO PLAN AND IMPLEMENT MEASURES TO FOSTER TECHNOLOGY ECONOMIC DEVELOPMENT ON THE ISLAND OF HAWAII," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1762) recommending that H.C.R. No. 332 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 332, entitled: "HOUSE CONCURRENT RESOLUTION URGING A CONCERTED EFFORT TO PLAN AND IMPLEMENT MEASURES TO FOSTER TECHNOLOGY ECONOMIC DEVELOPMENT ON THE ISLAND OF HAWAII," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1763) recommending that H.R. No. 108, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 108, HD 2, entitled: "HOUSE RESOLUTION REQUESTING A COMPILATION OF PERTINENT, AVAILABLE GEOTHERMAL DATA," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1764) recommending that H.C.R. No. 100, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 100, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A COMPILATION OF PERTINENT, AVAILABLE GEOTHERMAL DATA," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1765) recommending that H.R. No. 207, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 207, HD 2, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY TO IMPROVE EFFICIENCY, COST EFFECTIVENESS, AND ACCOUNTABILITY IN PROCESSING CLAIMS FILED AGAINST THE STATE FOR WORKERS' COMPENSATION BENEFITS," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1766) recommending that H.C.R. No. 211, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 211, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY TO IMPROVE EFFICIENCY, COST EFFECTIVENESS, AND ACCOUNTABILITY IN

PROCESSING CLAIMS FILED AGAINST THE STATE FOR WORKERS' COMPENSATION BENEFITS," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1767) recommending that H.R. No. 226, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 226, HD 2, entitled: "HOUSE RESOLUTION REQUESTING A PERFORMANCE AUDIT OF CERTAIN EDUCATIONAL PROGRAMS," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1768) recommending that H.C.R. No. 234, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 234, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A PERFORMANCE AUDIT OF CERTAIN EDUCATIONAL PROGRAMS," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1769) recommending that H.C.R. No. 257, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 257, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON ALTERNATIVES FOR BENEFICIARIES OF THE HAWAIIAN HOME LANDS TRUST," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1770) recommending that H.R. No. 248 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 248, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONTINUE AND EXPAND THE NATURAL AREAS WORKING GROUP PROCESS ON THE ISLAND OF HAWAII TO FACILITATE GREATER COMMUNICATION WITH THE HUNTING COMMUNITY AND INVOLVE THEM MORE DIRECTLY IN RESOURCE MONITORING PROGRAMS AND PLANNING AND MANAGEMENT OF GAME MANAGEMENT AREAS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1771) recommending that H.C.R. No. 260 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 260, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONTINUE AND EXPAND THE NATURAL AREAS WORKING GROUP PROCESS ON THE ISLAND OF HAWAII TO FACILITATE GREATER COMMUNICATION WITH THE HUNTING COMMUNITY AND INVOLVE THEM MORE DIRECTLY IN RESOURCE MONITORING PROGRAMS AND PLANNING AND MANAGEMENT OF GAME MANAGEMENT AREAS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1772) recommending that H.R. No. 301 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 301, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR AND THE MAYORS OF ALL OF THE COUNTIES OF THE STATE OF HAWAII TO ASSIST THE LEGISLATURE IN EVALUATING ALL ASPECTS OF COMPENSATION AND BENEFITS OF PRESENT AND FORMER STATE AND COUNTY EMPLOYEES, THEIR DEPENDENTS, AND OTHER BENEFICIARIES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1773) recommending that H.C.R. No. 325 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 325, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR AND THE MAYORS OF ALL OF THE COUNTIES OF THE STATE OF HAWAII TO ASSIST THE LEGISLATURE IN EVALUATING ALL ASPECTS OF COMPENSATION AND BENEFITS OF PRESENT AND FORMER STATE AND COUNTY EMPLOYEES, THEIR DEPENDENTS, AND OTHER BENEFICIARIES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1774) recommending that H.R. No. 19, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 19, HD 2, entitled: "HOUSE RESOLUTION REQUESTING A REPORT ON THE DENTAL HEALTH PROBLEMS ON KAUAI AND NIIHAU," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1775) recommending that H.C.R. No. 15, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 15, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE DENTAL HEALTH PROBLEMS ON KAUAI AND NIIHAU," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1776) recommending that H.R. No. 308, HD 1, as amended in HD 2, be adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1777) recommending that H.C.R. No. 338, HD 1, as amended in HD 2, be adopted.

Representative Amaral moved that the reports of the Committee be adopted and H.R. No. 308, HD 2, and H.C.R. No. 338, HD 2, be adopted, seconded by Representative Ward.

Representative Yoshinaga rose to speak in support of the resolutions, stating:

"I stand today to speak in support of these measures as we are facing hard times with the decline of sugar and pine, federal spending cuts that are impending, and really a depressing lackluster growth in our tourism sector, and my constituents in my small business community are very concerned about where we're headed. Year after year, we could continue to stick our heads in the sand and just look at spending cuts and services to our citizens, but this is not our heritage. We are keiki o ka aina; our ancestors fought hard to improve themselves and provide a better life for all of us. Now it's our turn to look for better solutions and one of these is what's proposed in these resolutions.

"As we are an island state and have few advantages when it comes to attracting good manufacturing jobs, the free trade zone that is promoted in these resolutions gives us the opportunity to raise our horizons for the future and explore building a new economic base for Hawaii, one that will take advantage of our tropical paradise in our geographic location in the Pacific Basin. It would enhance our ability, hopefully, to increase tourism in good ways, attract good manufacturing jobs, establish ourselves in the Pacific region as a viable trading link to the rising economic giants of Asia.

"As I have watched these resolutions pass through various committees, it has been heartening to see so many of my colleagues be open to take up what is a very ambitious fight to promote this issue. The Hawaii Hotel Association, the Department of Business, Economic Development, and Tourism, the administration, and even the loyal opposition have found some merit in this proposal.

"This is not an easy road to become the first state in our country declared a free trade zone, but the longest journey begins with the first step. I encourage my colleagues to support these measures as we now explore taking this first step to make a better future for our children.

"Thank you."

Representative Ward then rose to speak in favor of the resolutions, stating:

"I begin by complimenting Representative Yoshinaga and her crew that put this together, and they're very provocative, macroeconomic thinking that this implies. All of Hawaii is a free trade zone. It's probably one of the most substantive resolutions in the whole of the OD except for what may be coming later, Mr. Speaker.

"But in speaking for these resolutions, I wanted to mention that I had recently conducted a price comparison with Hong Kong, having been in the region recently. We are almost at price par with Hong Kong -- some below, some above our prices. And with these resolutions, if that puts us where we are cheaper than Hong Kong with almost seven million visitors that we have, if people leaving here would leave with as many things as they leave Hong Kong with, without really any macrostructural, infrastructural or other shifts, the economy of Hawaii can be greatly enhanced by this process.

"So again, I commend what's in the making. It's probably one of the more provocative, far-reaching Asia/Pacific-oriented resolutions to come by in a long time, Mr. Speaker."

Representative Marumoto then rose to speak against the resolutions, stating:

"I must commend the freshman legislator whose imagination designed these resolutions. I think it's very ambitious, and in that it is very ambitious, I feel like it is too 'pie in the sky.'

"I think it may be difficult to achieve. So I just want to put the brakes on a little bit by casting a no vote.

"Thank you."

Representative Kahikina then rose to speak against the resolutions, stating:

"Mr. Speaker, in the process, I wasn't convinced and the Department of Taxation has not answered fairly the issue of how it would affect our tax income liability. We also weren't given enough information to deal with that issue.

"This morning, the Freshmen Caucus had the honorable guest of Senator Dan Inouye, and at the meeting he shared the remarks on the resolutions. He stated that it may not even go any further, so I just want to bring that to this body.

"Thank you."

Representative Lee then rose to speak in support of the resolutions, stating:

"A famous Chinese philosopher once said, 'Every journey of ten thousand li (mile) begins with one step,' and I think that this is in the right step.

"The distinguished Representative from Waiālae Kahala says she is going to cast a no vote. Let's point out to some very serious obstacles, but nonetheless, it is a great idea and it'll take quite a while to achieve it, but let me remind my colleagues here, if you don't know it by now, the Commonwealth of Guam -- I hope it will be a commonwealth soon -- is outside the United States Customs zone. In other words, it has in effect its own free trade, and we have greater advantages than Guam if it is doing free trade.

"The first step may be difficult, but it is time that we did take the first step because it is part of a greater movement in the United States which the great Speaker, Mr. Newt Gingrich, is trying to do, to redefine state-federal relations. And we would like to help him by having our own definition here in Hawaii, and so let us start by passing these resolutions.

"Thank you, Mr. Speaker."

Representative Ward then rose and stated:

"I have no retort to the reference to the great Newt Gingrich; however, I have one other piece of information that may be helpful for those who think that we should just go really slow and play with it as if it's not serious because, you know, we are involved now with APEC talks.

"APEC is basically the take of the whole of the Asian economies and integrate them with the Pacific economies and the American economy. As soon as, possibly by the year 2010, they will be the whole of Asia, and America is a free trade zone. Seiji Naya says it probably is going to take until 2015, maybe by 2020. So if we get on with it and make a free trade zone by the year 2000, we still only have maybe ten/fifteen years with this thing because, eventually, I think the direction that we're going, whether by great men or small men, is into a free trade world.

"Now, this gives Hawaii a leg up on that by saying, okay, this is the first in the middle of the Pacific. It will add momentum to what APEC, Mr. Speaker, is already in the process of doing.

"Thank you."

Representative Yoshinaga then rose and stated:

"I just want to shed some further information in my research to some of the concerns expressed today on this matter, and basically what this resolution does, is to give this body more information. It really proposes moving forward with regard to getting further feedback on tax implications and other types of policy questions.

"But the first step is really to take a look at it, in terms of furthering our horizon in taking a look at this as an alternative, in light of global developments where we are all one people, one race -- human -- and I think that this furthers that kind of vision and brings us together as a community with our global neighbors.

"Thank you."

The motion was put by the Chair and carried, and the reports of the Committee were adopted and **H.R. No. 308, HD 2, entitled: "HOUSE RESOLUTION URGING THE ESTABLISHMENT OF THE STATE OF HAWAII AS A FREE-TRADE ZONE,"** and **H.C.R. No. 338, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ESTABLISHMENT OF THE STATE OF HAWAII AS A FREE-TRADE ZONE,"** were adopted, with Representatives Kahikina and Marumoto voting no.

At this time, Representative Hamakawa was permitted a late introduction and he introduced 18 fifth grade students from Keaukaha Elementary School. They were accompanied by their teacher, Miss Maynette Kaikana.

Representative Case then rose and stated:

"Mr. Speaker, as a graduate of Keaukaha Elementary School, I simply cannot resist the opportunity to welcome you here as well.

"Thank you, Mr. Speaker."

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1778) recommending that H.C.R. No. 327, HD 1, as amended in HD 2, be adopted.

"On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 327, HD 2, entitled: **"HOUSE CONCURRENT RESOLUTION REQUESTING THE GATHERING OF INFORMATION ON LIFE-CARE PLANNING AND ESTATE PLANNING FOR PERSONS WITH DISABILITIES, THE DEVELOPMENT OF LEGISLATION, AND RELATED ACTIVITIES,"** was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1779) recommending that H.C.R. No. 337, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 337, HD 1, entitled: **"HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO INCLUDE RECOMMENDATIONS FOR PRIVATIZATION OF GOVERNMENT FUNCTIONS, AS APPROPRIATE, IN AUDITS CONDUCTED PURSUANT TO LEGISLATIVE**

DIRECTIVE OR REQUEST DURING THE 1995 REGULAR SESSION," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1780) recommending that H.R. No. 73 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 73, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO DO A STUDY ON A WORKFORCE INVESTMENT COUNCIL," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1781) recommending that H.C.R. No. 66 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 66, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO DO A STUDY ON A WORKFORCE INVESTMENT COUNCIL," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1782) recommending that H.R. No. 134 be adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1783) recommending that H.C.R. No. 127 be adopted.

Representative Amaral moved that the reports of the Committee be adopted and H.R. No. 134 and H.C.R. No. 127 be adopted, seconded by Representative Ward.

Representative Amaral rose to speak in support of the resolutions, stating:

"Mr. Speaker, these are -- at least on this agenda -- the first of a number of resolutions that have been introduced by the Hawaiian Civic Club and passed in convention of the Hawaiian Civic Club.

"I want to note in particular my support for these resolutions which is to restore the historically correct name of Kalaeloa which is normally called Barbers Point, as well as to protect the native species and what exists of the remaining wetlands in that area.

"As a group of people who get awfully tired of seeing the correct historic names forever lost in history and replaced with inappropriate names of drunken sea captains, it's nice to see that this name will be restored to Kalaeloa. You all have to be much faster than this -- you really do.

"I believe actually the Department of Transportation has moved ahead of the Hawaiian Civic Clubs in this particular effort. Already, when they come out and they do their presentations on what will transpire after the Land Use Commission is done, with respect to the use of Barbers Point, the Department of Transportation already shows the map of the area as being Kalaeloa, so I hope you all get used to using that word.

"Thank you."

Representative Lee then rose to speak strongly in favor of the resolutions, stating:

"It's about time we call it by its right name. After all, Barbers is not only a drunken captain, he ran aground

there. That's the reason why it was named after him, and that's a very poor reason. And I am all in favor of changing it to its proper name."

The motion was put by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 134, entitled: "HOUSE RESOLUTION TO PROTECT NATIVE SPECIES AND WETLANDS, AND RESTORE THE HISTORICALLY CORRECT NAME, AT KALAELOA (BARBERS POINT)," and H.C.R. No. 127, entitled: "HOUSE CONCURRENT RESOLUTION TO PROTECT NATIVE SPECIES AND WETLANDS, AND RESTORE THE HISTORICALLY CORRECT NAME, AT KALAELOA (BARBERS POINT)," were adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1784) recommending that H.R. No. 178 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 178, entitled: "HOUSE RESOLUTION REQUESTING THAT THE DEPARTMENT OF HEALTH ESTABLISH MENTAL HEALTH PROGRAMS AT THE MOLOKINI UNIT OF MAUI MEMORIAL HOSPITAL," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1785) recommending that H.C.R. No. 175 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 175, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF HEALTH ESTABLISH MENTAL HEALTH PROGRAMS AT THE MOLOKINI UNIT OF MAUI MEMORIAL HOSPITAL," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1786) recommending that H.R. No. 233, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 233, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT MAKING RECOMMENDATIONS TO IMPROVE THE ADMINISTRATION OF THE PURCHASE OF SERVICES SYSTEM UNDER CHAPTER 42D, HAWAII REVISED STATUTES," was adopted.

"Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1787) recommending that H.C.R. No. 240, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 240, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT MAKING RECOMMENDATIONS TO IMPROVE THE ADMINISTRATION OF THE PURCHASE OF SERVICES SYSTEM UNDER CHAPTER 42D, HAWAII REVISED STATUTES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1788) recommending that H.C.R. No. 49 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 49, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE ADMINISTRATION AND



FUNCTIONING OF THE SPECIAL COMPENSATION FUND OF THE WORKERS' COMPENSATION SYSTEM," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1789) recommending that H.C.R. No. 213 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 213, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE TO IMPLEMENT A CAFETERIA BENEFITS PLAN FOR PUBLIC EMPLOYEES," was adopted.

Representative Takumi, for the Committee on Intergovernmental Relations and International Affairs, presented a report (Stand. Com. Rep. No. 1790) recommending that H.R. No. 151 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 151, entitled: "HOUSE RESOLUTION DECLARING 1995 TO BE THE 'YEAR OF THE SEA TURTLE' IN HAWAII," was adopted.

Representative Takumi, for the Committee on Intergovernmental Relations and International Affairs, presented a report (Stand. Com. Rep. No. 1791) recommending that H.C.R. No. 145 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 145, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING 1995 TO BE THE 'YEAR OF THE SEA TURTLE' IN HAWAII," was adopted.

Representative Takumi, for the Committee on Intergovernmental Relations and International Affairs, presented a report (Stand. Com. Rep. No. 1792) recommending that H.R. No. 195, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 195, HD 1, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES DEPARTMENT OF AGRICULTURE TO EXCLUDE HAWAII FROM ANY FEDERAL LEGISLATION THAT WOULD CREATE EXCEPTIONS FROM THE HONEYBEE ACT OF 1922, AS AMENDED," was adopted.

Representative Takumi, for the Committee on Intergovernmental Relations and International Affairs, presented a report (Stand. Com. Rep. No. 1793) recommending that H.C.R. No. 153, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 153, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF AGRICULTURE TO CONSIDER THE EFFECT OF AND EXCLUDE THE STATE OF HAWAII FROM FEDERAL LEGISLATION THAT WOULD HAVE A DETRIMENTAL IMPACT ON HAWAII'S ENVIRONMENT," was adopted.

Representative Takumi, for the Committee on Intergovernmental Relations and International Affairs, presented a report (Stand. Com. Rep. No. 1794) recommending that H.C.R. No. 329, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 329, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE 'PU'UHONUA: A SAFE HAVEN' PROJECT FOR THE HOMELESS MENTALLY ILL AND URGING THE MAYOR OF THE CITY AND COUNTY OF HONOLULU TO FIND A SUITABLE LOCATION FOR THE PROJECT," was adopted.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1795) recommending that H.R. No. 27, as amended in HD 1, be adopted.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1796) recommending that H.C.R. No. 24, HD 1, be adopted.

Representative Amaral moved that the reports of the Committee be adopted and H.R. No. 27, HD 1, and H.C.R. No. 24, HD 1, be adopted, seconded by Representative Ward.

Representative Alcon rose to speak in support of the resolutions, stating:

"Mr. Speaker, these are very simple resolutions which ask the congressional delegation to see if we could relax the immigration quota a little bit.

"We have two problems that we have to overcome in here, Mr. Speaker. Despite the fact that the father or the head of the family is a United States citizen, as soon as the child or children reach age 21, they will not be readily accepted here in the United States. And yet, some of those people are professional people, and maybe we could ask the Immigration Office to bring in those professional people.

"Another problem that we have is that when the head of the family dies, then everything is hard to accomplish. They cannot even come just to visit the country.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 27, HD 1, entitled: "HOUSE RESOLUTION URGING THE HAWAII CONGRESSIONAL DELEGATION TO REVISE RESTRICTIONS ON FAMILY IMMIGRATION TO ENABLE THE FAMILIES OF FILIPINO WORLD WAR II VETERANS TO REJOIN THEM IN THE UNITED STATES," and H.C.R. No. 24, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII CONGRESSIONAL DELEGATION TO REVISE RESTRICTIONS ON FAMILY IMMIGRATION TO ENABLE THE FAMILIES OF FILIPINO WORLD WAR II VETERANS TO REJOIN THEM IN THE UNITED STATES," were adopted.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1797) recommending that H.R. No. 138 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 138, entitled: "HOUSE RESOLUTION REQUESTING THE MEMBERS OF HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE LEGISLATION TO PROVIDE FOR THE EXTENSION OF THE THREE-YEAR PERIOD OF SPONSORSHIP OF IMMIGRANTS," was adopted.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1798) recommending that H.C.R. No. 131 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 131, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE MEMBERS OF HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE LEGISLATION TO PROVIDE FOR THE EXTENSION OF THE THREE-YEAR PERIOD OF SPONSORSHIP OF IMMIGRANTS," was adopted.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1799) recommending that H.R. No. 211, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 211, HD 1, entitled: "HOUSE RESOLUTION ENCOURAGING THE BOARD OF LAND AND NATURAL RESOURCES TO DESIGNATE KIHOLO BAY, KONA, HAWAII AS A MARINE FISHERIES MANAGEMENT AREA IN WHICH GILL NETTING IS PROHIBITED," was adopted.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1800) recommending that H.C.R. No. 216, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 216, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE BOARD OF LAND AND NATURAL RESOURCES TO DESIGNATE KIHOLO BAY, KONA, HAWAII AS A MARINE FISHERIES MANAGEMENT AREA IN WHICH GILL NETTING IS PROHIBITED," was adopted.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1801) recommending that H.R. No. 218 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 218, entitled: "HOUSE RESOLUTION REQUESTING AN ACTION PLAN REGARDING NATIVE HAWAIIANS IN THE CRIMINAL JUSTICE SYSTEM," was adopted.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1802) recommending that H.C.R. No. 223 be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 223, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN ACTION PLAN REGARDING NATIVE HAWAIIANS IN THE CRIMINAL JUSTICE SYSTEM," was adopted.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1803) recommending that H.R. No. 294, HD 1, as amended in HD 2, be adopted.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1804) recommending that H.C.R. No. 318, HD 1, as amended in HD 2, be adopted.

Representative Amaral moved that the reports of the Committee be adopted and H.R. No. 294, HD 2, and

H.C.R. No. 318, HD 2, be adopted, seconded by Representative Ward.

Representative Alcon rose to speak in favor of the resolutions, stating:

"The title of these resolutions is regarding the human rights abuses that the government of Northern Marianas has been imposing upon some of the citizens of other countries, and being under the United States, I think they should know better than what they are doing at this point.

"I know very well, Mr. Speaker, that the Interior Department had sent some people over to the Marianas to investigate, and what they have found seems to be true, and I couldn't just let it go by. Otherwise, the press might think that we are ignoring it.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 294, HD 2, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO INVESTIGATE HUMAN RIGHTS ABUSES IN THE COMMONWEALTH OF NORTHERN MARIANAS," and H.C.R. No. 318, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO INVESTIGATE HUMAN RIGHTS ABUSES IN THE COMMONWEALTH OF NORTHERN MARIANAS," were adopted.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1805) recommending that H.R. No. 156, HD 1, be adopted.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1806) recommending that H.C.R. No. 150, HD 1, be adopted.

Representative Amaral moved that the reports of the Committee be adopted and H.R. No. 156, HD 1, and H.C.R. No. 150, HD 1, be adopted, seconded by Representative Ward.

Representative Thielen rose to speak in strong support of the resolutions, stating:

"I'm not sure if the members know about the magnitude of violence in our society. This information has been provided to me by the Hawaii State Commission on the Status of Women. One in four girls and one in six boys will experience some form of sexual abuse before age 18. Of American women alive today, 25 million either have already been raped or will be raped once during their lives. If every woman victimized by domestic violence in 1989 were to join hands in a line, the string of people would span from New York to Los Angeles and back again. More than half of all homeless women are on the streets because they are fleeing domestic violence. There were more women wounded by rapists in 1989 than marines wounded in all of World War II.

"An American Association of University Women study reports that 81 percent of students in grades eight to twelve have experienced unwanted sexual behavior at school, and harassment, as we all know, Mr. Speaker, impedes a child's ability to learn because of a hostile environment.

"A 1994 study conducted by the Hawaii's Attorney General estimated that 9,660 adult women in Hawaii were victims of attempted or completed crime of rape in 1993. Only one in twenty-five reported the violent crime to law enforcement.

"In 1992, a study conducted by the Hawaii State Commission on the Status of Women estimates that at least 20 percent of women in Hawaii, ages 18 to 64, have been the victims of domestic violence.

"The magnitude and cost of violence is so immense that it requires a partnership among parents and school personnel, private and public agencies, legislators and the Governor, to seriously reduce physical and sexual violence in our schools, families and communities.

"The resolutions before us today recognize the need for long-term investment toward a safe, violence-free future. These resolutions offer all of us the opportunity to place Hawaii on the cutting edge of solving the problem of violence in our state and to be a role model for the rest of the country.

"I strongly urge my colleagues to vote in favor of these measures and, Mr. Speaker, if I may, I would like to have a further analysis from the Hawaii State Commission on the Status of Women be placed in the Journal under my remarks," and the Chair "so ordered."

Further analysis from the Hawaii State Commission on the Status of Women is hereby inserted:

#### "THE COST OF VIOLENCE:

How do you place a dollar amount on the loss of a loved one through manslaughter or murder?

How do you determine the cost to the child or adult survivor of violent crime who has to live with the physical and emotional wounds of physical or sexual assault? How do you account for the extra time from their lives which they must spend in medical care or mental health counseling healing from these wounds? What dollar amount do you place on intrusive thoughts throughout the day and night terrors which cause child and adult victims of violent crime to relive the violence?

What price tag do we place on each person's right to be safe and free from fear of violence? The community pays when teachers and students are afraid to go to school. The community pays when its citizens are afraid to walk or jog in their neighborhoods at night or early in the morning. The community pays when we are afraid to let our children play in the yard, go to school, or bicycle to the neighborhood store.

Millions of dollars are spent on prisons, offender treatment and rehabilitation, the criminal justice system, law enforcement, counseling and services for crime victims, and child protective services.

The cost will continue to escalate unless we form a partnership among schools, families and the community and plan for the future.

#### QUESTIONS AND ANSWERS REGARDING THE RESOLUTIONS

**Why should violence prevention knowledge and skills be integrated in public school curricula, grades pre-kindergarten through twelve?**

First, violence prevention is complex, yet as important to our lives as reading, writing, and arithmetic. Every child should have the opportunity to learn basic violence prevention knowledge and skills, including violence awareness, gender equity, tolerance, non-violent conflict resolution, and violence-free communication in an age appropriate and culturally relevant manner.

Second, the current efforts through the DOE's conflict resolution and sexual harassment prevention programs, and the violence prevention presentations provided by the member agencies of the Hawaii State Coalition Against Sexual Assault and various domestic violence programs, do not reach every student in every school. The integration of violence prevention into school curricula is much more cost effective for a problem as insidious as violence.

Third, the answer can be found, at least in part, within a study concerning sexual violence in Hawaii. In the spring of 1990, a study conducted by the SATC of 500 Oahu youth, ages 12 to 17, documented pervasive rape accepting attitudes. The study found that among these youth:

- \* 79% believed that a girl cannot be forced to have sex if she really doesn't want to.
- \* One-half of the students justify the use of force in order to obtain sex 'if the girl gets the guy sexually excited.'
- \* One out of three believe that girls sometimes say 'no' when they really mean 'yes.'
- \* Of those, the average number of times a girl needs to say 'no' to be believed was 6.

This is the type of faulty knowledge that results in sexual assault. We know from our study that this faulty knowledge must be replaced with accurate information. We also learned from our Youth Education Project that the knowledge and skills taught in our presentations was retained most when the presentation involved a series of three class periods and homework rather than just one class room presentation. We also know that learning is best achieved through repetition, interaction with the information, and through a variety of media.

#### What is the cost of passing these resolutions?

There are no requests for appropriations from the legislature attached to these resolutions. The Hawaii State Commission on the Status of Women has agreed to facilitate the council and take responsibility for report preparation because it has set violence prevention as one of its primary goals. The Hawaii State Coalition Against Sexual Assault has committed \$1500 to this statewide violence prevention strategies data gathering and legislative report initiative. These resolutions grew out of a grassroots effort that expands participation on a daily basis. The partnership includes concerned citizens, parents, teachers, counselors, school administrators, health and human service private, non-profit agencies, church groups, and a variety of community and professional organizations. Many of the participants have expressed a willingness to go back to their organization and request some monetary support for this effort. The public sector, private non-profit participants, and interested citizens will be asked to participate by attending meetings when possible and responding to requests for data on current violence prevention activities. They will also be asked to contribute their best critical thinking to this process."

Representative Amaral then rose to speak in support of the resolutions, stating:

"Mr. Speaker, just as you have been very well informed about the appalling numbers of cases of violence against women, similarly those numbers apply to men in our society and, quite frankly, that men are confronted three times the number of violence that takes place against them, in particular, minority men and men in poverty. Violence knows no gender, Mr. Speaker, and we are a

society that essentially tolerates more violence than we do peace.

"I am pleased at the passage of these resolutions, far more than I am at the passage of budget items for more cops on campuses because this is the direction that intelligent people must take if there is to be a future worthwhile for our children.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 156, HD 1, entitled: **"HOUSE RESOLUTION ESTABLISHING A VIOLENCE PREVENTION COORDINATING COUNCIL TO ADDRESS THE INTEGRATION OF VIOLENCE PREVENTION CURRICULA IN PUBLIC SCHOOLS TO PREVENT VIOLENCE IN HAWAII'S HOMES, SCHOOLS, AND COMMUNITIES,"** and H.C.R. No. 150, HD 1, entitled: **"HOUSE CONCURRENT RESOLUTION ESTABLISHING A VIOLENCE PREVENTION COORDINATING COUNCIL TO ADDRESS THE INTEGRATION OF VIOLENCE PREVENTION CURRICULA IN PUBLIC SCHOOLS TO PREVENT VIOLENCE IN HAWAII'S HOMES, SCHOOLS, AND COMMUNITIES,"** were adopted.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1807) recommending that H.C.R. No. 72 be adopted.

Representative Amaral moved that the report of the Committee be adopted and H.C.R. No. 72 be adopted, seconded by Representative Ward.

Representative Yonamine rose to speak against the resolution, stating:

"First, let's be very clear. This requests the Governor to designate December 7 of each year as Pearl Harbor Remembrance Day, and we should be very clear about December 7th. We will never forget what happened on December 7th and the thousands of service people who died and thousands of others who were injured. We can never forget that and we will never forget that for sure.

"What this is is Pearl Harbor Remembrance Day. This Remembrance Day is a takeoff on the JAACL -- Japanese American Citizens League's Remembrance Day. We've been here before, recognizing Remembrance Day. That's the day when the Executive Order was signed by the President to evacuate all Japanese and Japanese Americans to the detention camps in World War II. That is the Remembrance Day.

"My only objection to it is this: This Remembrance Day is a ploy to counteract the Remembrance Day that we have been observing for years and years, and this is what I object to. We don't have a copyright, of course, to Remembrance Day but this, to me, is a veiled attempt to counteract a day of infamy which was the day when the President signed that Executive Order to evacuate all Japanese and Japanese-Americans, including residents of Hawaii, to detention camps during World War II.

"And for that, Mr. Speaker, I would say, please, let's keep that Remembrance Day in mind for the JAACL and not for Pearl Harbor Remembrance Day because we have other opportunities and ceremonies that go on to let us always remember that day of infamy.

"Thank you very much."

Representative Stegmaier then rose and stated:

"Mr. Speaker, if the previous speaker is accurate in explaining what the intention of the resolution is, I would like to register my reservations about this," and the Chair "so ordered."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 72, entitled: **"HOUSE CONCURRENT REQUESTING THE GOVERNOR TO DESIGNATE DECEMBER 7 OF EACH YEAR AS 'PEARL HARBOR REMEMBRANCE DAY',"** was adopted, with Representative Yonamine voting no.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1808) recommending that H.C.R. No. 195, as amended in HD 1, be adopted.

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

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1809) recommending that H.R. No. 91, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 91, HD 2, entitled: **"HOUSE RESOLUTION URGING THE AIRLINE INDUSTRY TO PROVIDE MORE SCHEDULED AIR SEATS TO HAWAII,"** was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1810) recommending that H.C.R. No. 82, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 82, HD 2, entitled: **"HOUSE CONCURRENT RESOLUTION URGING THE AIRLINE INDUSTRY TO PROVIDE MORE SCHEDULED AIR SEATS TO HAWAII,"** was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1811) recommending that H.R. No. 122, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 122, HD 1, entitled: **"HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO ADDRESS CONCERNS RELATED TO POLLUTION OF WAIKIKI AREA BEACH WATERS,"** was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1812) recommending that H.C.R. No. 114, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 114, HD 1, entitled: **"HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO ADDRESS CONCERNS RELATED TO POLLUTION OF WAIKIKI AREA BEACH WATERS,"** was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1813) recommending that H.R. No. 225, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 225, HD 2, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENTS OF BUDGET AND FINANCE, ACCOUNTING AND GENERAL SERVICES, ATTORNEY GENERAL, LAND AND NATURAL RESOURCES, AND EDUCATION TO EXAMINE THE FEASIBILITY OF THE BUDGETING OF PROPOSED EXPENDITURES AND THE APPROPRIATION OF MONEYS TO MEET ANTICIPATED EXPENDITURES FOR THE CONSTRUCTION OF PUBLIC SCHOOL FACILITIES FOR TWO FISCAL BIENNIUMS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1814) recommending that H.C.R. No. 233, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 233, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENTS OF BUDGET AND FINANCE, ACCOUNTING AND GENERAL SERVICES, ATTORNEY GENERAL, LAND AND NATURAL RESOURCES, AND EDUCATION TO EXAMINE THE FEASIBILITY OF THE BUDGETING OF PROPOSED EXPENDITURES AND THE APPROPRIATION OF MONEYS TO MEET ANTICIPATED EXPENDITURES FOR THE CONSTRUCTION OF PUBLIC SCHOOL FACILITIES FOR TWO FISCAL BIENNIUMS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1815) recommending that H.R. No. 269, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.R. No. 269, HD 2, entitled: "HOUSE RESOLUTION CREATING A TASK FORCE TO STUDY POTENTIAL USES OF THE WAHIAWA RESERVOIR," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1816) recommending that H.C.R. No. 88, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 88, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION CREATING A TASK FORCE TO STUDY POTENTIAL USES OF THE WAHIAWA RESERVOIR," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1817) recommending that H.C.R. No. 168, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 168, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN INTERIM SESSION COLLABORATIVE PROCESS BETWEEN PUBLIC AGENCIES AND PRIVATE SECTOR PROVIDERS OF SERVICES TO FAMILIES AND CHILDREN IN EARLY CHILDHOOD TO ESTABLISH A PRO-FAMILY PREVENTIVE SERVICE SYSTEM," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1818) recommending that H.C.R. No. 256, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Ward and carried, the report of the Committee was adopted and H.C.R. No. 256, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING AND SUPPORTING THE USE OF THE MARIMED FOUNDATION'S SAILING SCHOOL VESSEL 'TOLE MOUR' TO EXPAND THE RESIDENTIAL CAPACITY OF THE KAILANA PROGRAM FOR HAWAII'S EMOTIONALLY IMPAIRED ADOLESCENTS AND ADOLESCENTS IN NEED OF SPECIAL EDUCATION SERVICES," was adopted.

#### MATTER DEFERRED TO THE END OF THE CALENDAR

**Stand. Com. Rep. No. 1808 and H.C.R. No. 195, HD 1:**

Representative Amaral moved that the report of the Committee be adopted and H.C.R. No. 195, HD 1, be adopted, seconded by Representative Ward.

At 2:05 o'clock p.m., Representative Tom asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 2:08 o'clock p.m.

At this time, Representative Tom offered an amendment to H.C.R. No. 195, HD 1, as follows:

"SUPPORTING THE WILL OF KE ALI'I BERNICE PAUHAH BISHOP AND REQUESTING THE JUSTICES OF THE SUPREME COURT OF HAWAII TO CONTINUE TO HONOR THEIR COMMITMENT TO UPHOLD THE WILL OF KE ALI'I BERNICE PAUHAH BISHOP.

WHEREAS, Ke Ali'i Bernice Pauahi Bishop was the great-granddaughter of Kamehameha Ekahi and as such was recognized as a Chiefess of rank and fortune; and

WHEREAS, Princess Pauahi was an educated, compassionate, and far-sighted woman who was highly respected and revered by Hawaiians and non-Hawaiians; and

WHEREAS, in her lifetime the Princess' care and concern was for the welfare of her people and their ability to cope in an everchanging society; and

WHEREAS, even in the midst of her pain and suffering before passing away in October of 1883, the Princess was still concerned enough about her legacy of education to work continuously on her Will; and

WHEREAS, the estate of Princess Bernice Pauahi Bishop was established to provide educational opportunities to Hawaiian children who were otherwise academically neglected and unable to function or succeed in an increasingly alien homeland; and

WHEREAS, Princess Pauahi intended for the Kamehameha Schools to last in perpetuity and therefore created her Will in such a way and manner as to ensure that that educational institution would be protected and provided for forever through the careful management of land and the careful selection of its trustees; and

WHEREAS, eminent domain proceedings have caused the Estate to suffer the loss of estate lands; and

WHEREAS, such proceedings necessarily impinge upon the ability of a native Hawaiian private trust to determine for itself when and if it should divest itself of its assets; and

WHEREAS, certain groups appear determined to erode what she has created by pursuing the taking of her land, the abolition of her intent to have the Supreme Court Justice of Hawai'i select her trustees, and the denial of her right to determine who shall teach and who shall learn at the schools that she established; now, therefore,

BE IT RESOLVED by the House of Representatives of the Eighteenth Legislature of the State of Hawai'i, Regular Session of 1995, the Senate concurring, that the Legislature support the Will of Ke Ali'i Bernice Pauahi Bishop and further support the trustees of her estate in their fight to protect the tenets of her Will; and

BE IT FURTHER RESOLVED that the Justices of the Supreme Court of the State of Hawai'i are requested to continue to honor their commitment to uphold the Will of Bernice Pauahi Bishop by selecting the trustees of the Princess' estate through the criteria established in her Will; and

BE IT FURTHER RESOLVED that certified copies of this Concurrent Resolution be transmitted to Chief Justice Ronald T. Y. Moon and Associate Justices Robert G. Klein, Steven H. Levinson, Paula Nakayama, and Mario Ramil; and to Bishop Estate trustees Gerard Jervis, Oswald Stender, Richard Wong, Henry Peters, and Lokelani Lindsey."

Representative Tom moved that the amendment be adopted, seconded by Representative White.

Representative Tom rose to speak in support of the amendment, stating:

"Due to concerns expressed by members in the body, we have presented here a floor amendment to House Draft 1. Basically, we first amended the title, for the benefit of those sitting in the audience interested in this resolution. We've just amended the title to state: 'SUPPORTING THE WILL OF KE ALI'I BERNICE PAUAAHI BISHOP AND REQUESTING THE JUSTICES OF THE SUPREME COURT OF HAWAII TO CONTINUE TO HONOR THEIR COMMITMENT TO UPHOLD THE WILL OF KE ALI'I BERNICE PAUAAHI BISHOP.'

"On page 1 of House Draft 1, we deleted the last 'WHEREAS. . .' On page 2 of the resolution, we deleted the four 'WHEREAS. . .' and in its place, we have substituted three WHEREAS positions. If I may, I would just like to read it real quickly what we have placed in the floor amendment:

'WHEREAS, eminent domain proceedings have caused the Estate to suffer the loss of estate lands; and

'WHEREAS, such proceedings necessarily impinge upon the ability of a native Hawaiian private trust to determine for itself when and if it should divest itself of its assets; and

'WHEREAS, certain groups appear determined to erode what she has created by pursuing the taking of her land, the abolition of her intent to have the Supreme Court Justices of Hawai'i select her trustees, and the denial of her right to determine who shall teach and who shall learn at the schools that she established;'

"In the 'now, therefore,' provisions, Mr. Speaker, finally in the 'BE IT FURTHER RESOLVED. . .', we have added the words 'are requested', so it now reads:

'BE IT FURTHER RESOLVED that the Justices of the Supreme Court of the State of Hawai'i are requested to continue to honor their commitment to uphold. . .' and the rest is the same.

"We have also made some technical, nonsubstantive changes and, Mr. Speaker, that is the essence of the floor amendment."

Representative Case then rose to speak against the amendment, stating:

"Mr. Speaker, I appreciate the effort of the Chair of the Judiciary Committee to remove some provisions of the offending resolution. However, let's be very clear about what this resolution still has in it.

"This resolution asks this body to confirm, to validate, to say it's okay to a procedure which has long been controversial. That involves the Supreme Court's continued role in the nomination and selection of Bishop Estate trustees.

"So essentially, let's be clear about the amendment. The amendment throws some scraps to some of the people that were objecting to other portions of the resolution, but retains the guts of the resolution, and they can be found on page 2, lines 16 through 20. The Chair has just read those provisions, and this view is further supported by the fact that the portions of the resolution as amended which follow remain as introduced, which is that they resolve that this concurrent resolution shall be transmitted to the Justices of the Supreme Court.

"Mr. Speaker, it pains me to stand and speak against a resolution when I know that I am going to be accused of thereby being anti-native Hawaiian. I know that I am going to be accused of being anti-Bishop Estate.

"All I am concerned about is the validity of the Judiciary, the integrity of the Judiciary, the integrity of our government. We are obviously at a low point in terms of the public esteem in government, and resolutions such as this, when this Legislature is asked to validate questionable practices, don't help at all.

"So I want to make very clear right now that my focus is on the Supreme Court, my focus is on the Legislature. My focus is not on the fact that Bishop Estate happens to be a trust that assists native Hawaiians, a very important trust. I would be standing here saying the same thing were the situation to involve the Campbell Estate or some Big Five company. It has nothing to do with Bishop Estate.

"It has to do with the fact that the consequence of the Supreme Court's continued participation in the nomination and selection of Bishop Estate trustees creates doubts in government, and if we are trying to create a good government, we should get away from that practice.

"Now, that practice creates those doubts for two reasons. . .

At this point, the Chair interrupted and said:

"Representative, you're deviating from the amendment. There may be time enough for that when we go back to the main resolution."

Representative Case thanked the Chair and said: "I'll do that."

The motion to adopt the amendment was put by the Chair and carried by voice vote. (Representative McMurdo requested a no vote)

Representative Case rose to speak against H.C.R. No. 195, House Draft 2, stating:

"The problem with the pending resolution, as amended, continues to be that it validates the practice of the Supreme Court in selecting Bishop Estate trustees, and, as I was saying, there are two problems with that. The first is that this same Supreme Court decides cases that come before it from the Bishop Estate. Let's not make any mistake about it ... the Bishop Estate is the largest private landowner in this state. The Bishop Estate wields tremendous power; the Bishop Estate controls a lot of land.

"The fact is that they are involved in a lot of litigation. They are involved in a lot of appeals. Over the last decade, they've been involved in thirteen appeals. They are going to go on being involved in appeals. So the same people that are selecting the trustees, that essentially have to evaluate that Estate from the perspective of the selection of trustees, have to turn around the next day and evaluate the merits of a case.

"Now, I'm not standing here in front of this body and saying that the Supreme Court has in fact shown favoritism. I frankly don't think it has, but that doesn't matter. The fact that I think that doesn't matter. The public may think that, and is that worth the risk? Is that worth the risk of the public not having confidence in our Supreme Court?

"The second reason that it is such a bad practice is that I believe that it has in fact subverted our judicial selection process. In essence, the reason it has done that, or at least has given the appearance of doing that, is because, let's face it again, the Bishop Estate trusteeship is one of the most priceless, coveted plums in our entire society, and it is only getting more so. And so there is a tremendous incentive for anybody to be appointed a Bishop Estate trustee, and the only way they can get appointed right now is by getting three out of the five members of the Supreme Court to say that they are going to be appointed.

"Therefore, it doesn't take a lot of surmising to realize that people are interested in the appointment of Supreme Court Justices, not exclusively because of their powers and capabilities as judges, but because of their inclinations in terms of the appointment of Bishop Estate trustees. And when that is true, when we add that ingredient into the process, it presents a whole chain reaction that has the potential of subverting that judicial selection process so that we are not getting the best judges to practice as judges. They are up there to select Bishop Estate trustees.

"I'm not saying that I know it has happened -- I'm just saying there's the possibility and there's the appearance of impropriety, and other people besides myself do believe that it has happened. Now that doesn't create any confidence in our Judiciary and so I ask myself ... why is it worth it that we continue with this practice when there are so many obvious problems?

"The answer given by the proponents of this resolution is because this is the Bishop Estate, because this is the will of the Princess, and I agree. The will of the Princess is a valuable instrument. The Bishop Estate will go on for decades and centuries as one of the most important

ingredients of our society, but that doesn't mean that that will is any more sacrosanct than any other will that comes before a court. That doesn't mean that we should make a special exception for that will. Other wills that appoint trustees have been interpreted by courts to simply decline to exercise those trustee appointments. This particular court hasn't done it.

"But what we are being asked to do is to say to that court ... hey, it okay, don't worry, keep on doing what you're doing. It's okay with us. I don't think we should be taking that position.

"My other objections to this resolution are numerous. First, it's a misuse of the resolution process. The members know that there's a bill pending before this body right now that would be directed at the removal of the Supreme Court from its function as the appointer of charitable trusts. That's a bill; that's a proposed law. It's pending in the Labor Committee; it was heard there and it's deferred until next session.

"This resolution was introduced as an end run around that process. This resolution was introduced without adequate debate and it's coming before us without adequate debate. The fact that we're sitting here debating it right now means that many of the issues involved with this resolution have not been thoroughly sifted out. So let's not pretend that this is 'just a resolution.' Resolutions have effect; resolutions are used in courts; resolutions are introduced by people; resolutions are pointed at as the word of the Legislature. This resolution has an effect. We should be careful before we take this move. We have not done that.

"I have already spoken to the substance of why I think the Supreme Court's participation is wrong. But I think there is another reason, and that is that this resolution re-emphasizes unnecessarily a perception of a direct link between the Bishop Estate and the power that it possesses and our Legislature. We obviously haven't helped over the years. We have let a sitting Speaker of this House also serve as a trustee.

"I had hoped that we were moving away from that. I had hoped that we could at least distance ourselves so that we could treat the Bishop Estate as we would any other major component of our system. But by sitting here and saying to the Supreme Court as one branch of government to another -- please, it's okay, you can go ahead and continue a controversial practice -- I don't think gets us away from that role. It only reinforces a perception that I had hoped to leave behind.

"This resolution also presents a divisive issue at the wrong time in terms of our deliberation on many, many complicated issues dealing with native Hawaiians. This session only, we're dealing with the resolution of the Department of Hawaiian Home Lands claims. As I've stated previously, over the next five years we'll have to deal with a much larger and more complicated issue having to do with the resolution of the sovereignty issue. Those are complicated issues. We have a fragile alliance; we have fragile lines of communication going right now between members of our society over this issue. This drives a wedge into that, unnecessarily it drives a wedge. Why do it if we don't have to do it?

"I think it's just bad government. I think it's us taking a stand that interferes with another branch of government. I know we've introduced the bill. I put it up there for discussion. I obviously have my belief as to the substance, but to say this to the Supreme Court in terms of a seemingly innocuous resolution of the House, I don't think passes the litmus test. A lot of people look at this role of the Supreme Court in the selection of the Bishop

Estate trustees as really a litmus test of good government. I realize very well that that opinion is perhaps not an opinion that is held, or a debate that is had, in all parts of our state, in all districts of our state. I do think it's debated enough in our state that we should worry about taking a side in an issue that is regarded as such a litmus test of good government.

"So I really come down to it in the end and I say to myself ... on the substance, it's a mistake. We should be going in the other direction. We have time to go in the other direction. We have a mechanism to go in the other direction. We have a mechanism to have a debate about going in the other direction. I obviously have my opinion on the substance, but I think I have to ask myself ... what's the rush? Why are we doing it so fast? Why are we doing it now? Why not debate it? Why not defer it? Why take a position right now? Why do it by this resolution?

"And lastly, I think we have to keep our eye on a bigger goal, and that's good government, that's improving our standing with the public. We're asking the public to do all kinds of things. We're asking them to come through some tough times with us. You know, I've worked hard as many members have -- all members, I should say -- to improve our standing. We've taken some stands already. We've virtually unanimously not accepted a pay raise. I think that sends a good message out there ... we're in this with you.

"You know we're going to have to go through tough cuts in the next couple of years. We need all the credibility we can get from the public, and this doesn't help. This goes in the wrong direction, so I urge the members to vote against this resolution and let this debate happen in the forum that it should be had.

"Thank you very much."

Further prepared comments by Representative Case are hereby inserted:

"Mr. Speaker, today I must test the patience of my colleagues. But I respectfully request their careful attention and consideration as I attempt to explain the impact of this unfortunate proposal. I ask them to pull out the resolution, read it carefully, and ask themselves whether this is really what they think this body should do.

"Mr. Speaker, on its face this resolution appears to be one with which no reasonable person could disagree. Clearly we all recognize the respect and admiration in which Princess Bernice Pauahi Bishop was held and continues to be held. Clearly we all acknowledge the vital role of the Kamehameha Schools, the sole beneficiary of her estate, in the fabric of our society. Clearly we all agree with the preservation of the general intent of her will: to provide adequately for those schools and their mission.

"But please make no mistake whatsoever about the primary purpose of this resolution, which is found on page 2, lines 24 to 28. That purpose is to obtain legislative validation -- I repeat, legislative validation -- of a practice which has done more to subvert the public perception of the integrity of our judicial branch of government -- and, in the process, our legislative and executive branches -- than most others. I refer to our Supreme Court's unfortunate continued role in the selection of Bishop Estate trustees.

"As such, this resolution is diametrically opposed to House Bill 2243, which I introduced earlier this session with the cosponsorship of 30 other members of this body.

That bill was heard by the Labor Committee, and further action was deferred.

"With respect to the resolution, it is indeed unfortunate that, in endeavoring to preserve the integrity of our judiciary and increase public confidence in our government, I must oppose those who believe so deeply in the mission of the Bishop Estate. Unlike many others, I have no personal quarrel with the Estate. I think a case can be made that the Hawaii Land Reform Act has not accomplished its purpose. I have no great problem with trustee commissions, if the trustees are discharging their responsibilities competently. I admire the Estate's successes and share its concerns.

"But I want to be very clear that this issue is not about the Bishop Estate per se, but about the integrity of our judiciary and our government. This issue is about whether the affairs of the highest court of our state should be so intertwined with those of our state's most powerful private entity, the possessor of power so vast that it singlehandedly owns more than 5 percent of all land in our state, that its basic land use decisions make or break people, organizations, districts, that trustee positions have been actively sought by the very highest leaders of all three branches of government: the ultimate High Three! To me, this issue would be no different were the Supreme Court to function as the selector of trustees of, say, the Campbell Estate, or the president of a Big Five corporation.

"Please allow me to review briefly the historical perspective of this issue. Princess Pauahi's will, probated after her death in 1884, set up the Bishop Estate and stated that trustee vacancies were to be filled by a majority of the justices of the Supreme Court.

"At that time, unlike today, Supreme Court justices not only decided appeals from the trial courts, which is their main role today; they also served as probate judges. In other words, the trial judges who, after a person died, were the judges who distributed the dead person's assets and appointed trustees to trusts set up in wills. So there was nothing unusual or magic then about a person's will asking the Supreme Court justices to appoint trustees: that was simply the practice of the time, and Princess Pauahi's lawyers were simply following that practice.

"In the early 1900s, the Legislature changed that practice by establishing the separate probate courts and taking that power from the Supreme Court. When that happened, even though wills like Princess Pauahi's designated the Supreme Court justices as the trustee selectors, those functions were transferred to the probate court. The Supreme Court continued to select Bishop Estate trustees only because the then-justices in effect changed the will terms to interpret them as providing for selection by the justices as individuals.

"The terms of Princess Pauahi's will have also been changed by other courts who found those terms unconstitutional. For example, a will requirement that Kamehameha Schools teachers had to be Protestant was removed by the federal courts. So there is nothing unusual about wills being modified by subsequent laws or court decisions; there is no rule of law that wills are somehow superior to legislative or judicial action.

"What is unusual today is for our Supreme Court justices to appoint trustees, and they have declined to do it in other circumstances. For example, in 1989 a woman named Sadie Smith died and left a will designating the justices to appoint her trustees. The Supreme Court simply declined to accept that role.



"Today, to my knowledge, the Supreme Court functions in this role in only two situations.

"The concerns the Supreme Court no doubt had with functioning in that role in the Sadie Smith matter are compounded to an incredible extent in the case of the Bishop Estate, which was simply not as large and powerful when created, or in the early 1900s, as it is today. Please let me outline the massive problems this situation creates today.

"First, the Supreme Court, at the very time that it is entangled in the affairs of selecting the Estate trustees, must also sit as the final judge of legal matters affecting the Estate, and there thus exists at least the possibility or appearance of a conflict. (Please note that the conflict rules under which judges and lawyers operate are much stricter than those affecting legislators.) This is no idle possibility: in the last decade, at least thirteen cases to which the Bishop Estate was a party were submitted to the Supreme Court.

"I must emphasize strongly that I do not believe any favoritism was shown or actual conflict exhibited by the Supreme Court justices in any of these cases. I have known many of the justices personally and have faith in their personal integrity. But, the fact that I as a lawyer know these justices and have that faith is not relevant to the problem of the appearance of favoritism to the general public and the resulting impact on the perceived integrity of our judicial system.

"Second, the Supreme Court's role as Bishop Estate trustee selector has the real potential of undermining and perverting our judicial selection process. To summarize briefly, working backward, the Supreme Court nominates the trustees. The Governor nominates the Supreme Court justices, the Senate consents or rejects the nominations. The Judicial Selection Commission nominates the nominees to the Governor. The Judicial Selection Commission members are chosen partly by election, and partly by nomination by the Governor, the Chief Justice, and the leaders of this House and the Senate.

"At any point in this process, the interests of any party in the ultimate appointment of a particular potential justice based, not on judicial capability, but on trustee selection inclinations, could come into play. I am not generally a conspiracy theory fan, but I do not think it is at all unlikely that attempts to influence the process solely toward the end of trustee selection, not that of ensuring the best justice, have been made.

"The third concern with the Supreme Court's trustee selection role is simply the meshing of the power of our judicial branch with that of the Bishop Estate. Mr. Speaker, I do not doubt the sincerity with which many well-meaning citizens support the continuation of this anachronistic practice. But I am equally confident that, within the bowels of the Bishop Estate, there are those, much more accustomed to the ways of power and influence than I, who are deeply covetous of the direct pipeline into the inner workings of the Supreme Court afforded them by this process, a pipeline afforded virtually no other person or entity in Hawaii.

"Given these concerns, which are shared by many others besides me, why do some hang on so tightly to this practice? Its proponents make these arguments.

"First, they say, we should honor the will. Yes, we should, but neither this nor any other will is sacred when it comes into conflict with sound public policy as set by the Legislature or the judiciary. This very will has been altered at least twice already.

"Next, they argue that any other selection process would have its own flaws, so why not stick with this one. Yes, another selection process might be flawed, but it would not implicate and pervade the judicial branch, not to mention the other branches of our state government. As I said at the outset, my only concern is with the integrity of the judicial branch. I also decline to agree that other selection processes would not result in full competent trustees.

"A third reason, voiced in testimony at the hearing on this resolution, pains me greatly. It went, virtually word for word, like this: 'why are they objecting now just when we are getting some Hawaiian trustees?' I agree that some of the recent trustee appointments have been very strong and hold promise for the Estate. But the end does not justify the means, and I cannot believe that another selection process would not have yielded just as positive a result.

"The fourth reason is perhaps the most honest, and that is that we should keep doing it this way because it has become a part of Hawaii's history. I can appreciate the emotional appeal of that reasoning, but the same argument was issued to justify, for example, the denial to women of the right to vote: It was still wrong.

"In fact, there is no good reason to continue the practice. Reduced to its essentials, the cost is too great for the benefits purportedly realized given the available alternatives.

"Mr. Speaker, before I close please allow me to provide these additional reasons why this resolution is such a bad idea. First, let us all recall that resolutions express the sense of an entire body of this Legislature. We may sometimes consider them innocuous, but others don't. Citizens and organizations use them in their debates with their fellow citizens and groups. Lawyers argue them to courts; courts consider them in their decisions. We'd better be careful what we resolve, or it may come back to bite us.

"In the case of this resolution, our whole state is engaged in a great debate over the resolution of past wrongs against native Hawaiians, the proper form, if any, of self-determination, and the role to be played by organizations such as the Bishop Estate. In this debate there is a time and a way for the Legislature, as a body, to speak, and a time for it to withhold its judgment.

"This resolution asks this body to pick sides in major components of that debate. I respectfully suggest to members that that action is not only vastly premature, but vastly dangerous. That debate should be allowed to continue -- to ripen -- before we take it up, as we eventually must.

"Second, this resolution mischaracterizes the Hawaii Land Reform Act and seeks to have this body, by resolution (not by act), repudiate that law, on the books now for almost 30 years. For example, in the last paragraph of page 1, the resolution states that Hawaii's state and county governments have enacted eminent domain laws constituting 'theft'. But the Hawaii Land Reform Act as fully debated and adopted by this legislature, fully administered by the Governor, fully defended by the state in court, and fully ruled constitutional by the U.S. Supreme Court.

"Mr. Speaker, as I said at the outset, I think it is an open question whether the Hawaii Land Reform Act has accomplished its stated purposes. But if we are to engage in that debate, let a member of this body exercise his or her right to introduce a repeal bill, let us debate the proposal in committee and on the floor. Let us not slink

around behind the scenes trying to slide that result by the members and the public via resolution.

"Third, this resolution would have this body resolve, in effect, that the Bishop Estate should somehow be above the law. For example, in the second paragraph on page 2, the resolution speaks of a determination to destroy the Princess' creation through the 'denial of her right to determine who shall teach...at the schools that she established.'

"But it was not just some inconsequential person that said it was unconstitutional for the Kamehameha Schools to employ only Protestant teachers -- it was the second highest and highest courts of our land. This will, like any other will, this organization, like any other organization, is subject to the law. Do we, as a Legislature, really want to say differently?

"Mr. Speaker, a great American had a dream. I have my own humble dream, and that is that the public's perception of our government and of us is enhanced so that when I go back to my district to explain my vote on an unpopular but correct decision like the Hawaiian Home Lands claims settlement, I am met with trust, not suspicion. And when I talk with my fellow attorneys about the judicial selection process, or my clients about an appeal to the Supreme Court, I am able to project confidence, not hesitancy.

"I refuse to accept that the current rampant cynicism toward government -- toward us -- is simply a consequence of a difficult time, or entirely the fault of a hostile press. We have opportunities to improve our standing, a little bit or a lot, every day. If we don't take those opportunities when they arise and make them, we will continue to lose our ability to govern effectively.

"Mr. Speaker, a vote against this resolution, innocuous as it may appear, is one such opportunity. Let us not compound obvious problems by lending them the endorsement of the Legislature.

"Thank you."

Representative Amaral then rose to speak in favor of the resolution, stating:

"Mr. Speaker, make no mistake about it. The primary purpose of House Concurrent Resolution 195 is found on page 2, lines 9 through 14, which state: 'BE IT RESOLVED by the House of Representatives of the Eighteenth Legislature of the State of Hawai'i, Regular Session of 1995, the Senate concurring, that the Legislature supports the Will of Ke Ali'i Bernice Pauahi Bishop and further supports the Trustees of her estate in their fight to protect the tenets of her Will.'

The second purpose of this resolution is found on lines 16 to 20: As amended, 'BE IT FURTHER RESOLVED that the Justices of the Supreme Court of the State of Hawai'i are requested to continue to honor their commitment to uphold the Will of Ke Ali'i Bernice Pauahi Bishop by selecting the trustees of the Princess' estate through the criteria established in her Will.'

"You, Mr. Speaker, can read these prefaces as well as I can, as well as my learned colleagues can. Although we can all read, however, not all of us can understand plain language. Contrary to what you have been told, it is not, I repeat, it is not the intention of this resolution to 'subvert the public perception of the integrity of the judicial branch of government.'

"As the previous speaker had noted in his written comments that are now entered into the record, the

Representative from Manoa would have us believe that the only way to solve the problem regarding the loss of credibility to both the courts and this Legislature is by breaking the Will of Princess Pauahi Bishop.

"The Representative would have us believe that this resolution which has no impact of law will now be the basis for undermining the Land Reform Act, the integrity of the Supreme Court, the credibility of the Legislature, and will probably bring about the end to civilization as we now know it.

"The comments of the Representative, now entered into the record, exceed the contents of this resolution by four-and-a-half pages, and none of his six-page commentary is accurate.

"The Representative from Manoa takes advantage of his standing to ascribe to motivations never envisioned by the offer of this resolution, never debated by the body that approved this resolution, and never intended by this signatory nor the four others that signed this resolution as well.

"Some leeway, Mr. Speaker, is usually given members that are new to this body, but we all know that this is a difficult process and the first year is the time to learn. No leeway, however, can be given a member that would attack another member of this body, namely myself, as trying to 'slink around behind the scenes, trying to slide that result, that is the repeal of the Land Reform Act by the members and by the public via resolution.'

"The last I heard, Mr. Speaker, resolutions are heard in the same manner that bills are heard. The last I heard, a notice was created for a public hearing of this resolution. Anyone could have testified; in fact, Mr. Speaker, many did, and the last I heard, the Representative from Manoa was a member of this Committee that heard this resolution and could not convince the majority of the members present of his strange interpretation of this resolution, nor did he even attempt to amend the language of this resolution that he so strenuously objects to, whether he uses his unique standing to hold court on this peculiar interpretation in an attempt to undermine this member and those colleagues that support this resolution.

"I am tired of political opportunists who use Kamehameha Schools and Bishop Estate as a stepping stone to higher their career. I am tired of legal diatribes we must endure when we address issues in support of Princess Pauahi's Will.

"And finally, I will not be judged and labeled as someone with little or no understanding of the respect and the honor a class of people share in the dream of their Alii, regardless of how lengthy his rationale.

"House Concurrent Resolution 195 was the creation of the Hawaiian Civic Club of Honolulu that is seated behind me. It was passed during the Association of Hawaiian Civic Club's Annual Convention in 1994 on Maui. It is important to put things in perspective.

"First, the Hawaiian Civic Clubs have been bringing resolutions to this Legislature for years. Almost from the moment that Club was formed by Prince Kuhio in 1918, Civic Club resolutions have found their way to the Legislature of the Territory; that practice continues and the Legislature has long recognized Civic Club resolutions as the expression of an organization deeply concerned and involved in Hawaiian issues. Sometimes there is agreement, sometimes not. But it provides legislators with a different point of view. There are 46 clubs in the Association in six states on the continent and on all the

islands. Each November, all clubs come together for four days in convention to perpetuate the facets of the Hawaiian culture, as well as to discuss current issues and deliberate on resolutions submitted by clubs.

"And this is important, Mr. Speaker, because the Representative from Manoa, in Committee and via his memo, has suggested that H.C.R. 195 was drafted in diametric opposition to a bill he introduced on January 27, 1995. Nothing could be further from the truth.

"The process of submitting Civic Club resolutions to convention begins this summer prior to the convention. The deadline for submittal is sixty days prior to the convention, that is September 12, 1995, and referrals are made to Standing Committees with copies sent to all clubs for their review and discussion at the convention in November. Clubs send their delegates to committees, prepared to defend, oppose, amend, adopt or hold resolutions, not unlike this process here. In 1994, forty-four resolutions were submitted and deliberated upon by committees and in floor debate.

"This particular resolution, now House Concurrent Resolution 195, went through the convention with strong support, just as all resolutions in support of Kamehameha Schools/Bishop Estate have, ever since the Land Reform Act started to diminish the trust corpus thirty years ago. Copies of the resolution were transmitted by the President of the Association of Hawaiian Civic Clubs, who is also seated in the audience. To you members, in January this resolution was drafted and acted upon before the Representative from Manoa was a Representative from Manoa.

"Putting the time frame aside, Mr. Speaker, I want to briefly address the issue of the Supreme Court appointments of trustees to charitable trusts, and there are basically only two. It is fairly well known that early appointments by the Supreme Court fail to protect the disgracefully exploited Alii trust set up to benefit Hawaiians. The great estates of King Lunalilo, Queen Kapiolani and Queen Emma have all been diminished and terminated so that pitifully few benefits are left for those in need. Is it because recent Supreme Court appointments are not fighting hard to protect what remains of the Bishop and the Liliuokalani Estates that the method of the appointment is now being questioned? Maybe we need to think about that, too.

"And finally, Mr. Speaker, allow me to quote our senior Senator, as he compared American Indians and Hawaiians in his keynote address to the native American Indian Conference this week. He said: 'They've lost their lands, their culture, and their way of life. They've suffered economically and educationally. The struggle for control of native lands continues today.'

"Thank you for your forbearance, Mr. Speaker."

Representative Swain then rose to speak in favor of the resolution, stating:

"Before I address the merits of the resolution, I feel it necessary to state some historical facts so we can accept the context of this. As many of you know, the Hawaiian population, conservatively estimated at 400,000 at the time of western contact, plummeted to less than forty thousand by the end of the 19th century. Cultural and political oppression added to that demise. In this century, the affairs of the remaining forty thousand would not even survive. The Alii cared for their people and they could not abide such suffering and desolation. In the face of these sobering circumstances, the only option left to the Alii was to devote their personal resources to the

different needs of their people in a manner intended to achieve the greatest impact.

"Queen Emma's concern was Hawaiians and others in need of medical attention; King Lunalilo's concern was the Hawaiian kupunas -- the elders; Queen Liliuokalani's concern was Hawaiian orphans; and Princess Pauahi Bishop's concern was the education of the Hawaiians. Pauahi believed that education could reverse the tragic decline of the Hawaiian people, to give them the opportunity to someday regain their place in what would be a vastly different Hawaii. As the sole heir to the Kamehameha family lands and with the support of her husband, Charles Reed Bishop, the Princess placed more than 434,000 acres into a perpetual trust for the establishment and perpetual operation of the sole beneficiary of her estate -- the Kamehameha Schools. Kamehameha School for Boys opened in 1887 and today we celebrate the centennial of the opening of Kamehameha School for Girls.

"Tens of thousands of young Hawaiian men and women, generation upon generation upon whom I am one, with prudent stewardship of lands and other assets held in trust, have benefitted from the Princess and from her vision. Today, part Hawaiians are an increasing segment of the population of the State of Hawaii. The wisdom, compassion and foresight of Pauahi and her fellow Alii play a significant role in the success of Hawaiians today and in the future.

"In view of this history, I challenge my colleagues to do everything that we can to support these trusts, to honor the wills of the Alii who established them. To do otherwise is truly to perpetuate the impression that nearly extinguished the Hawaiian people not so very long ago.

"Having to go from written remarks is very difficult and strange for me, but I felt the need to do this today because I wanted to put certain points across.

"As we turn to the merits of the resolution, I am ashamed to say that the actions of we in government, that today poses the greatest threat to Pauahi's Will. Her instructions and her Will on the sale of her lands, seeing how a state of comparable size in value such as that left by King Lunalilo could be reduced to a shadow of its original greatness by below market liquidation of its landholdings, Pauahi, in her Will, forbade the trustees from selling her lands unless necessary for the establishment and maintenance of the schools, or in the best interests of her estate. Because of this, her estate grew and was able to reach more and more children with every passing year.

"If history repeats itself when we enact Chapter 516 and we call it land reform, we justify our actions by pointing to the fact that Kamehameha Schools/Bishop Estate made a lot of money off this. They made over \$800 million off the sale of those lands. The problem with that is that it shows back-to-back sales -- sales that took place immediately after they were forced to give up these lands, have also placed in the hands of others, moneys that should have gone to Kamehameha Schools and to the beneficiaries, moneys that is estimated today to be at \$2.5 billion, that have totally been taken out of the pockets of the beneficiaries of the Kamehameha Schools/Bishop Estate.

"When we look at the problems of the teachers, the reason Pauahi Bishop wanted to have Protestant teachers is because of the upbringing that she had had, the rules that she was taught as a child Alii by the members of this Protestant religion. And then there are those that now come and try to change that. People delude themselves into believing that they can promote their own prejudices,

indulge their own narrow-minded fears at the expense of a Hawaiian trust whose sole purpose is to educate the Hawaiian children.

"When we look at Pauahi's instructions and how the trustees will be appointed, and when she wrote the Will, she appointed the initial Board of Trustees by name, and then asked people whom she believed to be of high moral character and integrity to fill the vacancies thereafter. These were the Justices of the Supreme Court. Cynics today criticize this process as hopelessly political. The truth is that any process will be political and the process Pauahi chose is one that we should respect.

"If we were to follow the arguments set forth by Representative Case, my honorable colleague from Manoa, the Supreme Court should not be nominated by Governor Cayetano, it should not be confirmed by the Senate because of public perception. But the perception would be that if the Governor and the Senate had influence on the nominating process, selecting process, the Supreme Court would then be beholden to the state or the individuals involved and, therefore, their decisions on matters of the state would be tainted. Public perception would feel that. Maybe to get politics out of the system, we should have our Supreme Court Justices be elected to office. Wouldn't that be wonderful! Then we would have to deal with the influence of contributors and how the public might see that. These men and women are chosen because we believe them to be of high character, unquestionable integrity, and to possess the gifts of discernment and judgment. That is why we choose them today, and that is why the Princess chose it in her Will. They chose the trustees as individuals and not as Supreme Court Justices. They are Supreme Court Justices because of who they are as individuals.

"When we talk about public perception dealing with the integrity of our Justices, and if you were to go out on the street today and ask your constituents to name those men and women who they consider to have low morals and a low degree of integrity, I would guarantee you that these men and women would not be named. Can we say the same for those of us that sit here in this building today? These are the people that we respect, we hold them in high esteem. Public perception does not put them down to a level of low morality and low integrity. Public perception still view the Supreme Court Justices as men and women of the highest esteem. They are the ones that should be choosing people who will be directing the affairs of one of the largest estates here in the State of Hawaii, and the beneficiaries need to have people directing them who they can trust.

"As a beneficiary, one who has benefitted, I promise you that we, the beneficiaries, trust the system as it is.

"Thank you very much."

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

"Mr. Speaker, for all of my adult career, I have sought to be an advocate of those who are the weakest among us, and as a legislator I have been most concerned with the conditions -- educational, health and otherwise -- of the native Hawaiian people. And so I tend to look at issues as to how they relate to the weakest among us and, in particular, the native Hawaiians, as it relates to this resolution.

"It seems to me, Mr. Speaker, that this resolution asks us to conclude that the current process and product of a system by which our Supreme Court appoints the trustees has served the Hawaiian people well, and as someone who was honored to be involved in helping to write a

Hawaiian history textbook, I read the Will and I would like to quote a portion of the Will: 'I direct my trustees to invest the remainder of my estate in such manner as they may think best and to expend the annual income in the maintenance of said schools, meaning thereby the salaries of teachers, the repairing of buildings and other incidental expenses, and to devote a portion of each income to the support and education of orphans and others in indigent circumstances, giving the preference to Hawaiians of pure or part aboriginal blood.' It seems to me, Mr. Speaker, that that is the very spirit of the estate, that every Hawaiian child is really the goal of this estate -- the education of every child.

"In 1992, a report was done by Probate Court that thoroughly analyzed the ability of the Estate to essentially carry out the provisions of the Will. They found that while, yes, the campus is a wonderful one, it serves three thousand children which is only six percent of the population. And, yes, they found that the conditions of the native Hawaiian population and health and otherwise were still very much to be desired. The author is James Duffy, and in a newspaper report, it indicated: 'Duffy is pained at the stinginess in spending on education of an estate, with already existing great land wealth ranging from \$8- to \$35 billion and the certainty of accumulating still more.' In 1991/1992, the Bishop Estate spent nearly \$74 million on education which probably was less than one percent of the Estate's value.

"I ask you, has the current system of selecting trustees resulted in an adherence to the true spirit of this Will? The Bishop Estate trustees today receive nearly nine hundred thousand dollars a year. This year we struggled to find money for the Hawaiian Immersion Program. Why, if the Estate trustees were to swallow hard and plummet into poverty with only five hundred thousand dollars income, they could fund the Hawaiian Immersion Program quite well.

"Mr. Speaker, if the purpose of this resolution is to assert that the Will is being followed, I certainly cannot agree. I would quote another portion of the Will which is just as pertinent and just as much a part of the state's obligation: 'I also direct that my said trustees shall annually make a full and complete report of all receipts and expenditures and of the condition of said schools to the Chief Justice of the Supreme Court or other highest official in the country, and to also file before him annually, an inventory of the property in their hands and how invested, and to publish the same in some newspaper published in said Honolulu.'

"Mr. Speaker, in March of this year, our newspapers were reporting ... 'The Attorney General's Office is required by law to annually review the activities of the \$10 billion estate.' The Deputy Attorney General, Kevin Wakayama, who has performed this review since the 1980s said the Estate has now refused to give him a copy of its audited financial statements. 'Without the auditor's report, I can't do the minimum this office is supposed to do to discharge our responsibility.'

"Mr. Speaker, is the Will being followed? I would contend that the current system has not created a governance of this estate that fits the spirit of this Will, that there are native Hawaiian children all throughout our wonderful state that are not touched by Bishop Estate/Kamehameha Schools by their programs, and we have the specter of trustees who are now making personal investments and then taking the estate's resources and making investments on top of that.

"Mr. Speaker, is this following the spirit of the Will? Is this supporting the native Hawaiian people? I am very much concerned if we are asked to make a public policy

statement through this resolution that we endorse the way things are going, that at least my primary criteria -- is it helping the weakest among us? And are the native Hawaiian children being adequately educated? With the enormous resources at their disposal of this estate, I have my doubts. Mr. Speaker, I think everyone in this honorable body feels deeply the sense of injustice that history has perpetuated. I think all of us know that former, current and probably future Legislatures will fall short of delivering true justice.

"What we have before us today, Mr. Speaker, though, is that we have been entwined through a Will, in policies and in the selection process that we did not seek, and we are being asked to say to our Supreme Court ... yes, this is a terrific process; please continue it. And as we struggle because every single one of the native Hawaiian children is also our responsibility, it's not that it's just Kamehameha Schools' responsibility -- we all bear that burden of educating everyone and a special responsibility for this group of people. And as we struggle with our resource needs, we have to look what other opportunities are there. I can remember several years ago, unsuccessfully trying to convince both Bishop Estate, OHA, and other organizations that they should put a little more money into Hawaiian health programs. I was very unsuccessful in that discussion.

"And here we have in the state, whose trustees are making more than most trustees of charitable trusts. The newspaper articles are very clear that there's almost no one out there, including the heads of major, major nonprofit hospitals -- they make \$300,000 -- that this particular system has encouraged people not to think of those children, those children who are not privileged to be involved in what I consider one of the most terrific schools that exist, but all those other children who cannot share in that. And we are being told that the current system of selecting the Estate trustees has worked to their benefit and that the Will is being followed, and we want them to follow the Will. How about the financial reports? How about those other kids?

"Mr. Speaker, I urge that this resolution should be set aside. I think we need a little more thought on this, and it doesn't have to do with our state finances. It has to do with our responsibility as trustees of every living person in this state.

"We should not be endorsing a policy that, number one, will be taken to court; and number two, I believe a majority do not feel comfortable with it, and I believe I have talked to many native Hawaiians who are not happy with the behavior and the structure and the governance of their estate.

"Thank you very much, Mr. Speaker."

Representative Arakaki then rose to speak in favor of the resolution, stating:

"In doing so, I would like to provide two concepts. One is called 'Malama Aina' and the other is called 'Makaala.' Malama Aina, of course most of us know, is to care for the land, that the land, especially in Hawaii, is very precious. The other, Makaala, is to be watchful, to be vigilant.

"We've had earlier discussions, Mr. Speaker, about the Hawaiian Home Lands settlement and I think through the discussions, we found that, in fact, when it came to taking care of the land and being vigilant, that we, in fact, were not. And some characterized ourselves, the Legislature, as an institution, as trustees for the public lands for the Hawaiians when it comes to Hawaiian home lands. In essence, we're paying the settlement because we

have failed; we have not been watchful. And as an institution, as well as the administrators, we allowed some of that trust to be diminished and some of that to be wrongfully used, and now we're trying to make it right -- to have pono.

"We also had another heated debate about the taking of the corpus, or the possible taking of the corpus, from the OHA trust. So there are many instances where, I think, through legislative actions, we can see how the trust can be diminished and the land can be taken away. On a larger scale, we have seen it happen in our country over a long history to our native American Indians. We've seen it in the Pacific islands, we've seen it in many other indigenous populations across the world. You take away the indigenous and the native land base, and eventually you'll broke a spirit and diminish their power.

"I guess it's difficult in this situation because we're talking about a specific trust, but in concept I think what we would like to say through this resolution is that, we need to protect the land, we need to protect the trust, and we need to protect what the native Hawaiians believe were important values.

"I agree with the previous speaker. I don't think the Bishop Estate has done enough to fulfill their trust obligations. I think they could do a lot more with the resources that they have and, in fact, through previous resolutions, the Hawaiian Affairs Committee has asked that more be done for the Hawaiians through early childhood education, and we will continue to ask them to do that. However, in order to do that, they need to retain their resources and their ability to continue to produce resources for the education of the current population of Hawaiians as well as future populations.

"I can also understand the concerns of many other members because we've had former legislative leaders who are now trustees for Bishop Estate, and the perception of the close ties. I also had problems when our former Speaker used to provide legislation that seemed just a promotional special interest, but I guess I am looking beyond the perception that as a policymaker, especially as the Chair of the Hawaiian Affairs Committee, that we can't just base our decisions on perceptions. We need to rise above that and look at what is righteous and pono for the Hawaiian people.

"For those reasons, Mr. Speaker, I am in support of this resolution and ask that others support it as well.

"Thank you."

Representative Hiraki then rose to cast his no vote, and the Chair "so ordered."

Representative Kawanakoa then rose to speak in support of the resolution, stating:

"My major concern with the opposition to the passage of this resolution is that our Supreme Court Justices are very concerned about continuing to make the selection of the Bishop Estate trustees. They have actually gone out to other public communities and other community organizations and asked ... 'Is this right?' And they are very concerned about the appearances it may provide to the public of them continuing to make the selection. So as far as this resolution, it lets them know that we think it's okay for them to continue to do what they've done for all this time. I think it's appropriate to simply continue with the same process.

"My other concern is that, if the justices were to decline, nothing is forcing them to continue in this capacity, but if they were to decline nominating and

choosing future trustees, what would we be left with? Where would we turn? By law, it would then become the purview of the Probate Court judge. In that instance, the judge may take particular actions and ask for a bill of instructions and ask the current trustees and look into the Will and ask community members what they might want to have as a selection process.

"It was actually raised at our Committee hearing on this resolution that perhaps an alternative would be to have the current remaining four trustees pick the new fifth trustee. That concerns me very much.

"I think our justices, as has been mentioned by others, are of the highest esteem and we do merit all of their integrity, and I think it is appropriate for them to make this decision at this time, especially with no other alternative in sight.

"My other concern is that, as we perhaps erode away at the Will and put our opinion, put our desires in front of that of the Will of Princess Pauahi, what will we do next? It has been mentioned by the previous speaker from the Makiki area that the trust has not proven to do a very good job. It's not educating enough Hawaiian children. It's made bad use of its resources and so forth. Will we then substitute, perhaps his opinion or my opinion on how best to spend that money, how to best educate these Hawaiian children? Will we begin to creep into that realm?

"And I look at our own public education system. Where are we with that? How can we be attempting to substitute our opinion on how we would manage these resources, the way we would spend these resources. How can we substitute our opinion for theirs when I think we haven't done all that we could on our public sector education.

"So I think with these concerns, it's very difficult for me to vote against this resolution and I shan't vote against this resolution. I think it's appropriate that we do continue this process for there has not been a better process mentioned on the floor today, nor do I see one forthcoming.

"With those concerns, I will vote very strongly with a 'yes' on this resolution and I encourage the other members to do so.

"Thank you."

Representative Saiki rose to cast his no vote, and the Chair "so ordered."

Representative Hamakawa rose to cast his no vote, and the Chair "so ordered."

Representative Stegmaier rose to cast his no vote, and the Chair "so ordered."

Representative McMurdo rose to cast her no vote, and the Chair "so ordered."

Representative Garcia then rose to speak against the resolution, stating:

"I want to preface my remarks by alluding again to the senior Senator from Hawaii in our meeting this morning with the freshmen Democrats. One of the items for discussion was how the freshmen could perhaps further their careers and have a more fulfilling career in politics and the good Senator offered his advice, one of which was that we should learn the art of compromise.

"I can appreciate what Chairman Tom and the Leadership have done in offering these amendments to the resolution, in effect, trying to reach a compromise that would placate those of us who would oppose this resolution. I regret that the amendments have not gone far enough.

"Essentially, this resolution still speaks to sanctioning the practice of how the trustees are appointed to the Bishop Estate, and I cannot believe or condone that we would have a branch of our government so intimately involved in the affairs of a private concern. This state Supreme Court is charged, is duty-bound, with applying the laws of our country which, by the way, is the same country that stood by the nationally sanctioned marines to take over the kingdom of Hawaii, and I cannot help but wonder ... if the Princess had lived long enough to witness this takeover, will she perhaps rethink the provision in her Will that allows for this court to appoint trustees to oversee her trust.

"When I was in Washington, Mr. Speaker, I had to defend many times the efforts of our senior Senator, in trying to see how this country could reconcile this takeover with various probation measures that sought to improve the livelihood of the native Hawaiians. It was very difficult because I had to go over the history of the takeover and the reason why this country is obligated to do what it can to make good on that takeover. I note that this country owes a long-due apology which doesn't go very far enough, and we will continue to do what we can to see how we can have this same country honor the native Hawaiians' effort at sovereignty.

"Let me close by offering some words about self-determination, perhaps a solution how we could rethink this process of appointing trustees. Why can't the beneficiaries of the trust be charged with appointing the trustees to fulfill the legacy of the Princess? I would think if the Princess would have looked down at this process, I think she would be proud and honored to see that the graduates of the Kamehameha Schools, her beneficiaries, charged with the appointment of the trustees and that they would fulfill the legacy.

"Thank you."

Representative Yamane then rose to speak in favor of the resolution, with reservations, stating:

"I am concerned with some of the arguments that Representative Case of Manoa brought up and several other Representatives, and I would hope that this body, with its policymaking authority, would look to see that these concerns are looked into.

"Thank you."

Representative Nekoba then rose to cast his aye vote, with reservations, and the Chair "so ordered."

Representative Isbell then rose to speak against the resolution, stating:

"The reason that I am casting a no vote basically has nothing to do with really, at the present time, the system, but rather the fact that there is a group of residents at Keauhou (Kona) who are presently in a lawsuit against Bishop Estate for the Heia wastewater system, and I think that this resolution may impact their lawsuit. Whether or not that's a good lawsuit or whether they win or lose, the use of this resolution could be in the courts because, obviously, it will end up in the Supreme Court, and there is a certain amount of conflict of interest when you are appointing the very trustees that these people are saying

did wrong in their transfer of the Heia water system to the county.

"I would also suggest to you, Mr. Speaker, since this resolution says that we would like to send a strong message to the trustees of the Bishop Estate, that your investments are pretty bad, and I think you need to learn a lot more about how you're spending the money. I wouldn't have any problems voting for that one. I think it's outrageous the amount of money that has been lost that could have helped to educate the hundreds and thousands of young Hawaiian children, especially from the island of Hawaii, who rarely get a chance to go to the schools of Bernice Pauahi Bishop -- the Kamehameha Schools.

"I regretfully say I must vote no on this.

"Thank you very much."

Representative Kanoho then rose to speak in very strong support of the resolution, stating:

"May I first commend the Representative from Manoa for distributing, last Friday, his well prepared remarks in opposition to this resolution to all of us. I think that this demonstrates courtesy and class to the highest degree.

"As stated in those remarks, however, at issue are, one, the selection of the Bishop Estate trustees by the justices of the Hawaii State Supreme Court; two, the Hawaii Land Reform Act and that this resolution repudiates that law, on the books now for almost thirty years; and the third issue, as contained in the comments, is that this resolution would resolve that the Bishop Estate somehow be above the law.

"This third point references Princess Bernice Pauahi Bishop's wishes that only teachers of the Protestant faith be employed in her school of the Protestant faith. This practice, as we all know, was challenged and struck down as unconstitutional by both the Hawaii State and the U.S. Supreme Courts.

"What does that mean? Should we then allow or require Protestants, Mormons, Seventh-Day Adventists, Jews, Hindus, Moslems, Buddhists, Shintoists, et cetera, to teach in Catholic schools? Of course not!

"But I ask you, Mr. Speaker, to allow me the time to answer and to respond to the other two criticisms which I believe have been very misguidedly levied.

"First, relative to the Supreme Court's selection of Bishop Estate trustees, or trustees of any other charitable or noncharitable trusts, there is no law that requires, nor encourages, nor suggests, mentions or even hints that the Supreme Court justices, officially or unofficially, select such trustees. These honorable men and women of the highest integrity and demonstrated wisdom have willingly and unselfishly donated their time to perform this most important service to the Hawaiian people. I thank them not only for their time and effort and for subjecting themselves to criticism for their selection decisions, but because we know of no better way that Bishop Estate/Kamehameha Schools trustees can be selected.

"Years ago I was part of a group which felt that the Supreme Court justices should not be involved in this determination, and we embarked on seeking a better way to do it. We exhaustively looked at every conceivable alternative before concluding that there really was no better way than to have these honorable people with the highest credibility, with proven ability to assess all the factors in an issue, with the highest capability and vast experiences to render difficult decisions as part of their

normal responsibilities. Above all, they have their individual and collective reputations and personal integrity to protect. We demand from them a standard higher than any other. And I know, too, that they zealously protect their reputations and integrity.

"Perhaps these are the same reasons that other states have and continue to allow their courts to appoint trustees -- states such as New York, Wisconsin, Massachusetts, West Virginia, New Jersey, Rhode Island, Illinois, Georgia and Texas. These are the only states that I know of. There may be a lot more, and I am sure that there are.

"If this selection process has been or is indeed a controversy and a massive problem to the degree which has been described, or in fact a problem to any degree whatsoever; or if this selection process has not been or cannot remain fair and correct; or if by virtue of trustee selection the Supreme Court could not render unbiased and fair decisions on matters regarding Bishop Estate/Kamehameha Schools, if there was truth in any one of these reasons, I submit that the justices themselves would have already simply and politely refrained from continued involvement in the trustee selection process. I would also submit that the justices realize, for the reasons already cited here and by other members, that this is the best process.

"The question was asked ... why this resolution now? We did hear that a civic club was initially responsible for its genesis. I thank the civic club because there was a House Bill introduced that has already been referenced in this session, which would have prohibited further involvement on the part of justices. Although action was not taken on this measure, I am fearful that its mere introduction and verbiage citing existing controversy and judicial conflict -- which I feel do not exist -- could be sufficient reason for the justices to divorce themselves from the selection process. And as has been expressed, we need some expression that if they choose to continue to do so, then it is okay.

"There was a question asked if the beneficiaries should make the selection. I agree in concept that this would be the best approach. However, as we pondered that option years ago and even now, it would be an extremely difficult task for Hawaiians to come to that kind of an agreement. Reference was made earlier that the Campbell Estate trustees are selected by the beneficiaries. The difference is that there are just a handful of Campbell Estate beneficiaries. We tried really hard to develop a process that the beneficiaries would end up making the selection, and we couldn't come up with a satisfactory alternative.

"The danger of a display of favoritism by the justices was also mentioned. The evidence and rulings of the Supreme Court clearly shows that this is very much to the contrary. We all know, quite well, that in the most crucial and publicized case, that of mandatory residential leasehold conversion which, by the way, has devastated the Estate's holdings in Hawaii, the State Supreme Court ruled against the Estate. And the state's high court likewise ruled against Bishop Estate/Kamehameha Schools in the case of Protestant teacher hiring.

"Please permit me to quickly touch upon Chapter 516, the mandatory residential leasehold conversion statute which was passed by the Hawaii State Legislature in 1967. When challenged in the courts, as had been mentioned in the Manoa Representative's comments, that this law and its constitutionality was upheld by both the state and the U.S. Supreme Courts, that it was created by this Legislature and supported by the Governor. May I clarify that the U.S. Supreme Court didn't hear any

arguments on this matter and in effect said that the decisions rendered by the people through its elected Representatives in the State Legislature which created the law and which was upheld by the State Supreme Court was good enough for them. It was upheld, yes, but without review.

"But, Mr. Speaker and members, that was many years ago. Now, even the U.S. Supreme Court has changed its position on such issues. In the recent Lucas case in the Carolinas where the state prohibited the development of beachfront property, the U.S. Supreme Court determined that this was indeed a taking and ruled in favor of the landowner Lucas.

"With your indulgence, Mr. Speaker, I am trying to cut this short and trying to see what I can cut out."

The Chair interrupted and said:

"Yes, Representative, try and keep it on track, please."

Representative Kanoho continued, stating:

"This resolution also addresses the erosion of land takings such that this measure seeks to repudiate that law, on the books now for almost thirty years.

"It has also been said that the Hawaii Land Reform Act was fully debated and adopted by this Legislature, fully administered by the Governor, and fully defended by the state in court. We could almost use the same argument in describing the taking of the Hawaiian lands back in 1893.

"It has been said that this resolution is an attempt to repeal the mandatory leasehold conversion act, and that is not the case. It is too late for that. Approximately 95 percent of all the leasehold parcels have already been converted. The remaining are probably people who lease the property and are not interested. . .

At this point, the Chair interrupted and advised Representative Kanoho "you have exceeded your ten minutes," whereupon Representative Alcon rose and yielded his ten minutes.

Representative Kanoho thanked the Chair and continued his remarks, stating:

"I will submit to you, Mr. Speaker and members, that the mandatory leasehold conversion law is as unjust and unfair as any that we have heard of and will be looked upon more and more as such as time progresses.

"Let's look at some of the cases. It has been said that with the income generated from the selling of these parcels, that Bishop Estate has been able to invest here and elsewhere and it may be true, but factors indicate that much of what they have sold have been quickly resold at the same time. Let me give you three examples: Tax Map Key 3-5-003-004. The lessee acquired the leased fee interest pursuant to Chapter 516, Hawaii Revised Statutes, for \$884,049. Four months later, the property was sold for \$4.2 million, resulting in a profit of \$3.3 million for the former lessee.

"Another case ... the lessee acquired a leased fee interest for \$101,678. In the same month, that property was sold for \$1.5 million, for a profit of \$920,820.

"In another case, the lessee acquired the leased fee interest for \$1,365,191 and the property was sold in the same month for \$21 million, resulting in a profit of \$18 million.

"Fair and right because it was under the law as has been expressed? Of course not! Often the word 'stealing' was previously used by a certain House member and I think that is a befitting description of the lands which have been lost.

"Mr. Speaker and members, great strides have been made to make amendments to the grave injustices of the past, including payments to the Ceded Lands Trust, and pending payments of \$600 million to the Hawaiian Home Lands Trust. Let us not try to justify, at this point in time, some of the injustices of the past.

"I ask your kokua and the kokua of the members to help us to move forward, and I ask for their support on this measure.

"Thank you."

Representative Takumi then rose to speak against the resolution, stating:

"I think the arguments on both sides of this issue have been very persuasive and compelling; however, my position is primarily due from the perception that if the justices are people of high integrity, honesty and fairness, and I have no reason to believe they are not, and that this resolution really calls for them basically to do their job.

"I just feel, at this time, the resolution is unnecessary.

"Thank you."

Representative Kawakami then rose to speak in support of the resolution, stating:

"Mr. Speaker, just for the record, I am an educational recipient of the legacy of this far-sighted woman, an Alii -- Bernice Pauahi Bishop -- and I would like to say that I fully support her estate, that it continues to carry out the wishes expressed in her Will.

"Thank you, Mr. Speaker."

Representative Ward then rose to speak in favor of the resolution, with reservations, stating:

"This resolution used to be a double resolution. One was asking this body which, in 1967, passed the Leasehold Reform Act to renege and go against itself of which Representative Tom now has amended out, so I think we've made some progress ... we've made the issue a little bit separate.

"I also disagree with that WHEREAS that says certain groups are determined to continue taking land, and that's having to do with the lease to fee condo conversion of which is now in the courts to be decided.

"My reservations however, Mr. Speaker, have to do with, I guess, the structure of the incentives of being a Bishop Estate trustee, and then sticking one's own name into the kitty to be one of those trustees. So I don't think it's the process of what they're charged to do; it's how they're doing it. The same process is the parallel if we were a parliamentary system where all members of Parliament and all of us would put the names in the hat who would be the Prime Minister. Now, who among us would not want it to be ourselves, and therein lies the rub of the Bishop Estate trustees, wanting not to offend the Estate by wanting to become one of them. And I think that's what the gentleman from Manoa is concerned, that there is not an objectivity, there is not an arms length distance in being a trustee and then putting oneself forward as a trustee, as we know those in the parliamentary system all want to become Prime Ministers.



Yes, keep my name in there, therefore I may slant or misjudge perhaps in favor of the Estate in view of my own self interest.

"If, however, the butcher, the baker or the candlestick maker was a trustee, we wouldn't even be talking today. If they were picking every Joe Blow on the street to become trustees, and that is foolishness to misuse their money, but it's who they are putting in there and much of those have to do with a lot of political, blockbuster heavyweights who are well known to us, well respected by us in most cases, but it is the political celebrity status that's gone above and beyond where public perception and the objectivity or the firewall objectivity between me-too, let me be a trustee, and me-too, let me be objective, is being a Supreme Court justice.

"So my reservation is not that the process is that the Supreme Court has to choose the trustees; it is that they have abused the power in choosing among themselves incestuously, nepotistically, or otherwise abusing that power by looking among themselves too closely and, therefore, alluding, or let's say, losing the public in the process of saying -- how can now they rule objectively on a trust when, in fact, they want to be one of the trustees?"

"That, Mr. Speaker, is something that we don't need to judge. It's up to them; they can do that. It's regard the \$900,000 salary. If they want, they can take their salary and put it down also. It's not something that we have to intervene and do to what otherwise is a very difficult job of a few hundred years of history of which a small trust even though, albeit the biggest one and the most resourceful, is attempting to do. It's a very tough job to turn around on people and civilization with an educational and an economic plan.

"Therefore, with those reservations, I say ... let's leave them alone, let's let them reform themselves. We can come back in the future and we can do all these other heavyweight suggestions, but not right now, Mr. Speaker.

"Thank you."

Representative Pepper then rose and requested that his remarks, in opposition to the resolution, be entered into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Pepper's remarks are as follows:

"My opposition to HCR 195, House Draft 2, are based upon the concern expressed by several speakers relative to the potential conflicts or appearance of conflicts when the Supreme Court both appoints Bishop Estate trustees and must pass on matters involving the Estate.

"However, it involves more than that. It involves my concern that adoption of the resolution may indicate endorsement by the Legislature of the portion of the Will of the Princess which required that only members of one religious group teach in the schools. That portion of the Will was decisive and has been declared to be unconstitutional, and it is inappropriate for this body to endorse such a provision. We must, in our actions, always seek to bring all parts of the community together."

Representative Takai then rose to cast his no vote, and the Chair "so ordered."

Representative White then rose to speak in favor of the resolution, stating:

"Mr. Speaker, in contrast to several of the previous speakers, I see nothing sinister or conniving about this measure. Several strongly worded phrases, yes; wording

that may make some of us a little uncomfortable, yes. But I see nothing more in this resolution than an acknowledgement by this body that at the very least, we respect the views of the Hawaiian community and the beneficiaries of the Estate as expressed in this measure.

"A vote in favor of this measure will not initiate the process to repeal the Land Reform Act, nor will it change past decisions of the court. It simply asks this body to be respectful of the wishes of the Princess in our future deliberations.

"Mr. Speaker, as Vice Chair of the Judiciary Committee, I had the honor of chairing the hearing in which this resolution was considered and passed. In the course of the testimony and questions by members, it became clear to me that the Hawaiian community was very concerned over the continued challenges to the Will of the Princess, and the effect that this continued siege is having on the Estate. There were many comments made regarding the constitutionality of these measures, that in many peoples' minds have weakened the Estate.

"It was pointed out that imposition of the Land Reform Act was found unconstitutional, and I agree. It was pointed out that the challenge to the teacher selection criteria was constitutional, and I agree with that. But does constitutionality necessarily equate with what is fair and just? One of the previous speakers pointed out that at one time it was constitutional to forbid women from voting.

"As we discuss this measure today, you may also wish to consider the actions taken by the State of Hawaii with the management of the Hawaiian Home Lands Trust. These actions were also considered constitutional but were they just? Were they fair? Just because something is legal does not necessarily mean that it is just.

"Mr. Speaker, it has also been pointed out that the current selection process creates massive problems of perceived impropriety. And with all due respect to the Representative from Manoa who, in his printed remarks earlier, pointed out that because he knows several of the justices and he knows them to be honorable individuals, that these improprieties probably do not exist. And these perceptions -- they are only perceptions of impropriety.

"I agree that the selection process has its detractors. However, I feel that the greater problem is the perception by the Hawaiian community that others will stop at nothing in their efforts to hobble the Estate and diminish its capacity to provide for its beneficiaries. It concerns me that the move to defeat this resolution is a continuation of this effort.

"We all know that in the process of drafting legislation, it is often appropriate to 'grandfather' certain practices, but this resolution doesn't call for it. Perhaps we should consider this resolution as having the effect of 'grandmothering' the wishes of Ke Ali'i Pauahi.

"This resolution does not require any of us to pick sides as we continue the debate over sovereignty and self-determination; it is merely a statement by this body that we acknowledge and respect the concerns as expressed by the Hawaiian community -- nothing more, nothing less. The resolution states that the Legislature supports the Will of Bernice Pauahi Bishop and encourages the trustees and justices of the Hawaii Supreme Court to uphold their responsibilities under the Will. Would anyone here seriously urge the trustees to do otherwise? I believe everyone would agree that the most important mission of the Bishop Estate is to educate Hawaiian children.

"Approval of this resolution simply sends a message that we feel it is more important for them to focus on education rather than constantly concern themselves with defensive measures to deal with their continued challenges.

"I urge my colleagues to vote in support of this measure.

"Thank you."

At this time, Representative Amaral moved for the previous question, seconded by Representative Swain and carried.

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 195, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE WILL OF KE ALI'I BERNICE PAUAHI BISHOP AND REQUESTING THE JUSTICES OF THE SUPREME COURT OF HAWAII TO CONTINUE TO HONOR THEIR COMMITMENT TO UPHOLD THE WILL OF KE ALI'I BERNICE PAUAHI BISHOP," was adopted, with Representatives Case, Garcia, Hamakawa, Hiraki, Isbell, McMurdo, Pepper, Saiki, Shon, Stegmaier, Takai and Takumi voting no.

At 3:31 o'clock p.m., Representative Amaral asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 3:32 o'clock p.m.

#### STANDING COMMITTEE REPORTS

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1819) recommending that H.C.R. No. 312, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and H.C.R. No. 312, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE MAJOR DISCOUNT CHAINS DOING BUSINESS IN HAWAII TO SELL AND PROMOTE MORE LOCAL PRODUCTS," was adopted.

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1820) recommending that H.C.R. No. 146, as amended in HD 1, be adopted.

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1821) recommending that H.R. No. 152, as amended in HD 1, be adopted.

Representative Amaral moved that the reports of the Committee be adopted and H.C.R. No. 146, HD 1, and H.R. No. 152, HD 1, be adopted, seconded by Representative Thielen.

Representative Yoshinaga then rose and stated:

"I rise to speak in strong support of these resolutions with a quick comment to let the members know that this issue is currently unfairly impacting many of our citizens and especially many of my constituents.

"The example that I would like to share is that the Pacific Grand Condominium, which is behind Holiday Mart, is located in a floodplain and under the new

regulations, their flood insurance premiums have risen from approximately \$1,500 per year to \$23,000 per year under this new regulation. These rates were set up after the Mississippi flood, it is my understanding, and other disasters and are targeted toward single family dwellings. In the event of a flood, the damage to a single family dwelling could be catastrophic and, consequently, the level of coverage needs to be raised.

"However, after talking to various engineers, it is not reasonable to have this kind of level of coverage for a condominium of which many are in my district. These condominiums would be insured for \$40 million under the current plan. The damage that would occur would be generally to the lower lobby levels, landscaping and basement parking. These kinds of damages would be less than \$1 million. All that we are asking is that the rates be adjusted in the federal programs to reflect actual related risks.

"Hopefully, this was just an oversight by the Federal Flood Insurance Agency, and I urge my members to vote in support of these resolutions.

"Thank you very much."

The motion was put by the Chair and carried, and the reports of the Committee were adopted and H.C.R. No. 146, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO URGE THE FEDERAL INSURANCE ADMINISTRATION TO REVISE ITS FLOOD INSURANCE POLICY," and H.R. No. 152, HD 1, entitled: "HOUSE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO URGE THE FEDERAL INSURANCE ADMINISTRATION TO REVISE ITS FLOOD INSURANCE POLICY," were adopted.

At 3:35 o'clock p.m., Representative Nekoba asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 3:36 o'clock p.m.

#### ADJOURNMENT

At 3:38 o'clock p.m., on motion by Representative Amaral, seconded by Representative Thielen and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Thursday, April 13, 1995.

## FORTY-NINTH DAY

**Thursday, April 13, 1995**

The House of Representatives of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1955, convened at 11:43 o'clock a.m., with the Speaker presiding.

The invocation was delivered by Lt. Colonel Karen T. Pressley, U.S. Air Force, after which the Roll was called showing all members present.

The Clerk proceeded to read the Journal of the House of Representatives of the Forty-Eighth Day.

On motion by Representative Amaral, seconded by Representative Thielen and carried, reading of the Journal was dispensed with and the Journal of the Forty-Eighth Day was approved.

**SENATE COMMUNICATIONS**

The following communications from the Senate (Sen. Com. Nos. 621 to 682) were read by the Clerk and were placed on file.

Sen. Com. No. 621, returning House Bill No. 51, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO NOISE," which passed Third Reading in the Senate on April 12, 1995, in an amended form.

By unanimous consent, H.B. No. 51, HD 1, as amended by the Senate, was placed on the Clerk's desk, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 51, HD 1, SD 1, were made available to the members of the House at 11:30 o'clock a.m.

Sen. Com. No. 622, informing the House that on April 12, 1995, the President appointed as conferees on the part of the Senate for the consideration of amendments proposed by the Senate to the following House Bills:

**H.B. No. 1220, HD 1, SD 1:**

Senators Ikeda, Chair; Baker, Bunda, Fernandes Salling, Fukunaga, Kanno, Kawamoto, Solomon, Tanaka, Taniguchi and Liu.

**H.B. No. 1262, HD 1, SD 1:**

Senators Ikeda, Chair; Baker, Bunda, Fernandes Salling, Fukunaga, Kanno, Kawamoto, Solomon, Tanaka, Taniguchi and Liu.

**H.B. No. 1780, HD 1, SD 1:**

Senators Ikeda, Chair; Baker, Bunda, Fernandes Salling, Fukunaga, Kanno, Kawamoto, Solomon, Tanaka, Taniguchi and Liu.

Sen. Com. No. 623, returning H.C.R. No. 142, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION RESPECTFULLY REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT AN AMENDMENT TO THE UNITED STATES CONSTITUTION TO PROHIBIT THE WILLFUL PHYSICAL DESECRATION OF THE UNITED STATES FLAG," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 624, transmitting S.C.R. No. 1, entitled: "SENATE CONCURRENT RESOLUTION

REQUESTING A STUDY ON THE EFFICIENCY OF CURRENT LEGAL NOTICE PRACTICES AND THE FEASIBILITY OF OTHER MEANS OF PROVIDING NOTICE," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 625, transmitting S.C.R. No. 7, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE ANALYSIS ON THE REGULATION OF NUTRITIONISTS," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 626, transmitting S.C.R. No. 26, SD 2, entitled: "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO JOIN IN A CONCERTED EFFORT IN AMENDING THE UNITED STATES CONSTITUTION TO PROHIBIT THE PHYSICAL DESECRATION OF THE UNITED STATES FLAG," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 627, transmitting S.C.R. No. 42, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DEVELOP AND IMPLEMENT AN INTERNATIONAL TECHNO-TOURISM POLICY TO MAKE HAWAII THE ASIA-PACIFIC REGION'S PREEMINENT CENTER FOR SCIENCE AND TECHNOLOGY CONFERENCES," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 628, transmitting S.C.R. No. 47, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN EXAMINATION OF THE KE ALA 'IKE INITIATIVE OF THE HAWAII EDUCATIONAL NETWORKING CONSORTIUM," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 629, transmitting S.C.R. No. 61, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ASSESSING THE SOCIAL AND FINANCIAL IMPACT OF MANDATORY HEALTH INSURANCE COVERAGE FOR ACUPUNCTURE SERVICES," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 630, transmitting S.C.R. No. 74, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION FOOD SERVICES PROGRAM TO PURCHASE ONLY LOCALLY-GROWN BANANAS," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 631, transmitting S.C.R. No. 77, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY HAWAII'S NON-PROFIT CABLE PUBLIC ACCESS CORPORATIONS TO ENSURE THAT THEIR OPERATIONS ARE CONSISTENT WITH PEG ACCESS GOALS," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 632, transmitting S.C.R. No. 80, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DESIGN AND DISTRIBUTION OF SPECIAL MOTORCYCLE LICENSE PLATES FOR VETERANS," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 633, transmitting S.C.R. No. 88, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE DEVELOPMENT OF

VOCATIONAL, TECHNICAL, AND CORE ACADEMIC EDUCATION ('TECH-PREP') PROGRAMS IN HAWAII HIGH SCHOOLS," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 634, transmitting S.C.R. No. 95, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION, WITH THE ASSISTANCE OF THE CONSUMER ADVOCATE, TO REVIEW AND REVISE RULES PRESCRIBING UPDATED SERVICE QUALITY MEASURES AND STANDARDS," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 635, transmitting S.C.R. No. 101, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A GREATER EMPHASIS TO AFRICAN-AMERICAN HISTORY," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 636, transmitting S.C.R. No. 103, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A RISK-ANALYSIS STUDY OF ALL AVAILABLE GEOTHERMAL DATA," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 637, transmitting S.C.R. No. 105, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII'S TELECOMMUNICATION UTILITIES TO ADOPT 'HAWAII JOBS FOR HAWAII'S PEOPLE' POLICIES," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 638, transmitting S.C.R. No. 107, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT A STATE WATER CONSERVATION PROGRAM BE DESIGNED AND DEVELOPED," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 639, transmitting S.C.R. No. 108, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING DIFFERENT OPTIONS FOR STUDENT ASSESSMENT," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 640, transmitting S.C.R. No. 112, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE STATE AND COUNTIES TO PROTECT, PRESERVE, AND PERPETUATE NATIVE HAWAIIAN FORESTS AND RAIN FORESTS," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 641, transmitting S.C.R. No. 137, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REPORT ON THE OVERALL STRATEGY FOR MAINTAINING AND CONTROLLING FERAL PIGS," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 642, transmitting S.C.R. No. 148, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO RENEW THE HIGHLY SUCCESSFUL U.S. SUGAR PROGRAM IN THE 1995 FARM BILL," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 643, transmitting S.C.R. No. 158, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE EMPLOYEES' RETIREMENT SYSTEM TO EXAMINE CERTAIN INCREASES IN BOTH THE CONTRIBUTORY AND NONCONTRIBUTORY RETIREMENT BENEFITS FORMULAE," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 644, transmitting S.C.R. No. 159, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 645, transmitting S.C.R. No. 166, SD 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING EFFORTS TO FOSTER THE GROWTH OF DIVERSIFIED AGRICULTURE WITHIN THE STATE," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 646, transmitting S.C.R. No. 167, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING ALL STATE AND COUNTY AGENCIES TO WORK TOGETHER IN THE INTEREST OF THE PUBLIC TO MAKE IT EASIER, LESS TIME CONSUMING, AND LESS EXPENSIVE TO PRODUCE HOUSING IN HAWAII," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 647, transmitting S.C.R. No. 168, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONSIDER CONVERTING ALL PUBLIC SCHOOLS TO CALENDAR YEAR UTILIZATION (YEAR ROUND EDUCATION) BY THE 1997-1998 SCHOOL YEAR," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 648, transmitting S.C.R. No. 169, entitled: "SENATE CONCURRENT RESOLUTION URGING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO CONSIDER PURCHASING A HOTEL FACILITY TO SERVE AS A SITE FOR THE UNIVERSITY OF HAWAII, WEST HAWAII," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 649, transmitting S.C.R. No. 181, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE, THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES, AND THE STATE FOUNDATION ON CULTURE AND THE ARTS TO EXECUTE ARTISTS' CONTRACTS IMMEDIATELY AND TO REPORT TO THE LEGISLATURE THIS SESSION," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 650, transmitting S.C.R. No. 190, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO INVESTIGATE THE STATE'S AND THE COUNTIES' FUTURE ACTUARIAL LIABILITY FOR EMPLOYER RETIREE CONTRIBUTIONS TO THE PUBLIC EMPLOYEES HEALTH FUND," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 651, transmitting S.C.R. No. 191, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE UNIVERSITY OF HAWAII AND THE DEPARTMENT OF EDUCATION TO INTEGRATE DOMESTIC VIOLENCE PREVENTION INTO THEIR CURRICULUM," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 652, transmitting S.C.R. No. 194, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A VIOLENCE PREVENTION COORDINATING COUNCIL TO ADDRESS THE INTEGRATION OF VIOLENCE PREVENTION CURRICULA, PRE-KINDERGARTEN THROUGH TWELFTH GRADE, TO PREVENT VIOLENCE IN

HAWAII'S HOMES, SCHOOLS, AND COMMUNITIES," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 653, transmitting S.C.R. No. 200, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ANALYZE THE IMPACTS CAUSED BY AGRICULTURAL ACTIVITIES IN THE KAIKA-WAIALUA BAY HYDROLOGICAL UNIT ON MARINE SPECIES IN THE KAIKA-WAIALUA BAY," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 654, transmitting S.C.R. No. 202, entitled: "SENATE CONCURRENT RESOLUTION URGING THE STATE TO IMPLEMENT A CAFETERIA BENEFITS PLAN FOR PUBLIC EMPLOYEES," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 655, transmitting S.C.R. No. 203, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY TO IMPROVE EFFICIENCY, COST EFFECTIVENESS, AND ACCOUNTABILITY IN PROCESSING CLAIMS FILED AGAINST THE STATE FOR WORKERS' COMPENSATION BENEFITS," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 656, transmitting S.C.R. No. 204, entitled: "SENATE CONCURRENT RESOLUTION URGING ALL HAWAII PUBLIC SCHOOLS TO IMPLEMENT A STUDENT CODE OF CONDUCT TO PROMOTE HARMONY, RESPECT, AND AMBITION IN THE PURSUIT OF ACADEMIC EXCELLENCE," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 657, transmitting S.C.R. No. 207, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CONTINUED DISCUSSION AND EXPLORATION OF ETHANOL AS AN ALTERNATIVE FUEL FOR TRANSPORTATION AND POWER GENERATION, AND APPROPRIATE INCENTIVES IN THE DEVELOPMENT OF THIS INDUSTRY," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 658, transmitting S.C.R. No. 212, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO USE ANUENUE ELEMENTARY SCHOOL AS A FACILITY FOR THE HAWAIIAN IMMERSION PROGRAM FACILITY," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 659, transmitting S.C.R. No. 213, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AMFAC/JMB HAWAII, INC., OWNER OF THE OAHU SUGAR COMPANY, TO SET ASIDE LANDS AROUND ITS SUGAR MILL IN WAIPAHU, HAWAII, TO ESTABLISH A HAWAII HERITAGE CENTER AND PARK," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 660, transmitting S.C.R. No. 214, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE THE HAWAII MARITIME INDUSTRY POLICY ADVISORY TASK FORCE," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 661, transmitting S.C.R. No. 216, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN EXAMINATION ON THE FEASIBILITY OF DEVELOPING PROGRAMS THAT PROMOTE THE INTEGRATION OF GEOGRAPHICAL INFORMATION SYSTEMS (GIS) DATA," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 662, transmitting S.C.R. No. 230, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE PROMOTION OF DUAL-USE TECHNOLOGY," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 663, transmitting S.C.R. No. 235, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO DEVELOP A TEN-YEAR FACILITIES DEVELOPMENT PLAN," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 664, transmitting S.C.R. No. 237, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO ADDRESS CONCERNS RELATED TO WATER QUALITY OF WAIKIKI AREA BEACH WATERS," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 665, transmitting S.C.R. No. 242, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING A CONCERTED EFFORT TO PLAN AND IMPLEMENT MEASURES TO FOSTER TECHNOLOGY ECONOMIC DEVELOPMENT ON THE ISLAND OF HAWAII," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 666, transmitting S.C.R. No. 246, SD 1, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO DRINKING WATER TESTING," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 667, transmitting S.C.R. No. 247, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO SUBMIT AN INFORMAL REPORT AND COPY OF MATERIALS RELATING TO CONSOLIDATED REGULATION OF ALL COMMUNICATIONS TECHNOLOGIES IN HAWAII," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 668, transmitting S.C.R. No. 248, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DEVELOP STRATEGIES FOR THE STATE OF HAWAII TO PARTICIPATE IN EFFORTS TO ESTABLISH A HAWAII COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 669, transmitting S.C.R. No. 254, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP, IN COLLABORATION WITH RELEVANT ARTS EDUCATION ORGANIZATIONS, RECOMMENDATIONS ON HOW BEST TO INCORPORATE ARTS EDUCATION INTO THE HAWAII PUBLIC SCHOOLS CURRICULUM," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 670, transmitting S.C.R. No. 256, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO PROVIDE A WRITTEN REPORT TO THE LEGISLATURE ADDRESSING THE FINDINGS AND RECOMMENDATIONS SET FORTH IN THE THOMAS REPORT," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 671, transmitting S.C.R. No. 266, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY ON TRANSFERRING THE TRAFFIC VIOLATIONS

BUREAU FROM THE JUDICIARY TO THE VARIOUS COUNTIES," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 672, transmitting S.C.R. No. 268, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO STRENGTHEN AND STABILIZE THE FUTURE FLIGHT PROGRAM BY WORKING WITH THE UNIVERSITY OF HAWAII TO MAKE THE PROGRAM A LONG-TERM SUCCESS," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 673, transmitting S.C.R. No. 276, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF THE WAIPAHU CENTENNIAL CELEBRATION ADVISORY COMMISSION," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 674, transmitting S.C.R. No. 277, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HOUSING FINANCE AND DEVELOPMENT CORPORATION TO CONSIDER THE GRANTING OF A LONG TERM LEASE OF THIRTY YEARS AT \$1.00 PER YEAR FOR A VACANT LOT ADJACENT TO THE WAIPAHU UNITED CHURCH OF CHRIST TO DEVELOP AND OPERATE A RESPITE CARE SERVICE CENTER," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 675, transmitting S.C.R. No. 279, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO EXPLORE THE POSSIBILITY OF INCREASING THE USE OF HAWAII JOB CORPS STUDENTS AT PERFORMING VOLUNTEER CLERICAL SERVICES THROUGHOUT THE STATE ADMINISTRATION," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 676, transmitting S.C.R. No. 283, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AGRIBUSINESS DEVELOPMENT CORPORATION, THE HAWAIIAN SUGAR PLANTERS' ASSOCIATION, THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, THE DEPARTMENT OF AGRICULTURE, THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES OF THE UNIVERSITY OF HAWAII AT MANOA, THE DEPARTMENT OF HEALTH ENVIRONMENTAL CONSERVATION UNIT, AND THE UNITED STATES DEPARTMENT OF AGRICULTURE NATURAL RESOURCE CONSERVATION SERVICE, AND THE MEMBERS OF HAWAII'S CONGRESSIONAL DELEGATION TO DEVELOP A CLEAR CONSENSUS ON THE VISION, GOALS, OBJECTIVES, AND PRIORITIES OF AN AGRIBUSINESS RESEARCH CENTER AND SET FORTH AN IMPLEMENTATION PLAN," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 677, transmitting S.C.R. No. 286, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH THE CONCEPT OF, AND STANDARDS FOR, GOOD LAND STEWARDSHIP," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 678, transmitting S.C.R. No. 293, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO CONDUCT A STUDY TO DETERMINE BETTER WAYS TO ENFORCE SALES LAWS IN THE SPORTS MEMORABILIA AND

COLLECTABLE MARKETS," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 679, transmitting S.C.R. No. 298, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM AND THE COMMISSIONER OF SECURITIES, IN CONSULTATION WITH OTHER PROFESSIONALS IN THE SECURITIES INDUSTRY, TO DETERMINE THE FEASIBILITY OF ESTABLISHING A NICHE SECURITIES MARKET IN HAWAII, BASED ON HAWAII'S ADVANTAGES IN LOCATION AND GLOBAL TIME ZONES, AND ITS ADVANCED TELECOMMUNICATIONS INFRASTRUCTURE," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 680, transmitting S.C.R. No. 300, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE SUPPORT OF CONTINUED RESEARCH AND INFORMATION DISSEMINATION ON THE USE OF THE NEEM TREE FOR PEST CONTROL IN HAWAII AND THE ASIA-PACIFIC REGION," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 681, transmitting S.C.R. No. 305, SD 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A PILOT PROGRAM TO ALLOW GUIDE DOGS TO ENTER THE STATE WITHOUT QUARANTINE UNDER CERTAIN CONDITIONS," which was adopted by the Senate on April 12, 1995.

Sen. Com. No. 682, transmitting S.C.R. No. 306, entitled: "SENATE CONCURRENT RESOLUTION ASSERTING USE OF THE CORRECT NAME OF PU'U O KAPOLEI," which was adopted by the Senate on April 12, 1995.

By unanimous consent, further action on S.C.R. Nos. 1; 7; 26, SD 2; 42; 47; 61, SD 1; 74; 77, SD 1; 80, SD 1; 88; 95, SD 1; 101; 103, SD 2; 105; 107, SD 1; 108; 112, SD 1; 137, SD 1; 148, SD 1; 158; 159; 166, SD 1; 167, SD 1; 168; 169; 181, SD 1; 190, SD 2; 191; 194; 200, SD 1; 202; 203, SD 1; 204; 207; 212; 213, SD 1; 214, SD 1; 216, SD 1; 230, SD 1; 235, SD 1; 237, SD 1; 242, SD 1; 246, SD 1; 247, SD 1; 248; 254, SD 1; 256, SD 1; 266, SD 1; 268, SD 1; 276; 277, SD 1; 279; 283; 286; 293; 298; 300; 305, SD 1; and 306, was deferred until later in the calendar.

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

Representative Yamane introduced Chris and Marsha (Kabutan) Kroft, long-time friends of his from Palo Alto, California.

Representative Tom then rose and stated:

"Mr. Speaker, I just wanted to add an addendum to that.

"Chris went to law school with me. He went to a better law school than I did, but since that time I had a little more money than he did. I could hire him as one of my readers ... I tried to hire his pretty wife but Chris wouldn't let me.

"But it really is a pleasure to 'see' them today after twenty years and it's like a voice in the past and it's like we never grew up; we all stayed the same. And we had so much fun in law school, and I just want to add my best wishes to them.

"Representative Brian Yamane ... he doesn't do many good things, but one of the great things he did was he introduced Chris to Marsha, and Brian, I've got to give you more credit than you deserve. And also the fact that Marsha is the daughter of the former judge who's since deceased, Judge Kabutan, who was one of the finest people around. So Chris, you really made a great choice.

"But it's just great to see you folks again.

"Thank you, Mr. Speaker."

Representative Kawakami then rose and stated:

"Mr. Speaker, I have to add an addendum to that addendum.

"Marsha was my student for two years, in seventh and eighth grade at Elele School, and I haven't seen her since she left for college, so this is a homecoming to see her and meet her husband, Chris.

"As Representative Tom said, her father was a great county attorney for the County of Kauai for many, many years, and Marsha was one of my star pupils, so I want you all to know that.

"Thank you, Mr. Speaker."

Representative Marumoto then introduced Nancy Regalario, a student at Nanakuli High School and her "shadow" for today; and Leah Hill, a student at Konawaena High School and Representative Isbell's "shadow" for today.

## ORDER OF THE DAY

### DEFERRED RESOLUTIONS

The following Senate Concurrent Resolutions were disposed of as follows:

#### S.C.R. Nos.      Referred to:

- 1                    Committee on Judiciary, then to the Committee on Legislative Management
- 7                    Committee on Health, then to the Committee on Legislative Management
- 26                  Jointly to the Committee on Public Safety and Military Affairs and the Committee on Judiciary
- 42                  Committee on Tourism, then to the Committee on Finance
- 47                  Committee on Economic Development and Business Concerns, then jointly to the Committee on Education and the Committee on Higher Education and the Arts
- 61                  Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management
- 74                  Committee on Agriculture, then to the Committee on Education, then to the Committee on Finance
- 77                  Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management, then to the Committee on Finance
- 80                  Committee on Transportation

- 82                    Committee on Human Services
- 83                    Committee on Human Services
- 88                    Jointly to the Committee on Education and the Committee on Higher Education and the Arts, then to the Committee on Finance
- 95                    Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 101                  Jointly to the Committee on Education and the Committee on Higher Education and the Arts, then to the Committee on Finance
- 103                  Committee on Energy and Environmental Protection, then to the Committee on Finance
- 105                  Committee on Economic Development and Business Concerns, then to the Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce
- 107                  Committee on Water and Land Use Planning, then to the Committee on Finance
- 108                  Committee on Education
- 112                  Jointly to the Committee on Water and Land Use Planning and the Committee on Energy and Environmental Protection, then to the Committee on Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 137                  Jointly to the Committee on Water and Land Use Planning and the Committee on Energy and Environmental Protection, then to the Committee on Finance
- 148                  Committee on Agriculture
- 158                  Committee on Labor and Public Employment, then to the Committee on Finance
- 159                  Committee on Labor and Public Employment, then to the Committee on Finance
- 166                  Committee on Agriculture, then to the Committee on Finance
- 167                  Committee on Hawaiian Affairs and Housing, then to the Committee on Intergovernmental Relations and International Affairs
- 168                  Committee on Education, then to the Committee on Finance
- 169                  Committee on Higher Education and the Arts, then to the Committee on Finance
- 181                  Committee on Higher Education and the Arts, then to the Committee on Finance
- 190                  Committee on Labor and Public Employment, then to the Committee on Legislative Management
- 191                  Jointly to the Committee on Higher Education and the Arts and the Committee on Education, then to the Committee on Judiciary
- 194                  Committee on Judiciary, then to the Committee on Education, then to the Committee on Finance

200 Jointly to the Committee on Ocean Recreation and Marine Resources and Energy and Environmental Protection, then to the Committee on Finance

202 Committee on Labor and Public Employment, then to the Committee on Finance

203 Committee on Labor and Public Employment, then to the Committee on Legislative Management

204 Committee on Education

207 Committee on Energy and Environmental Protection

212 Committee on Hawaiian Affairs and Housing, then to the Committee on Education, then to the Committee on Finance

213 Committee on Higher Education and the Arts

214 Committee on Transportation, then to the Committee on Finance

216 Committee on Water and Land Use Planning, then to the Committee on Finance

230 Committee on Economic Development and Business Concerns

235 Committee on Higher Education and the Arts, then to the Committee on Finance

237 Committee on Energy and Environmental Protection, then to the Committee on Finance

242 Committee on Economic Development and Business Concerns, then to the Committee on Finance

246 Committee on Energy and Environmental Protection, then to the Committee on Finance

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

248 Committee on Economic Development and Business Concerns, then to the Committee on Finance

254 Jointly to the Committee on Education and the Committee on Higher Education and the Arts, then to the Committee on Finance

256 Committee on Consumer Protection and Commerce

266 Committee on Judiciary, then to the Committee on Legislative Management

268 Committee on Economic Development and Business Concerns, then to the Committee on Higher Education and the Arts

276 Committee on Higher Education and the Arts, then to the Committee on Finance

277 Jointly to the Committee on Hawaiian Affairs and Housing and the Committee on Human Services, then to the Committee on Finance

279 Committee on Labor and Public Employment

283 Committee on Agriculture, then to the Committee on Intergovernmental Relations and International Affairs, then to the Committee on Finance

286 Jointly to the Committee on Water and Land Use Planning and the Committee on Energy and Environmental Protection, then to the Committee on Finance

293 Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary, then to the Committee on Finance

298 Committee on Economic Development and Business Concerns, then to the Committee on Finance

300 Committee on Agriculture, then to the Committee on Energy and Environmental Protection, then to the Committee on Finance

305 Committee on Agriculture, then to the Committee on Finance

306 Committee on Hawaiian Affairs and Housing, then to the Committee on Water and Land Use Planning

#### COMMITTEE REASSIGNMENTS

The following House Bills were re-referred as follows:

<u>H.B. Nos.</u>	<u>Re-referred to:</u>
87	Committee on Judiciary, then to the Committee on Intergovernmental Relations and International Affairs, then to the Committee on Finance
1426	Committee on Consumer Protection and Commerce, then to the Committee on Finance

The following Senate Concurrent Resolutions were re-referred as follows:

<u>S.C.R. Nos.</u>	<u>Re-referred to:</u>
78	Committee on Human Services.
193	Committee on Human Services
223	Committee on Water and Land Use Planning, then to the Committee on Finance

#### INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolutions (H.R. Nos. 323 and 324) were read by the Clerk and were disposed of as follows:

H.R. No. 323, entitled: "HOUSE RESOLUTION HONORING AND COMMENDING AIPOPO AIPOPO, JR., PRESIDENT OF THE KALIHI VALLEY RESIDENT ASSOCIATION, FOR HIS GOODWILL AND CONTRIBUTION TO THE RESIDENTS OF THE KALIHI VALLEY HOMES," was jointly offered by Representatives Alcon, Arakaki, Amaral, Anderson, Cachola, Case, Chang, Chun, Oakland, Garcia, Hiraki, Isbell, Ito, Jones, Kahikina, Kanoho, Kawakami, Kawanakoa, Menor, Nakasone, Nekoba, Okamura, M. Oshiro, P. Oshiro, Pepper, Saiki, Say, Shon, Souki, Stegmaier, Suzuki, Swain, Takai, Tarnas, Yonamine and Yoshinaga.

Representative Alcon moved that H.R. No. 323 be adopted, seconded by Representative Arakaki.



Representative Arakaki rose to speak in support of the resolution, stating:

"The resolution speaks well to Mr. Aipopo, Jr.'s accomplishments. I just have a few additional comments.

"Mr. Aipopo, Jr. is being honored here today, not just for his achievements and what he has done for our Kalihi community, but today we pay tribute to the hope and the inspiration that he brings to young people -- to those who reside in public housing and to the Samoan people in the State of Hawaii.

"We all need to be reminded that many of our young people growing up in public housing projects in the city often suffer from their disconnection with nature and culture. Even more so for those who are Polynesians. Many adjust and adapt to their culture of the city and to American values. Many others, however, are lost and fail in school, join gangs, and turn to crime and drugs.

"Mr. Aipopo, Jr.'s Canoe Carving Project is symbolic of what our young people need today. Our youths are like the log that was first brought to the housing -- rough and blemished -- but filled with potential. The vision, loving hands, and great patience, that log was transformed into a vessel that reminds us of the voyaging heritage of indigenous Polynesians.

"The voyages of the Hokuleia, Hawaii Loa and Makaanii to Tahiti and from the Marquesas are more than just demonstrations of seagoing skills of Pacific Islanders. They represent the rebirth of a history that is of greater relevance to Hawaii's kids than Columbus's journey from Europe to the Americas.

"Through this floor presentation, we hope others will be encouraged to emulate our honoree's efforts to empower our young people to resurrect their cultural spirit.

"So, Mr. Speaker and colleagues, please join me in saying -- Paepetai and Aloha to Mr. Aipopo Aipopo, Jr."

Representative Arakaki then introduced Mr. Aipopo Aipopo, Jr. and asked him to stand to be recognized.

Accompanying Mr. Aipopo, Jr. on the House floor were his wife, Mrs. Mele Aipopo; Mr. Earl Kawa'a, Resident Service Branch Manager for the Hawaii Housing Authority; and Mr. Leonard Paresa, Deputy Director of the Hawaii Housing Authority, representing Mr. Mitsuo Shito, and they all rose to be recognized.

Representative Arakaki then asked Ms. Michelle Yu, Information Officer; Mr. Rudy Vallente, Housing Manager for Kalihi Valley Homes; and former colleague, Mr. Bob Nakata, Director of Social Services for Kokua Kalihi Valley, who were seated in the gallery, to stand to be recognized.

Representative Alcon then rose to speak in support of the resolution, stating:

"Mr. Speaker, once upon a time, Kalihi Valley used to be the nest of juvenile delinquencies but ever since the Hawaii Housing Authority, under the guidance of our former colleague, Representative Mits Shito, took over the rein, it has transformed from a nest of juveniles to a nest of good students. In fact, I had a letter from one of the students and I was surprised that one of them is attending Iolani School, which is a good sign that have resulted in upgrading the places at Kalihi Valley Homes. I used to have calls practically every day complaining about this, that and so on, but now, I don't have any calls, so I went

to the doctor the other day and had my ears cleaned because I'd like to hear good news, not bad news.

"I was also fortunate, Mr. Speaker, to participate in the blessing of the canoe; unfortunately, I was unable to attend the luncheon. I understand that it is now on display at the Bishop Museum. It did not sink, Mr. Speaker, so it's a good canoe.

"I would also like to brag to this chamber, our colleagues, that just last week I had donated a computer -- a whole set of computer, including the printer -- to Kokua Kalihi to use for their after-school program. Incidentally, Mr. Speaker, it didn't cost me anything. It was donated to me so I donated it also, in view of the fact that you have supplied our offices with sufficient numbers of computers.

"So I would like to, at this point again, congratulate Mr. and Mrs. Aipopo Aipopo, Jr. for the good work that they have done.

"Thank you, Mr. Speaker."

Representative Chun Oakland then rose to speak in support of the resolution, stating:

"We have so many people before us that are such strong advocates. Aipopo and Mele -- thank you very much for all you do, and to Earl and Len as well, in believing in our youth.

"I think Aipopo has allowed the talents and the beauty of each child to shine through, through music, through art -- all the different things that you do in that community. They are very beautiful children and you believe in them, and we thank you for that effort."

The motion was put by the Chair and carried, and H.R. No. 323 was adopted.

Representative Arakaki presented a Certificate of Recognition to Mr. Aipopo, Jr. and floral leis were presented to the honorees by Representatives Chun Oakland, Alcon, Isbell and Kawakami.

H.R. No. 324, entitled: "HOUSE RESOLUTION COMMENDING EMMETT G. YOSHIOKA FOR HIS CONTINUED SUPPORT OF THE ARTS OF HONOLULU," was offered by Representative Yamane.

Representative Yamane moved that H.R. No. 324 be adopted, seconded by Representative Say.

Representative Yamane rose to speak in support of the resolution, stating:

"Mr. Speaker, members of the House, it gives me great pleasure to introduce Emmett Yoshioka.

"When you think of music, you think of Harry's Music Store. And when you think of theatre, you think of Diamond Head Theatre. Both have been Kaimuki neighborhood institutions for decades. Naturally, they found each other.

"Mr. Yoshioka, second generation owner of Harry's Music Store in Kaimuki, graduated in music studies and who was a music professor, has given countless hours to Diamond Head Theatre as a volunteer. He has served as musical director, pianist, arranger, composer, and as has been mentioned, he has won the Po'okela Award for Diamond Head Theatre on several occasions.

"Kaimuki is indeed fortunate to have Diamond Head Theatre. The theatre, now 80 years old, has been a

landmark in Kaimuki for 43 years. Emmett Yoshioka and Diamond Head Theatre have contributed much to enrich Honolulu's musical and cultural life.

"On a more personal note, Harry's Music Store, the green store in Kaimuki, has been a landmark for my two boys through the years of band also.

"Thank you, Mr. Speaker."

Representative Isbell then rose to speak in support of the resolution, stating:

"I'm not sure that the Harry's Music Store people even know who I am but I know who they are. My husband, being the band teacher at Konawaena High School and Pahoa High School for over 20/30 years, however long it's been, used to buy a lot of his music and we used to go to Harry's Music Store.

"I've been a piano teacher for about ... I won't tell you how many years -- a whole lot ... and I also purchased a lot of music for piano students, and I have always been impressed with the wide variety and range and I found that always it has what I needed. So I want to thank you for that.

"The only problem I have had in the last year is finding a place to park when I go up there and it's been difficult so I just want to let you know, I'll surely be glad when that new building gets done and all of the things next to it, but also to tell you how much I appreciate the inventory that you have, not only of musical instruments but of sheet music and development methods, and all kinds of things for different types of music whether it be piano or voice.

"So, mahalo from the Isbell family."

At this time, Representative Yamane introduced the honoree, Mr. Emmett Yoshioka; his wife, Judy; his parents, Mr. Harry and Mrs. Marian Yoshioka, and asked them to stand to be recognized.

Representative Yamane then asked Caroline and Candace, daughters of the honoree, who were seated in the gallery, to stand to be recognized.

Representative Amaral then rose and stated:

"Mr. Speaker, I can't let this moment pass without also acknowledging the Yoshioka family and Harry's Music Store. They were very much a part of my life as well when I was growing up in Kaimuki.

"Two places were the landmark for me ... I'd stop at Stewart's Pharmacy and get a hamburger and soda at the fountain and, of course, Stewart's is no longer there, and then stop in at Harry's Music Store where the storekeepers were very, very patient with us that would hang out there. We didn't have money to buy the music; we could read it and figure it out, learn it, and then go home and practice it.

"Thank you for your hospitality."

Representative Tom then rose to speak in support of the resolution, stating:

"Mr. Speaker, I cannot help but rise too. I used to live in Kaimuki while I was growing up and I don't think there was a day when I never went into Harry's Music Store to get a record. They don't have records anymore; we outgrew records and now they're CDs, but I'll tell you, it was so much fun. I remember Emmett ... we used to enter talent shows together and I know he recalls

beating me with a group, Andre Dolsey, and I was second place, and it made an impact on my life.

"But I also wanted to add my congratulations to them, and keep up the good work."

Representative Yoshinaga then rose to speak in support of the resolution, stating:

"I just wanted to add my congratulations because growing up in McCully, I would catch the bus up to Kaimuki because I had guitar lessons during high school. That was when we were into guitar music and Joan Baez, and I used to stop by Harry's Music Store. In fact, I got my very first guitar for these lessons from the store, and I have a lot of memories going up to Kaimuki.

"But, thank you very much and aloha."

Representative Meyer then rose to speak in support of the resolution, stating:

"I, too, would like to add my voice to congratulate the Yoshiokas. I am so pleased to see them here today.

"I'm sure they don't recognize me but like Representative Yoshinaga, over the years I have come to depend upon finding what I need in their store. And they truly know the meaning of service. I've been in there when I couldn't remember the name of a song and I'd hum a few bars and they would tell me the song and find the sheet music. They run a wonderful store, and they are very community-minded."

Representative McMurdo then rose to speak in support of the resolution, stating

"I, too, remember the Yoshioka's, especially Harry, because when we first came to the islands in 1957 and, of course, we were going to do everything -- we were going to learn the hula, we were going to learn the guitar, ukelele, everything -- when we lived at Fort Ruger, so it was very convenient to go and get the songs. In fact, I came across a whole stack of 45's that were put out by the 49th State Record the other day. And I believe, didn't Mr. Hal Summers teach somewhere near you -- a ukelele teacher? I thought you had recommended him to our son.

"But I do remember you all, and anytime I go into the Kaimuki area, I always feel at home because Harry's Music Store is still there. Fong Fong's is gone but Harry's Music Store is there."

Representative Garcia then rose to speak in support of the resolution, stating:

"This Waipahu boy seems to recall that in the not too distant past, he had to go to Kaimuki to Harry's Music Store because, as a member of the Junior High School band, I had to go out in search of a mouthpiece for my trombone, and I found it at Harry's Music Store as well as other musical accoutrements.

"I just wanted to extend my appreciation although I did not pursue my career in music. I ended up with this lot in life here at this station, but I do appreciate what the Yoshioka's have done for all students of music, and I want to thank them for that.

"Thank you."

Representative Santiago then rose to speak in support of the resolution, stating:

"Mr. Speaker, I just wanted to mention one thing that I haven't heard talked about just yet in saying 'thank you' to Emmett.

"I am a subscriber to the Diamond Head Theater and for those of you who have not yet had an opportunity to enjoy some of the productions that they put on there ... Emmett, I can only say that when I go there, I am amazed at the musical sounds that are produced by the small number of musicians that you have in the corner there, and were transformed during the evening into thinking that an entire orchestra is playing.

"So, I want to thank you and just say to the members that if you ever get a chance, take in one of the shows. It is amazing.

"Thank you."

The motion was put by the Chair and carried, and H.R. No. 324 was adopted.

At this time, Representative Yamane presented a Certificate of Recognition and a floral lei to Mr. Emmett Yoshioka and floral leis were presented to the others by Representatives Amaral, Yoshinaga and Say.

At 12:14 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:29 o'clock p.m., Representative Garcia was permitted a late introduction and he introduced a group of fifth grade students from Honowai Elementary School. They were accompanied by their teacher, Ms. Judy Soares; and a parent, Mrs. Helen Kuikahi.

#### STANDING COMMITTEE REPORTS

Representative Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1822) recommending that S.C.R. No. 33, SD 1, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Chun Oakland, seconded by Representative Arakaki and carried, the report of the Committee was adopted and S.C.R. No. 33, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE MERITS OF ESTABLISHING A SINGLE ENTRY POINT FOR LONG TERM CARE SERVICES AND FOR DISABLED CHILDREN AND DISABLED YOUNGER ADULTS," was referred to the Committee on Legislative Management.

Representative Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1823) recommending that S.C.R. No. 121, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Chun Oakland, seconded by Representative Arakaki and carried, the report of the Committee was adopted and S.C.R. No. 121, HD 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE HAWAII LONG-TERM CARE REFORM TASK FORCE," was referred to the Committee on Finance.

Representatives Pepper and Chun Oakland, for the Committees on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 1824) recommending that S.C.R. No. 37, SD 1, be referred to the Committee on Finance.

On motion by Representative Pepper, seconded by Representative Chun Oakland and carried, the joint report of the Committees was adopted and S.C.R. No. 37, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A HEALTH AND SOCIAL SERVICES BLOCK GRANT TASK FORCE," was referred to the Committee on Finance.

Representatives Pepper and Chun Oakland, for the Committees on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 1825) recommending that S.C.R. No. 186 be referred to the Committee on Finance.

On motion by Representative Pepper, seconded by Representative Chun Oakland and carried, the joint report of the Committees was adopted and S.C.R. No. 186, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY TO REPORT ON CONTINUED PLANS TO ADDRESS THE HEALTH AND SOCIAL PROBLEMS ON THE ISLAND OF HAWAII," was referred to the Committee on Finance.

#### DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

On motion by Representative Okamura, seconded by Representative Amaral and carried, the House disagreed to the Senate amendments made to each of the following House Bills and requested a conference on the subject matter of said amendments: H.B. Nos. 18, HD 2 (SD 1); 22, HD 1 (SD 1); 26, HD 2 (SD 1); 39, HD 1 (SD 1); 48, HD 2 (SD 1); 51, HD 1 (SD 1); 87, HD 1 (SD 1); 111, HD 2 (SD 1); 112, HD 2 (SD 2); 115, HD 1 (SD 1); 123, HD 2 (SD 2); 133, HD 2 (SD 1); 149 (SD 1); 181, HD 1 (SD 1); 187, HD 1 (SD 1); 251, HD 1 (SD 1); 252, HD 1 (SD 1); 269, HD 2 (SD 1); 298, HD 2 (SD 2); 313 (SD 1); 331 (SD 1); 337 (SD 1); 357, HD 1 (SD 1); 379, HD 2 (SD 1); 386, HD 1 (SD 2); 397 (SD 1); 471, HD 2 (SD 1); 513, HD 1 (SD 1); 518, HD 1 (SD 2); 530, HD 1 (SD 1); 566, HD 1 (SD 1); 715, HD 1 (SD 2); 745, HD 2 (SD 2); 756, HD 1 (SD 1); 759, HD 1 (SD 1); 792, HD 2 (SD 1); 813, HD 1 (SD 1); 814 (SD 1); 819, HD 1 (SD 1); 821 (SD 2); 837, HD 2 (SD 1); 871 (SD 1); 873, HD 1 (SD 1); 895, HD 1 (SD 1); 898, HD 2 (SD 1); 929, HD 2 (SD 2); 994, HD 1 (SD 1); 1096 (SD 1); 1133, HD 2 (SD 1); 1148, HD 2 (SD 2); 1169, HD 2 (SD 1); 1173, HD 1 (SD 1); 1186, HD 1 (SD 1); 1188 (SD 1); 1208, HD 1 (SD 1); 1220, HD 1 (SD 1); 1244 (SD 1); 1257, HD 2 (SD 2); 1262, HD 1 (SD 1); 1277, HD 2 (SD 1); 1311, HD 1 (SD 1); 1385, HD 2 (SD 1); 1409, HD 2 (SD 1); 1425, HD 1 (SD 2); 1426 (SD 2); 1431, HD 1 (SD 1); 1466, HD 2 (SD 1); 1472, HD 1 (SD 1); 1485, HD 2 (SD 1); 1486, HD 2 (SD 1); 1491, HD 2 (SD 1); 1499, HD 1 (SD 1); 1557, HD 2 (SD 1); 1586, HD 2 (SD 1); 1626, HD 1 (SD 2); 1643, HD 1 (SD 1); 1686 (SD 2); 1691, HD 1 (SD 2); 1736 (SD 1); 1763, HD 3 (SD 2); 1770 (SD 1); 1780, HD 1 (SD 1); 1785, HD 1 (SD 1); 1787, HD 1 (SD 2); 1790, HD 1 (SD 1); 1800, HD 1 (SD 2); 1819, HD 2 (SD 1); 1828, HD 2 (SD 1); 1833 (SD 1); 1834, HD 2 (SD 1); 1839, HD 1 (SD 1); 1849, HD 1 (SD 1); 1853, HD 2 (SD 1); 1857, HD 2 (SD 2); 1868 (SD 1); 1878, HD 2 (SD 1); 1884, HD 1 (SD 1); 1903 (SD 1); 1909, HD 1 (SD 1); 1918, HD 2 (SD 1); 1919, HD 1 (SD 2); 1920, HD 2 (SD 2); 1921 (SD 1); 1927, HD 1 (SD 1); 1939, HD 1 (SD 1); 1959, HD 2 (SD 2); 1962, HD 1 (SD 1); 1965, HD 1 (SD 1); 1968, HD 2 (SD 1); 1976, HD 2 (SD 2); 1977, HD 1 (SD 2); 1980, HD 1 (SD 1); 1985, HD 1 (SD 2); 1988, HD 1 (SD 1); 1991, HD 1 (SD 1); 1996, HD 1 (SD 2); 1997, HD 3 (SD 1); 1998, HD 1 (SD 2); 2000 (SD 1); 2013, HD 1 (SD 1);

2022 (SD 1); 2023 (SD 2); 2031, HD 1 (SD 1); 2038, HD 2 (SD 2); 2050, HD 1 (SD 1); 2051, HD 1 (SD 2); 2089, HD 1 (SD 1); 2094, HD 2 (SD 1); 2107, HD 1 (SD 1); 2133, HD 2 (SD 1); 2137, HD 1 (SD 1); 2179, HD 1 (SD 1); 2215, HD 2 (SD 1); 2239, HD 2 (SD 2); 2324, HD 1 (SD 2); 2333, HD 1 (SD 2); and 2352 (SD 1).

#### **ANNOUNCEMENTS**

Representative Morihara rose and invited all members of the House, staff and the public to Room 1206, saying: "We have on display about 20 exhibits about agriculture and different research projects going on."

At this time, Representative Thielen rose and wished all the members of the House a "Happy Easter."

#### **ADJOURNMENT**

At 12:32 o'clock p.m., on motion by Representative Amaral, seconded by Representative Thielen and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Monday, April 17, 1995.

## FIFTIETH DAY

**Monday, April 17, 1995**

The House of Representatives of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1995, convened at 11:44 o'clock a.m., with the Speaker presiding.

The invocation was delivered by Chaplain Major James W. Jones, Catholic Chaplain, Fort Shafter, after which the Roll was called showing all members present with the exception of Representatives Garcia, Menor, Meyer, Saiki and Takamine, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Forty-Ninth Day.

On motion by Representative Amaral, seconded by Representative Thielen and carried, reading of the Journal was dispensed with and the Journal of the Forty-Ninth Day was approved.

## GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 225 to 231) were read by the Clerk and were placed on file:

Gov. Msg. No. 225, informing the House that on April 7, 1995, he signed the following bill into law:

House Bill No. 1221 as Act 11, entitled: "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 AND REFERENCES, CLARIFYING LANGUAGE AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS."

Gov. Msg. No. 226, informing the House that on April 7, 1995, he signed the following bill into law:

House Bill No. 1581 as Act 12, entitled: "RELATING TO ADULT AND COMMUNITY EDUCATION."

Gov. Msg. No. 227, informing the House that on April 7, 1995, he signed the following bill into law:

House Bill No. 1863 as Act 13, entitled: "RELATING TO PUBLIC AGENCY MEETINGS."

Gov. Msg. No. 228, informing the House that on April 7, 1995, he signed the following bill into law:

Senate Bill No. 1578 as Act 14, entitled: "RELATING TO FEES IMPOSED BY THE DEPARTMENT OF TAXATION."

Gov. Msg. No. 229, informing the House that on April 11, 1995, he signed the following bill into law:

Senate Bill No. 1155 as Act 15, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS DEVELOPMENT CORPORATIONS."

Gov. Msg. No. 230, transmitting copies of the following: **Report to the Eighteenth Legislature, State of Hawaii, on the Clean Air Special Fund, Chapter 342B, HRS.**

Gov. Msg. No. 231, transmitting copies of the 1993-1994 Annual Reports prepared by the State Foundation on Culture and the Arts, pursuant to Chapter 9, Hawaii Revised Statutes, as amended.

## SENATE COMMUNICATIONS

Sen. Com. No. 683, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bills, and has requested a conference on the subject matter thereof, in consequence of which the President has, on April 13, 1995, appointed as Managers on the part of the Senate for the consideration of said amendments:

**S.B. No. 6, SD 1, HD 1:**

Senators Grauly, Chair; McCartney and Matsunaga.

**S.B. No. 15, HD 1:**

Senators Iwase, Chair; Tanaka and Anderson.

**S.B. No. 84, SD 1, HD 1:**

Senators Grauly, Chair; McCartney and Matsunaga.

**S.B. No. 92, SD 1, HD 1:**

Senators Grauly, Chair; Chumbley and Tam.

**S.B. No. 158, SD 1, HD 1:**

Senators Grauly, Chair; McCartney, Tam and Anderson.

**S.D. No. 159, HD 1:**

Senators Grauly, Chair; McCartney and Tam.

**S.B. No. 171, SD 1, HD 1:**

Senators Grauly, Chair; Kanno, Matsuura and Tam.

**S.B. No. 288, SD 1, HD 1:**

Senators Grauly, Chair; Chumbley, Matsuura and Anderson.

**S.B. No. 337, HD 1:**

Senators Grauly, Chair; Matsunaga and Anderson.

**S.B. No. 385, HD 2:**

Senators Grauly, Chair; Matsuura and Matsunaga.

**S.B. No. 424, SD 1, HD 1:**

Senators Grauly, Chair; Chumbley and McCartney.

**S.B. No. 431, SD 1, HD 1:**

Senators Grauly, Chair; McCartney, Matsunaga and Anderson.

**S.B. No. 487, SD 1, HD 1:**

Senators Grauly, Chair; Holt and Matsuura.

**S.B. No. 593, SD 1, HD 2:**

Senators Iwase, Chair; Ige, Kanno and Anderson.

**S.B. No. 639, SD 2, HD 1:**

Senators Ige, Chair; Iwase, McCartney, Fukunaga and Taniguchi.

**S.B. No. 647, SD 2, HD 2:**

Senators Grauly, Chair; McCartney and Chumbley.

**S.B. No. 722, HD 1:**

Senators Grauly, Chair; McCartney and Matsunaga.

**S.B. No. 828, SD 1, HD 1:**

Senators Grauly/Aki, Co-Chairs; McCartney and Anderson.

**S.B. No. 865, SD 2, HD 2:**

Senators Grauly, Chair; Matsunaga, Tam and Iwase.

**S.B. No. 867, HD 1:**

Senators Grauly, Chair; McCartney, Matsunaga and Anderson.

**S.B. No. 869, HD 2:**

Senators Grauly, Chair; McCartney, Matsuura and Anderson.

**S.B. No. 873, HD 1:**

Senators Grauly, Chair; McCartney, Matsunaga and Anderson.

**S.B. No. 944, SD 1, HD 1:**

Senators Grauly, Chair; Matsunaga, Matsuura and Anderson.

**S.B. No. 945, SD 1, HD 1:**

Senators Grauly, Chair; McCartney, Tam and Anderson.

**S.B. No. 995, SD 1, HD 2:**

Senators Chumbley, Chair; Tam and Bunda.

**S.B. No. 1254, SD 1, HD 1:**

Senators Grauly, Chair; McCartney and Matsunaga.

**S.B. No. 1286, HD 1:**

Senators Grauly, Chair; McCartney, Matsunaga and Kanno.

**S.B. No. 1291, SD 1, HD 2:**

Senators Grauly, Chair; McCartney and Matsuura.

**S.B. No. 1320, SD 1, HD 2:**

Senators Fernandes Salling, Chair; Solomon, Taniguchi and Tam.

**S.B. No. 1521, SD 2, HD 1:**

Senators Grauly, Chair; Matsunaga, Matsuura and Levin.

**S.B. No. 1560, SD 1, HD 1:**

Senators Grauly, Chair; Fernandes Salling and Tam.

**S.B. No. 1568, SD 2, HD 2:**

Senators Grauly/Holt, Co-Chairs; and Matsuura.

**S.B. No. 1642, SD 1, HD 1:**

Senators Grauly, Chair; Fernandes Salling and Chumbley.

**S.B. No. 1650, HD 2:**

Senators Iwase, Chair; Ihara, Matsunaga, Anderson.

**S.B. No. 1771, HD 1:**

Senators Grauly, Chair; McCartney and Matsunaga.

**S.B. No. 1773, HD 1:**

Senators Grauly, Chair; McCartney and Matsunaga.

**S.B. No. 1814, HD 2:**

Senators Chumbley, Chair; Matsunaga and Kawamoto.

**S.B. No. 1868, SD 1, HD 1**

Senators Chumbley, Chair; Kawamoto and Matsunaga.

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

Representative White introduced Ms. Velma Santos, Chairperson of the Maui County Democratic Party.

Representative Alcon introduced Mr. Ted Salibad, a community leader from Kalihi.

**ORDER OF THE DAY****COMMITTEE REASSIGNMENTS**

The following House Bills were re-referred as follows:

<u>H.B. Nos.</u>	<u>Re-referred to:</u>
871	Committee on Consumer Protection and Commerce, then to the Committee on Intergovernmental Relations and International Affairs
1169	Committee on Consumer Protection and Commerce, then to the Committee on Health
1186	Committee on Consumer Protection and Commerce, then to the Committee on Intergovernmental Relations and International Affairs, then to the Committee on Finance
1244	Committee on Consumer Protection and Commerce, then to the Committee on Intergovernmental Relations and International Affairs
1918	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary, then to the Committee on Health, then to the Committee on Finance
1927	Committee on Consumer Protection and Commerce, then to the Committee on Finance

The following Senate Concurrent Resolutions were re-referred as follows:

<u>S.C.R. Nos.</u>	<u>Re-referred to:</u>
24	Committee on Finance
290	Committee on Finance

#### INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolutions (H.R. Nos. 325 to 327) were read by the Clerk and were disposed of as follows:

H.R. No. 325, entitled: "HOUSE RESOLUTION HONORING AND COMMENDING LINDA HOLT, THE HAWAII STATE TEACHER OF THE YEAR, FOR HER OUTSTANDING COMMITMENT TO EXCELLENCE IN EDUCATION," was jointly offered by Representatives Swain, Alcon, Amaral, Anderson, Arakaki, Cachola, Case, Chang, Chun, Oakland, Garcia, Halford, Hamakawa, Herkes, Hiraki, Ito, Kahikina, Kanoho, Kawakami, Kawananakoa, Lee, Marumoto, McMurdo, Menor, Meyer, Morihara, Nekoba, P. Oshiro, Pepper, Saiki, Santiago, Stegmaier, Takai, Takumi, Tarnas, Thielen, Tom, Ward, White and Yonamine.

Representative Swain moved that H.R. No. 325 be adopted, seconded by Representative Morihara.

Representative Swain rose to speak in support of the resolution, stating:

"Mr. Speaker and colleagues, today I am privileged to honor a very special woman.

"Linda Holt began her career as a Peace Corps volunteer in Nigeria and has taught on Maui since 1970. She has taught at Hawaii's most rural schools, including Hana High and Elementary School and Keanae Elementary, before going to Haiku School in 1980.

"She has been recognized and has received numerous awards but when asked to list her accomplishments, she lists the students that exited from her Chapter 1 program, their substantial gains on national tests, including honor students and a valedictorian among them, and parents who have themselves learned to read and who have gone back to school. These are the accomplishments that she has talked about, and she talks about those that she has been able to serve.

"When asked about her philosophy of teaching, she invites us to consider the words of Goethe: 'If you see an individual as he is, that is all he will be. If you see an individual as he should be and could be, that is what he will become.' This approach to teaching is reflected by the supportive classroom environment which she creates for her students, fostering an appreciation and respect for them.

"The District Educational Specialist writes of her: 'She is highly respected by her peers, her working team of part-time teachers, parents, and students, for she has mastered the art of human relationships. Mere presence in her classroom will demonstrate that Mrs. Holt not only teaches reading, but nurtures the whole child.' A colleague comments that you will very often find her sitting, helping a child while waiting for the bus.

"Clearly, Linda Holt's special combination of traits as a woman of high character, a nurturer with professional decorum and commitment to the improved education of

our children, has not only inspired her students toward their academic successes, but has made a positive, enduring impact on their lives.

"Mr. Speaker and colleagues, please welcome the Hawaii State Teacher of the Year, Linda Holt."

The honoree, Linda Holt, then rose to be recognized.

Representative Swain continued:

"By the way, when I first met Linda, it was at the HSTA convention and had a few minutes just to speak with her, and I mentioned that I would like to present her here at the House of Representatives and do a floor presentation. She said, 'Why are you going to do that for me? You need to bring all the teachers in there.' I don't know how we're going to do that, but her reasoning was that everything she has learned about teaching has come from what she has learned from the teachers in the State of Hawaii. So her comments again were not about herself but about those that she works with and the colleagues that she has in the teaching profession. In reviewing her writings, you will quickly note that Linda consistently credits her success to the cooperation of peers, administration, and involved parents. Linda has worked diligently to establish quality networks and partnerships.

"I would also like to introduce to you some of her most proud supporters and her partners," and asked the following persons to stand to be recognized: Douglas Holt, her husband. "Douglas is also with the Department of Education as a personnel specialist. Together they have worked to unlock the vast and rich potential of Hawaii's children, holding fast to a deep rooted belief in their ability, an unswerving commitment to empowering and selfless gifts of energy and time"; Fern Markgraf, Principal of Haiku Elementary School; and Mr. Ralph Murakami, Maui District Superintendent."

Representative Swain continued:

"Mr. Speaker, on behalf of all parents and children of the State of Hawaii, we would like to say to them -- Mahalo nui loa for your efforts, and congratulations on this special occasion.

"Thank you."

Representative Morihara then rose to speak in support of the resolution, stating:

"If I could speak for a second on all these people here that have come to visit us. To begin with, Douglas Holt, a former teacher at Kula School. We've seen him progress to Kihei as Principal of Kihei School. He's certainly an example of an educator who believes education is part of his life-style, and together with Linda, I think that is the combination that just energizes them towards education because their conversation and their love of education doesn't extend only to the beginning and end of school -- it extends into their family lives and to the efforts they put into the community, and that's an example of an education-oriented family.

"Ms. Fern Markgraf is a new principal at Haiku School, and I've heard so many wonderful reports about you at Haiku School. I know that the teachers are just glad to have you there, and they say you have introduced so much energy and enthusiasm into the school there. I am proud to say that her beginning was also as a State Teacher of the Year.

"Mr. Ralph Murakami was on this floor before -- just a couple of years ago -- for winning the Milken Education

Foundation's Outstanding Educator award, and the National Distinguished Principal award.

"So these people are all from Upcountry, by the way, so I am proud to say that I am their Upcountry representative. They are all from the State of Hawaii so they represent us all.

"And of course, Linda Holt, and her interest goes well beyond the classroom. Working with the HSTA, I've seen her testifying at hearings; I mean she is there at every educational opportunity there is. And it's not just an occupation -- it is truly a life-style, and it's a life-style she's put energy in, that she loves, and we just love having her, and it's one that has grown out of the family concern for education.

"Let me also mention that being one of the four finalists for Teacher of the Year, I can't get it out of her whether she has won the final award or not, but this is the very first time that anybody from Hawaii has become one of the four finalists, so I certainly recognize that.

"Thank you."

Representative Stegmaier then rose to speak in support of the resolution, stating:

"I just wish that we properly publicize your example to inspire present teachers and future teachers, for your values and your dedication to the young people of the state.

"Thank you so much for all of your efforts."

Representative Ward then rose to speak in support of the resolution, stating:

"I also join in commendations to our Peace Corps volunteer in Nigeria who now is the model for the State Teacher of the Year.

"I would join Representative Stegmaier in saying that, may you be an inspiration for others to join the Peace Corps and not to ask what their government -- federal or state -- can do for them, but what you can do, and now the example that you have given.

"Thank you for the excellence that you have provided for the State of Hawaii."

Representative Ito then rose to speak in support of the resolution, stating:

"As a former teacher, I would like to congratulate Linda Holt for being named as the 1995 State Teacher of the Year.

"I know the frustrations and disappointments that come with being a teacher, along with the fulfillment and pride of seeing just one of your students succeed.

"Linda Holt is a teacher whose commitment and dedication is embodied by the words of George Washington Carver: 'Education in the broadest and truest sense is to make an individual seek to help all people regardless of race, regardless of color, regardless of condition.'

"Once again, I would like to commend and congratulate Linda Holt for being recognized as the 1995 State Teacher of the Year.

"Thank you, Mr. Speaker."

Representative Halford then rose to speak in support of the resolution, stating:

"Maui is no ka oi because of Maui's people, so it is no surprise to me that the Hawaii State Teacher of the Year is from Maui.

"We have four great examples of good leadership in Hawaii -- four people from Maui here.

"Thank you very much, Mr. Speaker."

The motion was put by the Chair and carried, and H.R. No. 325 was adopted.

At this time, Representative Swain presented Linda Holt with a Certificate of Recognition while Representative Morihara gave her a pikake lei, and floral leis were given to the other honorees by Representatives Amaral, White and Kawakami.

H.R. No. 326, entitled: "HOUSE RESOLUTION CONGRATULATING THE HONOLULU THEATRE FOR YOUTH UPON THE MOMENTOUS CELEBRATION OF ITS FORTIETH ANNIVERSARY," was jointly offered by Representatives Nekoba, Arakaki, M. Oshiro, Chang, Chun Oakland, Hamakawa, Hiraki, Ito, Kawakami, Lee, Nakasone, Saiki, Santiago, Stegmaier, Suzuki, Swain, Takai, Takumi, Yamane and Yoshinaga.

Representative Nekoba moved that H.R. No. 326 be adopted, seconded by Representative M. Oshiro.

Representative Nekoba rose to speak in support of the resolution, stating:

"I would like to take this opportunity to note that there is kind of an irony in doing this particular presentation this year because HTY and the arts are facing a major funding crisis because of the budget as currently sent to us. It takes out 60 percent of the State Foundation on Culture and the Arts' budget, and essentially takes away many worthwhile programs like this one that we're honoring today ... so just to keep the members aware of that.

"After forty years of existence, the Honolulu Theatre for Youth continues to devote themselves to the young people of the islands and their families by providing a rich, cultural resource of various forms through the performing arts. The families of our children can thank the Honolulu Theatre for Youth for stimulating these keiki's creative imagination through theatre and theatre education projects.

"HTY is believed to have been the first theatre in the country to arrange for public school children to attend productions during school hours. Organized in 1955, this theatre for schools program has continued with the cooperation of the State Department of Education as an enrichment to the basic education curriculum.

"This season, HTY produced close to 390 live drama performances with an estimated attendance of 167,500 students. So if you ever wonder about the support the HTY has been receiving from us, I think that number, combined with the fact that HTY is the only professional acting company in Hawaii which does not have a permanent theatre of their own, that should illustrate that the funds seem to be maximized.

"I now ask that you all give a warm welcome to the individuals who will be accepting the certificate on behalf of the Honolulu Theatre for Youth," and introduced and asked the following honorees to stand to be recognized: Jane Campbell, Managing Director; Mr. Greg Kim,



President of the Board of Trustees; and Mr. Kyle Kakuno, Veteran Company actor, "and when I say veteran, I mean veteran. Kyle has been a company member for ten years, a tribute to both his talent as an actor and dedication to bringing the arts to children."

Representative Nekoba continued:

"I have had the opportunity to experience firsthand, the thrill of communicating and relating to our youth as an associate company member on the HTY productions, **The Reluctant Dragon** and **The Dance and the Railroad**, both of which I had the good fortune of working with Kyle on. He was my father in **The Reluctant Dragon**, my friend who would beat me up all the time and dancing around so it was a good time. It was one of the most rewarding and interesting experiences I have had as an actor. I've never performed three performances right after each other, and on **The Reluctant Dragon**, we did, which was very interesting. It taught me a lot about performance skills and keeping your focus. HTY also helped to foster my desire to help the children of Hawaii through the arts.

"In closing, I'd like to congratulate the Honolulu Theatre for Youth again, and thank you also to our honorees today. I appreciate all that you have done for me and the arts, and also for the students and the children of Hawaii and the arts, and I hope they continue to do that into the next millennium and, hopefully, I will be an associate member one day again soon.

"Thank you."

Representative Lee then rose to speak in favor of the resolution, stating:

"I think it's important for us to recognize what the Honolulu Theatre for Youth represents. It's one of three hundred organizations that are sponsored and fostered by the State Foundation on Culture and the Arts.

"What we see in Hawaii today is a transition from a blue-collar, palaka shirt society -- the plantation society -- to another society where the children and grandchildren are beginning to develop a culture of its own, and a culture that represents Hawaii in its all multi-ethnic diversity, is absolutely amazing.

"And I, as a spectator, am very, very happy to have had the opportunity to participate with Representative Nekoba -- he on stage and I off stage; he as an actor and I as the spectator. But as a spectator, may I remind my friends in the Legislature, the amount of money that the state has appropriated for arts and culture is miniscule.

"On the other hand, what it has brought about is the development of a unique culture in Hawaii that encompasses all races, all cultures, all peoples, and this is the uniqueness that has been represented in the plays that I have seen at the Honolulu Theatre, the last one being **Paniolo Country** which, by the way, Mr. Speaker, is set in Maui. And Maui furnishes a lot of inspiration of our culture.

"Let us not forget, as we deliberate on the mundane dollars and cents that face us today, that we are to recognize the significance which the Honolulu Theatre brings to us today, represented by not only the people there who are being honored, but also by our colleague, Representative Nekoba, as an active participant, and I would like to say, much as I wish to be otherwise, the only thing I can contribute is my presence, my enjoyment, my appreciation.

"Thank you, Mr. Speaker."

Representative Thielen then rose to speak in support of the resolution, stating:

"I would like to thank you particularly Jane, on behalf of the thousands and thousands of school children that have enjoyed so much the hard work that you all have put into the Honolulu Theatre for Youth. It has made a wonderful difference in their lives; it's enriched their lives.

"I wish you many more years of wonderful success with state funding to follow.

"Thank you."

Representative Arakaki then rose to speak in favor of the resolution, stating:

"I also want to recognize Jane Campbell and extend my mahalo to her in behalf of the children of Hawaii. I think our children are very fortunate and very blessed to be living in a multi-cultural society, and I think the kinds of presentations at the Honolulu Theatre for Youth makes them aware how fortunate they are to be living in Hawaii.

"The fact that they can present all these wonderful ideas in drama in a multi-cultural setting, I think, is really illustrated by the fact that I know they were invited to Okinawa City to participate in the International Children's Festival, and they did **Faa Samoa** in Okinawa City. I am sure the Okinawan people understood what the play was all about and what the message was about. I got a letter from the Mayor of Okinawa City expressing how impressed they were with their presentation.

"To Jane and her staff person, Gina Gutierrez, I would like to say 'mahalo.'

"I also want to say, even though we have a policy of 'don't ask, don't tell,' we have two practicing thespians, and I think we should recognize them and we're also proud of them ... that's Representative Nekoba and Representative M. Oshiro, and there are many other wanna-bes in the audience as well.

"Thank you, Mr. Speaker."

Representative Kahikina then rose to speak in favor of the resolution, stating:

"As the Director of Boys and Girls Club in Waianae, I would like to thank Jane for some of the productions that we were invited to, and many of our kids had opportunities to view these plays whereas we would not have been, and we want to thank you.

"And to Mr. Greg Kim, who is also a Board member of Boys and Girls Club, who cracks the whip on us there at Boys and Girls Club, asking us to please keep up our standards for kids, you know, I'm not impressed to see Greg here. This guy works for kids and I just want to say, thank you, Greg, for beyond what you've shown me at Boys and Girls Club, and he's not a bad baseball player too, you know, but he's pretty good at tennis.

"To all of you, thank you."

The motion was put by the Chair and carried, and H.R. No. 326 was adopted.

At this time, Representative Kawakami presented Jane Campbell with a Certificate of Recognition and floral leis were presented to the honorees by Representatives M. Oshiro, Chun Oakland and Amaral.

At 12:16 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

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

H.R. No. 327, entitled: "HOUSE RESOLUTION COMMENDING AND RECOGNIZING WAIALUA HIGH AND INTERMEDIATE SCHOOL MOCK TRIAL TEAM," was offered by Representative Santiago.

Representative Santiago moved that H.R. No. 327 be adopted, seconded by Representative M. Oshiro.

Representative Santiago rose and proceeded to introduce the honorees, stating:

"Mr. Speaker, it gives me great pleasure to introduce to all of you the students and teachers who comprise the 1995 Waialua Mock Trial team. On February 25, 1995, the Mock Trial team of Waialua High and Intermediate School won the 1994-1995 Hawaii State Mock Trial Championship in an undefeated season. They had to compete against some very dedicated students from other schools all around the state.

"This year's final case centered around an accidental gun shooting. In December, the Waialua team received the case and began extensive preparation for the mock trial. They conferred with the juvenile counselors at Family Court, policemen, Firearm's Division, and local attorneys. They won the final competition by three points.

"This May, the Waialua team will compete at the National Competition in Denver, Colorado. This is the tenth year that they have been involved and participated in the competition, but it is the first time that Hawaii will be sending up a team to compete at the national level.

"Mr. Speaker and members, during a time when the Waialua community is facing some of the most challenging times we've ever faced and probably will ever face, I cannot put into words how warm the people of the community feel when we see students from our own local high school competing at such a high level and making us all so proud.

"A lot of work went into the actual fund raising to get the students to go, and I want to look around the room and thank so many of you who contributed to having them also participate at the national level, and this went far beyond a small fund raising event. I was driving to work one morning and I heard KSSK talking about it; they have been featured in the local newspaper, and to that I really commend all of the adults and the students who went beyond the call to raise the money, and thank all of you again for your generous contributions."

Representative Santiago then introduced and asked the following honorees to stand to be recognized: Sunshine Sturm, Jay Alan Raymundo, Lehua Agustin, Sharon Agsalda and Tara Hatzenbuhler, students; Lorenn Walker, their lawyer coach, "a friend of mine who I worked with when I was with the Department of Human Services many years ago and she was with the Attorney General's Office"; Fay Toyama, a language arts instructor; and Mary Dias, Vice Principal, representing Mr. Tom Kurashige, Principal of Waialua High and Intermediate School. (Jason Franks and Mecca Monson-Gere, students; and Mike Min, faculty coach, were unable to be present).

Representative Stegmaier then rose to speak in support of the resolution, stating:

"I want to say 'hello' and 'welcome' to lawyer coach Lorenn Walker, who I know as a long-time resident of the North Shore community, a surfer, and a long-distance runner, among other things, including being a long-time leader over at the Attorney General's office. I have most recently seen Ms. Walker at a Saturday meeting, deliberating the Goals 2000 approach and our proposal to the federal government.

"To the Mock Trial team, I want to express my pride as a parent of two public school students and Chair of the Education Committee, for your excellent work. We know that you will do us proud on the mainland.

"Thank you."

Representative Kawanakoa then rose to speak in support of the resolution, stating:

"I am not sure if all the members here realize what an honor it is and what an achievement it is to have won this Mock Trial Competition. I had the good fortune of attending our law school here, the Richardson School of Law, and while I was on the mock trial team as a freshman, we all had to, not to compete but to actually participate in a mock trial situation to help advocate a particular issue and lobby. And I will tell you, after going through that particular scenario, I put aside the notion of wanting to litigate in trials and courts.

"What you folks have accomplished is truly incredible. It's a difficult task to take on any issue, to research the law, to research the facts, to figure out what's the best way to present those issues to the judge, and to come out and prevail is truly a statement to all of us, as mentioned by the prior speaker. Your pride and your enthusiasm is an honor to yourself as individuals, to your families, to your community, and to our state, and I wish you the best as you continue to compete in Colorado and, hopefully, you'll bring home the national championship.

"Thank you, Mr. Speaker."

Representative M. Oshiro then rose to speak in support of the resolution, stating:

"I, too, would like to congratulate the students of Waialua High and Intermediate School. As a former coach and judge of the High School Mock Trial, I know they put in a lot of work, a lot of sacrifice, a lot of commitment, and a lot of heart.

"I wish to thank them for representing Hawaii and I know they will do very well on the mainland.

"Thank you."

Representative Lee then rose to speak in support of the resolution, stating:

"I would like to congratulate the team from Waialua High and Intermediate School. It is a very small and rural school, but you are really blazing the way for Hawaii. You have a record that would be very much to our state's renown because the University of Hawaii Law School Mock Team has placed in the nationals several times, and one year it was only second in the nationals to Oxford, so if you are the first to represent Hawaii at this national competition, let it not be the first time, that you try again.

"I would just like to use the opportunity to express my appreciation to a fine teacher who is a resident of Mililani, and I am very happy to see Mrs. Fay Toyama there as a faculty adviser, and with all my good wishes to all the fine people in Waialua.

"Thank you, Mr. Speaker."

Representative Nekoba then rose to speak in support of the resolution, stating:

"As a former mock trial person in high school, so I did compete at that level, but I never got quite as good as you folks. I know that after we had done our preparations for the mock trial and gone through all the stuff that we had to go through, our coach also said, 'You know, I haven't met lawyers who prepare these welfare cases.' They exhaust themselves, exploring every single possibility, and it's just amazing the amount of work that they do put into this.

"I would also like to congratulate who I met at the Hobie Leadership Conference, and with all the serious hard questions that she asked me when I was at their conference, I can understand why she's so good at the mock trial.

"Again, congratulations, and thank you very much."

The motion was put by the Chair and carried, and H.R. No. 327 was adopted.

At this time, Representative Santiago presented a Certificate of Recognition to Mrs. Dias, Vice Principal of Waiialua High and Intermediate School, and floral leis were presented to the honorees by Representatives Nekoba, M. Oshiro, Lee, McMurdo, Case, Kawakami, Suzuki and Ito.

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

The House of Representatives reconvened at 12:42 o'clock p.m.

#### STANDING COMMITTEE REPORTS

Representative Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1826) recommending that S.C.R. No. 16, SD 1, be referred to the Committee on Judiciary.

On motion by Representative Chun Oakland, seconded by Representative Amaral and carried, the report of the Committee was adopted and S.C.R. No. 16, SD 1, entitled: "SENATE CONCURRENT RESOLUTION EXTENDING THE CHILD WELFARE SERVICES REFORM TASK FORCE TO DEVELOP A BLUEPRINT FOR REFORM IN CHILD PROTECTIVE SERVICES," was referred to the Committee on Judiciary.

Representative Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1827) recommending that S.C.R. No. 138 be referred to the Committee on Finance.

On motion by Representative Chun Oakland, seconded by Representative Amaral and carried, the report of the Committee was adopted and S.C.R. No. 138, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE OFFICE OF CHILDREN AND YOUTH DEVELOP A STRATEGIC PLAN OF ACTION AND A TIMETABLE FOR IMPLEMENTATION TO EFFECTUATE THE SYSTEMATIC REVIEW AND RESTRUCTURING OF ITS OPERATIONS," was referred to the Committee on Finance.

Representative Pepper, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1828)

recommending that S.C.R. No. 183, SD 1, be referred to the Committee on Judiciary.

On motion by Representative Pepper, seconded by Representative Hamakawa and carried, the report of the Committee was adopted and S.C.R. No. 183, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING BASELINE DATA ON THE AVAILABILITY OF TOBACCO PRODUCTS TO MINORS STATEWIDE AND URGING COLLABORATION BETWEEN THE PUBLIC AND PRIVATE SECTORS IN DEVELOPING PROPOSALS TO REGULATE AND REDUCE THE ILLEGAL SALE OF TOBACCO PRODUCTS TO MINORS," was referred to the Committee on Judiciary.

Representative Pepper, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1829) recommending that S.C.R. No. 269, SD 1, be referred to the Committee on Tourism.

On motion by Representative Pepper, seconded by Representative Hamakawa and carried, the report of the Committee was adopted and S.C.R. No. 269, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT FROM THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM ON THE POTENTIAL FOR DEVELOPING AN EXPORT HEALTH INDUSTRY IN THE STATE," was referred to the Committee on Tourism.

Representative Pepper, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1830) recommending that S.C.R. No. 270, SD 1, as amended in HD 1, be referred to the Committee on Tourism.

On motion by Representative Pepper, seconded by Representative Hamakawa and carried, the report of the Committee was adopted and S.C.R. No. 270, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DEVELOP A PLAN TO MARKET THE EXPERTISE AND EXCELLENCE OF HAWAII'S HEALTH CARE," was referred to the Committee on Tourism.

Representative Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1831) recommending that S.C.R. No. 78, as amended in HD 1, be adopted.

On motion by Representative Chun Oakland, seconded by Representative Amaral and carried, the report of the Committee was adopted and S.C.R. No. 78, HD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESS TO MAINTAIN TITLE III, NUTRITION SERVICES FUNDING AND OTHER SUPPORTIVE SERVICES WITHIN THE OLDER AMERICANS ACT," was adopted.

Representative Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1832) recommending that S.C.R. No. 193, as amended in HD 1, be adopted.

On motion by Representative Chun Oakland, seconded by Representative Amaral and carried, the report of the Committee was adopted and S.C.R. No. 193, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING INTERAGENCY COMMITMENT TO REMOVING BARRIERS TO COMMUNITY-BASED EFFORTS TO ADDRESS ISSUES OF TEEN PREGNANCY PREVENTION AND TEEN PARENTING," was adopted.

Representative Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1833) recommending that S.C.R. No. 115, SD 1, be adopted.

Representative Chun Oakland moved that the report of the Committee be adopted and S.C.R. No. 115, SD 1, be adopted, seconded by Representative Amaral.

Representative Kawanakoa rose to speak against the concurrent resolution, stating:

"I just wanted to clarify some of my voting actions at the committee level, and I voted no on this resolution in the Human Services Committee because I am offended by the continued misrepresentation of the Republican Contract with America by elected officials and government agencies in our state.

"First, I should state, though, that I strongly support programs that make our people, our families, and our children healthier and stronger. Everyone agrees that the WIC program for women, infants, and children is a worthy program which has benefited thousands of Hawaii's pregnant women, nursing mothers, infants, and children under the age of five.

"Adequate and proper nutrition for these groups results in increased prenatal awareness and care, fewer premature births, improved infant mortality rates, healthier babies, and decreased future medical costs.

"The WIC program has proven itself to be a good program, as have many other health and social service programs in our State. We should, and do, support these programs.

"What I find troubling are the concerted efforts by government locally to discount and discredit federal proposals that will actually assist Hawaii in better serving its children and families. I am speaking of the federal proposal to fund nutrition programs through block grants.

"In Congress, House Resolution 4, known as the Personal Responsibility Act of 1995, seeks, in part, to allow states the flexibility to fund those programs which the states themselves deem important -- providing states with the freedom, independence and responsibility to prioritize its allocated federal funding without the heavy hand of the feds carving out slices to specific programs.

"The motivation behind block grants to states is that states should know what's best, what the needs and requirements of its citizens are, and that this knowledge will allow states to prioritize a specific amount of federal funding as it sees fit in order to maximize benefits to needy groups within its jurisdiction.

"The Personal Responsibility Act in Congress does not mandate Hawaii to kill its WIC program. The Personal Responsibility Act does not pass judgment on the value or effectiveness of Hawaii's WIC program. The Personal Responsibility Act does however allow Hawaii to spend more or less on its WIC program according to our discretion. It places the responsibility, along with the faith in Hawaii's ability to determine the worthiness, effectiveness, and priority of the WIC program, and it places this responsibility squarely on our shoulders -- where it should be.

"And just as no one is debating the worthiness of the WIC program, no one argues that living within one's means is always easy. Making choices within one's budget is always a give-and-take process which can require much thought, discussion, and debate in order to decide where limited funds are best allocated. Although

the process can be uncomfortable, it is nonetheless necessary if we are to act responsibly in balancing the health and social service needs of our citizens with the need to spend taxpayer dollars prudently and wisely.

"I am voting against this resolution because it makes a false assumption: namely, that Congress does not support Hawaii's WIC program. Like all of us in this State Legislature, Congress also supports worthy health and social service programs and efforts. It is because of its support that Congress is willing to allow states like Hawaii the freedom, flexibility, and the associated responsibility to spend its federal funds as it sees fit.

"Mr. Speaker, the WIC program, as I mentioned earlier, is a good one, and the members of this body can rest assured that the good program will not fall prey to any particular divisive action of Congress. Be assured that the elimination or reduction is a choice that we won't make. The WIC program will continue to be funded under the Personal Responsibility Act, and for those reasons, because of what I see as misrepresentations with regard to the Personal Responsibility Act, I am voting no.

"Thank you, Mr. Speaker."

Representative Chun Oakland then rose to speak in favor of the concurrent resolution, stating:

"I appreciate the comments that were made by the previous speaker. I would like to clarify, however, that with this Act he had mentioned, there would be a drastic reduction in the sum of money that would go to the states for the purposes of helping infants, women and pregnant women, and so I think that is of concern to this body, and that is why we are supportive of this particular concurrent resolution.

"Thank you."

Representative Ward then rose to cast his no vote on this concurrent resolution, saying:

"Mr. Speaker, this program, like the other programs, has seemingly a better understanding locally than nationally where the figures and these statistics are. What's happening in Washington is basically a devolution, if you will, of the pork that Washington takes before it gets to the states. What's going on is that the states, through block grants, or we call it home rule if we are looking at it from the county perspective, are going to have more of a say by cutting out what the pork is in Washington.

"Case in point. HUD, Mr. Speaker, has 80 percent of its funds that go to the bureaucrats and 20 percent to the beneficiaries. I know that the Chair of the Human Services Committee is very concerned and gives much of her life in every way to the beneficiaries of her programs. If 80 percent of the funds to the Human Services Committee went to those who are running the program, we in the state would say, that is objectionable, it's not an acceptable way to do business.

"What's going on in Washington is cutting out the middle man, the same way Costco has done it, WalMart has done it -- it's a direct to you to the states that you yourselves prioritize what you are going to do with the money. Unfortunately, the guys who run this camera and writing the newspapers have got this feeling, as the Representative said -- drastic cuts are coming. Let's stand on the facts and the information of the truth of these matters and say the way we have been going for these past years, we cannot continue because we are going bust as a nation.

"We've got to get responsibility into our people and into our budgeting process, and that's all that's happening. This is a distortion, Mr. Speaker, if we just take it the way the language is suggesting.

"Thank you."

Representative Amaral then rose to speak in favor of the concurrent resolution, stating:

"Contrary to what perhaps we have been told, Mr. Speaker, the position of Congress quite frankly is to take a step backwards where the policy of the federal government used to be, under the WIC program, the women, pregnant women, infants and children under five years of age for a priority. The position now of Congress is quite frankly ... we don't have much money to go around but we're to give the money to the states and let the states determine how that money will be used. That, we are told, is us continuing to remain dedicated to these issues around women, nursing mothers, infants and children under five.

"In fact, Mr. Speaker, what it does is, it sets us all up in human services to be like the passengers on the Titanic, fighting for the last chair that's on it. Quite frankly, we get tired of having to grovel over the crumbs and to compete with one another, and I have seen how this debate goes, Mr. Speaker, and over and over again, people in human services do not want to take advantage of one another, and in the end everybody is cut short.

"I believe that this concurrent resolution is important to send the message to Congress ... we are aware of what it is that is taking place. We do not believe that this is the proper direction, and to support the WIC program as it presently exists.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 115, SD 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE WIC PROGRAM AND ADEQUATE NUTRITION FOR PREGNANT WOMEN, NURSING MOTHERS, INFANTS, AND CHILDREN UNDER FIVE YEARS OF AGE," was adopted, with Representatives Kawanakoa and Ward voting no.

#### APPOINTMENT OF CONFEREES

In accordance with the disagreement of the House to the amendments proposed by the Senate in the following House Bills and the request for a conference on the respective subject matter thereof, the Speaker appointed the following Managers on the part of the House at such conference:

##### H.B. No. 18, HD 2, SD 1:

Representatives Hiraki/Menor, Co-Chairs; Herkes, Nakasone and Ward.

##### H.B. No. 22, HD 1, SD 1:

Representatives Shon, Chair; M. Oshiro, Tarnas, Yoshinaga and Thielen.

##### H.B. No. 26, HD 2, SD 1:

Representatives Hiraki/Menor, Co-Chairs; Case, Yoshinaga and Meyer.

##### H.B. No. 39, HD 1, SD 1:

Representatives Hiraki/Chang, Co-Chairs; Case, Nakasone and Ward.

##### H.B. No. 48, HD 2, SD 1:

Representatives Say, Chair; Kawakami and Marumoto.

##### H.B. No. 51, HD 1, SD 1:

Representatives Shon, Chair; M. Oshiro and Meyer.

##### H.B. No. 87, HD 1, SD 1:

Representatives Tom/Takumi/Say, Co-Chairs; White and Kawanakoa.

##### H.B. No. 111, HD 2, SD 1:

Representatives Kanoho/Tom/Say, Co-Chairs; Nakasone and Marumoto.

##### H.B. No. 112, HD 2, SD 2:

Representatives Kanoho/Tom, Co-Chairs; Arakaki, White and Kawanakoa.

##### H.B. No. 115, HD 1, SD 1:

Representatives Kanoho/Say, Co-Chairs; and Marumoto.

##### H.B. No. 123, HD 2, SD 2:

Representatives Hiraki/Say, Co-Chairs; Isbell, Ito and Ward.

##### H.B. No. 133, HD 2, SD 1:

Representatives Yonamine/Say, Co-Chairs; Nakasone, Suzuki and Ward.

##### H.B. No. 149, SD 1:

Representatives McMurdo/Tom/Yonamine, Co-Chairs; Chun Oakland and Meyer.

##### H.B. No. 181, HD 1, SD 1:

Representatives Tom, Chair; Cachola, Herkes, White and Kawanakoa.

##### H.B. No. 187, HD 1, SD 1:

Representatives Hiraki/Menor/Tom, Co-Chairs; Swain and Thielen.

##### H.B. No. 251, HD 1, SD 1:

Representatives Santiago, Chair; Garcia, McMurdo, Tarnas and Anderson.

##### H.B. No. 252, HD 1, SD 1:

Representatives McMurdo/Hiraki/Santiago, Co-Chairs; Case and Anderson.

##### H.B. No. 269, HD 2, SD 1:

Representatives Morihara/Menor, Co-Chairs; Garcia, Takai and Halford.

##### H.B. No. 298, HD 2, SD 2:

Representatives Lee/Kawakami, Co-Chairs; Ito, Takai and Halford.

- H.B. No. 313, SD 1:**  
Representatives Tom/Menor, Co-Chairs; Herkes, Swain and Kawananaoka.
- H.B. No. 331, SD 1:**  
Representatives Arakaki/Pepper/Chun Oakland/Say, Co-Chairs; and Marumoto.
- H.B. No. 337, SD 1:**  
Representatives Chun Oakland/Pepper/Kawakami, Co-Chairs; Saiki and Ward.
- H.B. No. 357, HD 1, SD 1:**  
Representatives Tom, Chair; Hamakawa and Thielen.
- H.B. No. 379, HD 2, SD 1:**  
Representatives Shon/Menor/Tom, Co-Chairs; M. Oshiro and Meyer.
- H.B. No. 386, HD 1, SD 2:**  
Representatives Shon/Say, Co-Chairs; Jones, Tarnas and Marumoto.
- H.B. No. 397, SD 1:**  
Representatives Shon, Chair; M. Oshiro, Tarnas, Yamane and Meyer.
- H.B. No. 471, HD 2, SD 1:**  
Representatives Herkes/Menor/Say, Co-Chairs; Jones and Meyer.
- H.B. No. 513, HD 1, SD 1:**  
Representatives Santiago/Chang, Co-Chairs; and Anderson.
- H.B. No. 518, HD 1, SD 2:**  
Representatives Shon/Kawakami, Co-Chairs; and Thielen.
- H.B. No. 530, HD 1, SD 1:**  
Representatives Menor, Chair; Garcia, Yamane, Yoshinaga and Meyer.
- H.B. No. 566, HD 1, SD 1:**  
Representatives Arakaki/Kawakami, Co-Chairs; Kahikina, M. Oshiro and Kawananaoka.
- H.B. No. 715, HD 1, SD 2:**  
Representatives Hiraki/Tom, Co-Chairs; Case, White and Ward.
- H.B. No. 745, HD 2, SD 2:**  
Representatives Shon/Say, Co-Chairs; Jones, Yoshinaga and Thielen.
- H.B. No. 756, HD 1, SD 1:**  
Representatives Tom, Chair; Cachola and Kawananaoka.
- H.B. No. 759, HD 1, SD 1:**  
Representatives Hiraki/Tom/Menor, Co-Chairs; Nakasone and Ward.
- H.B. 792, HD 2, SD 1:**  
Representatives Lee/Yonamine/Say, Co-Chairs; Morihara and Anderson.
- H.B. No. 813, HD 1, SD 1:**  
Representatives Tom, Chair; Cachola, Hamakawa, White and Kawananaoka.
- H.B. No. 814, SD 1:**  
Representatives Tom, Chair; Cachola, Hamakawa, White and Kawananaoka.
- H.B. No. 819, HD 1, SD 1:**  
Representatives Tom, Chair; Swain, White, Yoshinaga and Thielen.
- H.B. No. 821, SD 2:**  
Representatives Cachola/Say, Co-Chairs; and Marumoto.
- H.B. No. 837, HD 2, SD 1:**  
Representatives Lee/Chang, Co-Chairs; and Halford.
- H.B. No. 871, SD 1:**  
Representatives Menor/Takumi, Co-Chairs; Suzuki, Yoshinaga and Thielen.
- H.B. No. 873, HD 1, SD 1:**  
Representatives Menor, Chair; Hamakawa and Thielen.
- H.B. No. 895, HD 1, SD 1:**  
Representatives Pepper/Chun Oakland/Menor, Co-Chairs; Stegmaier and Anderson.
- H.B. No. 898, HD 2, SD 1:**  
Representatives Pepper/Kawakami, Co-Chairs; and Ward.
- H.B. No. 929, HD 2, SD 2:**  
Representatives Chun Oakland/Tom/Kawakami, Co-Chairs; Saiki and Kawananaoka.
- H.B. No. 994, HD 1, SD 1:**  
Representatives Menor, Chair; Cachola and Thielen.
- H.B. No. 1096, SD 1:**  
Representatives Pepper/Menor, Co-Chairs; Hamakawa, Saiki and Meyer.
- H.B. No. 1133, HD 2, SD 1:**  
Representatives Morihara/Say, Co-Chairs; and Halford.
- H.B. No. 1148, HD 2, SD 2:**  
Representatives Morihara/Say, Co-Chairs; Kanoho, Swain and Halford.
- H.B. No. 1169, HD 2, SD 1:**

- Representatives Menor/Pepper, Co-Chairs; Cachola, Saiki and Anderson.
- H.B. No. 1173, HD 1, SD 1:**
- Representatives Hiraki/Tom, Co-Chairs; and Ward.
- H.B. No. 1186, HD 1, SD 1:**
- Representatives Menor/Takumi/Say, Co-Chairs; Hamakawa and Marumoto.
- H.B. No. 1188, SD 1:**
- Representatives Tom/Kanoho, Co-Chairs; and Kawananaoka.
- H.B. No. 1208, HD 1, SD 1:**
- Representatives Chang, Chair; Ito and Ward.
- H.B. No. 1220, HD 1, SD 1:**
- Representatives Say, Chair; Kawakami, Alcon, Chang, Isbell, Ito, Jones, Kahikina, Kanoho, Nakasone, Nekoba, M. Oshiro, Suzuki, Marumoto and Ward.
- H.B. No. 1244, SD 1:**
- Representatives Menor/Takumi, Co-Chairs; Nakasone, White and Meyer.
- H.B. No. 1257, HD 2, SD 2:**
- Representatives Lee/Say, Co-Chairs; Nekoba, Takai and Marumoto.
- H.B. No. 1262, HD 1, SD 1:**
- Representatives Say, Chair; Kawakami, Alcon, Chang, Isbell, Ito, Jones, Kahikina, Kanoho, Nakasone, Nekoba, M. Oshiro, Suzuki, Marumoto and Ward.
- H.B. No. 1277, HD 2, SD 1:**
- Representatives Tom/Say, Co-Chairs; and Ward.
- H.B. No. 1311, HD 1, SD 1:**
- Representatives Arakaki, Chair; Kahikina and Kawananaoka.
- H.B. No. 1385, HD 2, SD 1:**
- Representatives Pepper/Menor/Kanoho, Co-Chairs; Saiki and Anderson.
- H.B. No. 1409, HD 2, SD 1:**
- Representatives Lee/Kawakami, Co-Chairs; and Anderson.
- H.B. No. 1425, HD 1, SD 2:**
- Representatives Shon/Say, Co-Chairs; and Meyer.
- H.B. No. 1426, SD 2:**
- Representatives Menor/Say, Co-Chairs; Kanoho, Yoshinaga and Ward.
- H.B. No. 1431, HD 1, SD 1:**
- Representatives Stegmaier/Yonamine, Co-Chairs; Takumi, Tarnas and Anderson.
- H.B. No. 1466, HD 2, SD 1:**
- Representatives Chun Oakland/Kawakami, Co-Chairs; Nekoba, Saiki and Kawananaoka.
- H.B. No. 1472, HD 1, SD 1:**
- Representatives Say, Chair; Chang and Kawakami.
- H.B. No. 1485, HD 2, SD 1:**
- Representatives Takumi/Menor/Tom, Co-Chairs; Ito and Meyer.
- H.B. No. 1486, HD 2, SD 1:**
- Representatives Takamine/Say; Co-Chairs; Nakasone, Nekoba and Meyer.
- H.B. No. 1491, HD 2, SD 1:**
- Representatives Hiraki/Tom, Co-Chairs; Case, Swain and Ward.
- H.B. No. 1499, HD 1, SD 1:**
- Representatives Tom, Chair; Hamakawa, and Kawananaoka.
- H.B. No. 1557, HD 2, SD 1:**
- Representatives Pepper/Menor, Co-Chairs; Saiki, Yoshinaga and Anderson.
- H.B. No. 1586, HD 2, SD 1:**
- Representatives Yonamine/Say, Co-Chairs; Nakasone, Suzuki and Ward.
- H.B. No. 1626, HD 1, SD 2:**
- Representatives Stegmaier/Say, Co-Chairs; Kawakami, Santiago and Halford.
- H.B. No. 1643, HD 1, SD 1:**
- Representatives Chun Oakland/Pepper/Say, Co-Chairs; Nakasone and Suzuki.
- H.B. No. 1686, SD 2:**
- Representatives Yonamine/Say, Co-Chairs; Case, Isbell and Ward.
- H.B. No. 1691, HD 1, SD 2:**
- Representatives Chun Oakland/Alcon, Co-Chairs; Chang, Kahikina and Ward.
- H.B. No. 1736, SD 1:**
- Representatives Stegmaier/Say, Co-Chairs; Chang, Santiago and Anderson.
- H.B. No. 1763, HD 3, SD 2:**
- Representatives Arakaki/Santiago/Tom/Kanoho, Co-Chairs; and Kawananaoka.
- H.B. No. 1770, SD 1:**
- Representatives Morihara, Chair; Swain and Halford.
- H.B. No. 1780, HD 1, SD 1:**

Representatives Say, Chair; Kawakami, Alcon, Chang, Isbell, Ito, Jones, Kahikina, Kanoho, Nakasone, Nekoba, M. Oshiro, Suzuki, Marumoto and Ward.

**H.B. No. 1785, HD 1, SD 1:**

Representatives Say, Chair; M. Oshiro and Marumoto.

**H.B. No. 1787, HD 1, SD 2:**

Representatives Say, Chair; Chang and Marumoto.

**H.B. No. 1790, HD 1, SD 1:**

Representatives Takamine/Shon, Co-Chairs; Garcia, Tarnas and Ward.

**H.B. No. 1800, HD 1, SD 2:**

Representatives Stegmaier/Tom, Co-Chairs; and Halford.

**H.B. No. 1819, HD 2, SD 1:**

Representatives Stegmaier/Menor/Say, Co-Chairs; Takai and Halford.

**H.B. No. 1828, HD 2, SD 1:**

Representatives Arakaki/Tom/Say, Co-Chairs; and Case.

**H.B. No. 1833, SD 1:**

Representatives Tom/Nakasone, Co-Chairs; and Marumoto.

**H.B. No. 1834, HD 2, SD 1:**

Representatives Say, Chair; Nakasone and Marumoto.

**H.B. No. 1839, HD 1, SD 1:**

Representatives Morihara/Menor, Co-Chairs; Garcia, Takai and Meyer.

**H.B. No. 1849, HD 1, SD 1:**

Representatives Morihara, Chair; Jones and Halford.

**H.B. No. 1853, HD 2, SD 1:**

Representatives Tom/Say, Co-Chairs; M. Oshiro, Swain and Thielen.

**H.B. No. 1857, HD 2, SD 2:**

Representatives Tom/Kanoho, Co-Chairs; Hamakawa, Ito and Marumoto.

**H.B. No. 1868, SD 1:**

Representatives Tom/Say, Co-Chairs; Suzuki, White and Kawananaoka.

**H.B. No. 1878, HD 2, SD 1:**

Representatives Herkes/Kawakami, Co-Chairs; Isbell, Jones and Ward.

**H.B. No. 1884, HD 1, SD 1:**

Representatives Arakaki, Chair; Saiki and Kawananaoka.

**H.B. No. 1903, SD 1:**

Representatives Stegmaier/Say, Co-Chairs; Kawakami, Tarnas and Halford.

**H.B. No. 1909, HD 1, SD 1:**

Representatives Say, Chair; Kanoho and Ward.

**H.B. No. 1918, HD 2, SD 1:**

Representatives Menor/Tom/Pepper/Say, Co-Chairs; and Marumoto.

**H.B. No. 1919, HD 1, SD 2:**

Representatives Menor/Say, Co-Chairs; Nakasone, Yamane and Thielen.

**H.B. No. 1920, HD 2, SD 2:**

Representatives Menor/Say, Co-Chairs; Cachola, Yamane and Ward.

**H.B. No. 1921, SD 1:**

Representatives Chun Oakland/Pepper/Menor/Say, Co-Chairs; and Anderson.

**H.B. No. 1927, HD 1, SD 1:**

Representatives Menor/Say, Co-Chairs; Jones, Swain and Thielen.

**H.B. No. 1939, HD 1, SD 1:**

Representatives Menor/Tom, Co-Chairs; and Meyer.

**H.B. No. 1959, HD 2, SD 2:**

Representatives Menor/Say, Co-Chairs; and Ward.

**H.B. No. 1962, HD 1, SD 1:**

Representatives McMurdo/Kawakami, Co-Chairs; Case, Kahikina and Meyer.

**H.B. No. 1965, HD 1, SD 1:**

Representatives Stegmaier/Kawakami, Co-Chairs; and Anderson.

**H.B. No. 1968, HD 2, SD 1:**

Representatives Pepper/Tom/Kawakami, Co-Chairs; Hamakawa and Kawananaoka.

**H.B. No. 1976, HD 2, SD 2:**

Representatives Pepper/Say, Co-Chairs; Chun Oakland, Isbell and Anderson.

**H.B. No. 1977, HD 1, SD 2:**

Representatives Shon/Tom, Co-Chairs; M. Oshiro, White and Thielen.

**H.B. No. 1980, HD 1, SD 1:**

Representatives Pepper/Menor/Say, Co-Chairs; Saiki and Anderson.

**H.B. No. 1985, HD 1, SD 2:**

Representatives Chun Oakland/Say, Co-Chairs; Saiki, Suzuki and Ward.



**H.B. No. 1988, HD 1, SD 1:**

Representatives Arakaki/Kawakami, Co-Chairs;  
Kahikina, Saiki and Marumoto.

**H.B. No. 1991, HD 1, SD 1:**

Representatives Chun Oakland/Kawakami, Co-Chairs;  
Alcon, Kahikina and Kawananaoka.

**H.B. No. 1996, HD 1, SD 2:**

Representatives Yonamine/Say, Co-Chairs; Kanoho,  
Suzuki and Marumoto.

**H.B. No. 1997, HD 3, SD 1:**

Representatives Yonamine/Tom/Say, Co-Chairs;  
Nakasone and Ward.

**H.B. No. 1998, HD 1, SD 2:**

Representatives Yonamine/Say, Co-Chairs; Alcon, Ito  
and Ward.

**H.B. No. 2000, SD 1:**

Representatives Yonamine, Chair; Takumi and  
Marumoto.

**H.B. No. 2013, HD 1, SD 1:**

Representatives Takamine/Santiago, Co-Chairs; Garcia,  
Nekoba and Meyer.

**H.B. No. 2022, SD 1:**

Representatives Tom/Kanoho, Co-Chairs; Alcon,  
Yamane and Kawananaoka.

**H.B. No. 2023, SD 2:**

Representatives Tom/Kanoho, Co-Chairs; Alcon,  
Yamane and Kawananaoka.

**H.B. No. 2031, HD 1, SD 1:**

Representatives Tom/Say, Co-Chairs; Herkes, Suzuki  
and Ward.

**H.B. No. 2038, HD 2, SD 2:**

Representatives Tom/Say, Co-Chairs; Suzuki, White  
and Marumoto.

**H.B. No. 2050, HD 1, SD 1:**

Representatives Hiraki/Say, Co-Chairs; Ito, Kawakami  
and Ward.

**H.B. No. 2051, HD 1, SD 2:**

Representatives Hiraki/Tom, Co-Chairs; Case, Ito and  
Thielen.

**H.B. No. 2089, HD 1, SD 1:**

Representatives Yonamine/Say, Co-Chairs; Isbell,  
Takumi and Marumoto.

**H.B. No. 2094, HD 2, SD 1:**

Representatives Tom/Say, Co-Chairs; Kanoho, White  
and Marumoto.

**H.B. No. 2107, HD 1, SD 1:**

Representatives Morihara/Kawakami. Co-Chairs: Isbell,  
Takai and Halford.

**H.B. No. 2133, HD 2, SD 1:**

Representatives Yonamine/Menor/Tom/Say, Co-Chairs;  
White, Yamane and Ward.

**H.B. No. 2137, HD 1, SD 1:**

Representatives Lee/Kanoho, Co-Chairs; Kahikina,  
Takai and Halford.

**H.B. No. 2179, HD 1, SD 1:**

Representatives Menor, Chair; Garcia, Hamakawa,  
Yoshinaga and Thielen.

**H.B. No. 2215, HD 2, SD 1:**

Representatives Menor/Say, Co-Chairs; Cachola,  
Kanoho and Marumoto.

**H.B. No. 2239, HD 2, SD 2:**

Representatives Yonamine/Say, Co-Chairs; Nakasone,  
Suzuki and Ward.

**H.B. No. 2324, HD 1, SD 2:**

Representatives Hiraki/Tom, Co-Chairs; Ito, White and  
Thielen.

**H.B. No. 2333, HD 1, SD 2:**

Representatives Takumi/Yonamine/Tom, Co-Chairs;  
Alcon and Kawananaoka.

**H.B. No. 2352, SD 1:**

Representatives Hiraki/Menor, Co-Chairs; Herkes,  
Isbell and Ward.

**ANNOUNCEMENTS**

Representative Morihara rose and requested waiver of  
the 48-hour hearing notice requirement to hear S.C.R.  
Nos. 166, SD 1; and 305, on Wednesday at 8:30 a.m.,  
and the Chair "so ordered."

Representative Ito then rose and stated:

"I am happy to report to you and the members that this  
past Friday, we beat the Senate at the softball game. The  
final score was 14-8, so I want to thank Representative P.  
Oshiro who was the assistant coach."

**ADJOURNMENT**

At 12:55 o'clock p.m., on motion by Representative  
Amaral, seconded by Representative Thielen and carried,  
the House of Representatives adjourned until 11:30  
o'clock a.m. tomorrow, Tuesday, April 18, 1995.

## FIFTY-FIRST DAY

**Tuesday, April 18, 1995**

The House of Representatives of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1995, convened at 11:41 o'clock a.m., with the Speaker presiding.

The invocation was delivered by President Richard C.H. Char of the Jesus Christ of Latter-Day Saints, Honolulu Stake, after which the Roll was called showing all members present with the exception of Representatives Meyer, Tarnas and Yonamine, who were excused.

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

On motion by Representative Amaral, seconded by Representative Thielen and carried, reading of the Journal was dispensed with and the Journal of the Fiftieth Day was approved.

## GOVERNOR'S MESSAGE

Gov. Msg. No. 232, informing the House that on April 17, 1995, he signed Senate Bill No. 161 as Act 16, entitled: "RELATING TO THE UNIVERSITY OF HAWAII", was read by the Clerk and was placed on file.

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 684 and 685) were read by the Clerk and were placed on file:

Sen. Com. No. 684, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bills: S.B. Nos. 287, HD 1; 853, SD 1, HD 1; 1141, SD 2, HD 1; 82, SD 2, HD 2; 432, SD 2, HD 3; 443, SD 2, HD 2; 588, SD 2, HD 1; 858, SD 1, HD 2; 1028, SD 2, HD 2; 1559, SD 2, HD 2; 1701, SD 1, HD 2; 68, SD 2, HD 1; 85, SD 1, HD 1; 102, SD 1, HD 3; 107, HD 1; 201, SD 1, HD 1; 287, HD 1; 310, SD 1, HD 1; 336, SD 1, HD 2; 365, HD 1; 396, SD 2, HD 2; 433, HD 1; 458, SD 1, HD 2; 478, SD 2, HD 2; 493, SD 1, HD 2; 500, HD 1; 526, HD 1; 532, SD 1, HD 1; 550, SD 2, HD 2; 562, SD 1, HD 1; 596, SD 1, HD 2; 807, SD 1, HD 1, 887, HD 1; 889, SD 2, HD 3; 937, SD 2, HD 2; 942, SD 1, HD 3; 958, HD 1; 959, HD 1; 960, SD 1, HD 1; 1022, SD 1, HD 1; 1161, HD 1; 1218, SD 1, HD 1; 1233, SD 2, HD 2; 1298, SD 2, HD 3; 1331, SD 1, HD 2; 1336, SD 2, HD 2; 1367, HD 1; 1368, SD 1, HD 1; 1410, SD 2, HD 2; 1461, SD 2, HD 2; 1520, SD 1, HD 2; 1626, SD 1, HD 2; 1670, SD 1, HD 1; 1674, SD 2, HD 2; 1720, SD 1, HD 1; 1732, HD 1; 1739, SD 2, HD 2; 1742, HD 1; 1743, SD 1, HD 2; 1744, HD 1; 1745, HD 1; 1746, HD 1; 1749, HD 2; 1762, SD 1, HD 1; 1797, HD 1; 1804, SD 1, HD 2; 1806, SD 2, HD 1; 1828, SD 1, HD 1; 1846, SD 1, HD 2; 1905, SD 2, HD 2; 1910, SD 1, HD 1; 1920, SD 2, HD 2; and 1930, SD 1, HD 1.

Sen. Com. No. 685, informing the House that on April 17, 1995, the President appointed as conferees on the part of the Senate for the consideration of amendments proposed by the House to the following Senate Bills:

**S.B. No. 68, SD 2, HD 1:**

Senators Ikeda, Chair; Matsuura, Aki and Taniguchi.

**S.B. No. 82, SD 2, HD 2:**

Senators Ikeda, Chair; Grauly, Baker, Chumbley, McCartney and Anderson.

**S.B. No. 102, SD 1, HD 3:**

Senators Ikeda, Chair; Chumbley and Kawamoto.

**S.B. No. 201, SD 1, HD 1:**

Senators Ikeda, Chair; Tam, Aki and Liu.

**S.B. No. 287, HD 1:**

Senators Ikeda, Chair; Iwase, Holt, Ige and Anderson.

**S.B. No. 304, HD 1:**

Senators Ikeda, Chair; Baker, Bunda, Fernandes Salling, Fukunaga, Kanno, Kawamoto, Solomon, Tanaka, Taniguchi and Liu.

**S.B. No. 305, HD 1:**

Senators Ikeda, Chair; Baker, Bunda, Fernandes Salling, Fukunaga, Kanno, Kawamoto, Solomon, Tanaka, Taniguchi and Liu.

**S.B. No. 310, SD 1, HD 1:**

Senators Ikeda, Chair; Levin, Baker, Kanno and Liu.

**S.B. No. 336, SD 1, HD 2:**

Senators Ikeda, Chair; Grauly, Chumbley, McCartney and Anderson.

**S.B. No. 365, HD 1:**

Senators, Holt, Chair; Iwase and Anderson.

**S.B. No. 396, SD 2, HD 2:**

Senators Ikeda, Chair; Chumbley and Kawamoto.

**S.B. No. 432, SD 2, HD 3:**

Senators Ikeda, Chair; Grauly, Chumbley, McCartney and Anderson.

**S.B. No. 443, SD 2, HD 2:**

Senators Ikeda, Chair; Grauly, Chumbley, McCartney and Anderson.

**S.B. No. 458, SD 1, HD 2:**

Senators Ikeda, Chair; Bunda, Chumbley, Holt and Liu.

**S.B. No. 478, SD 2, HD 2:**

Senators Ikeda, Chair; Fernandes Salling, Tanaka, Taniguchi and Anderson.

**S.B. No. 493, SD 1, HD 2:**

Senators Ikeda, Chair; Grauly, Chumbley, McCartney and Anderson.

**S.B. No. 526, HD 1:**

Senators Holt, Chair; Ihara and Anderson.

**S.B. No. 532, SD 1, HD 1:**

Senators Holt, Chair; Ihara and Anderson.

**S.B. No. 550, SD 2, HD 2:**

Senators Ikeda, Chair; Bunda, Chumbley and Liu.

**S.B. No. 588, SD 2, HD 1:**

Senators Ikeda, Chair; Levin, Baker and Kanno.

**S.B. No. 596, SD 1, HD 2:**

Senators Ikeda, Chair; Bunda, Chumbley, Holt and Liu.

**S.B. No. 807, SD 1, HD 1:**

Senators Holt, Chair; Iwase and Anderson.

**S.B. No. 853, SD 1, HD 1:**

Senators Ikeda, Chair; Fernandes Salling, Baker, Fukunaga, Taniguchi and Anderson.

**S.B. No. 858, SD 1, HD 2:**

Senators Ikeda, Chair; Kanno, Solomon, Taniguchi and Anderson.

**S.B. No. 887, HD 1:**

Senators Ikeda, Chair; Baker and Liu.

**S.B. No. 889, SD 2, HD 3:**

Senators Ikeda, Chair; Tanaka, Iwase, Solomon and Liu.

**S.B. No. 923, HD 1:**

Senators Ikeda, Chair; Baker, Bunda, Fernandes Salling, Fukunaga, Kanno, Kawamoto, Solomon, Tanaka, Taniguchi and Liu.

**S.B. No. 937, SD 2, HD 2:**

Senators Ikeda, Chair; Ige, Iwase, Taniguchi and Liu.

**S.B. No. 942, SD 1, HD 3:**

Senators Ikeda, Chair; Grauly, Chumbley and Anderson.

**S.B. No. 959, HD 1:**

Senators Holt, Chair; Ihara and Anderson.

**S.B. No. 1022, SD 1, HD 1:**

Senators Ikeda, Chair; Levin, Baker, Kanno and Liu.

**S.B. No. 1028, SD 2, HD 2:**

Senators Ikeda, Chair; Levin, Matsuura and Baker.

**S.B. No. 1141, SD 2, HD 1:**

Senators Ikeda, Chair; Kanno, Solomon, Taniguchi and Anderson.

**S.B. No. 1161, HD 1:**

Senators Holt, Chair; Ihara and Anderson.

**S.B. No. 1201, HD 1:**

Senators Ikeda, Chair; Kanno, Taniguchi and Liu.

**S.B. No. 1214, HD 1:**

Senators Ikeda, Chair; Grauly and Chumbley.

**S.B. No. 1233, SD 2, HD 2:**

Senators Ikeda, Chair; Holt, Baker and Anderson.

**S.B. No. 1298, SD 2, HD 3:**

Senators Ikeda, Chair; Chumbley and Kawamoto.

**S.B. No. 1331, SD 1, HD 2:**

Senators Ikeda, Chair; Grauly, Chumbley, McCartney and Anderson.

**S.B. No. 1336, SD 2, HD 2:**

Senators, Ikeda, Chair; Aki, Kawamoto, McCartney and Liu.

**S.B. No. 1367, HD 1:**

Senators, Ikeda, Chair; Holt and Anderson.

**S.B. No. 1368, SD 1, HD 1:**

Senators Holt, Chair; Iwase and Anderson.

**S.B. No. 1410, SD 2, HD 2:**

Senators Ikeda, Chair; Levin, Tam, Kanno and Kawamoto.

**S.B. No. 1461, SD 2, HD 2:**

Senators Ikeda, Chair; Levin, Baker, Kanno and Anderson.

**S.B. No. 1467, SD 2, HD 1:**

Senators Ikeda, Chair; Ige, Iwase, Taniguchi and Liu.

**S.B. No. 1520, SD 1, HD 2:**

Senators Holt, Chair; Levin and Anderson.

**S.B. No. 1559, SD 2, HD 2:**

Senators Ikeda/Fernandes Salling, Co-Chairs; Tanaka, Taniguchi and Anderson.

**S.B. No. 1577, SD 1, HD 1:**

Senators Ikeda, Chair; Kawamoto, Solomon, Taniguchi and Liu.

**S.B. No. 1626, SD 1, HD 2:**

Senators Ikeda, Chair; Ige, Iwase, Taniguchi and Liu.

**S.B. No. 1665, SD 1, HD 1:**

Senators Ikeda, Chair; Kanno and Liu.

**S.B. No. 1670, SD 1, HD 1:**

Senators Ikeda, Chair; Levin, Baker and Kanno.

**S.B. No. 1674, SD 2, HD 2:**

Senators Ikeda, Chair; Levin, Baker and Kanno.

**S.B. No. 1683, SD 1, HD 1:**

Senators Ikeda, Chair; Matsuura, Aki, Taniguchi and Anderson.

**S.B. No. 1701, SD 1, HD 2:**

Senators Ikeda, Chair; Bunda, Chumbley, Holt and Liu.

**S.B. No. 1720, SD 1, HD 1:**

Senators Holt, Chair, Iwase and Anderson.

**S.B. No. 1732, HD 1:**

Senators Holt, Chair; Iwase and Anderson.

**S.B. No. 1739, SD 2, HD 2:**

Senators Ikeda, Chair; Tam, Chumbley, Fukunaga and Liu.

**S.B. No. 1742, HD 1:**

Senators Holt, Chair; Levin and Anderson.

**S.B. No. 1743, SD 1, HD 2:**

Senators Holt, Chair; Iwase and Anderson.

**S.B. No. 1745, HD 1:**

Senators Holt, Chair; Iwase and Anderson.

**S.B. No. 1746, HD 1:**

Senators Holt, Chair; Iwase and Anderson.

**S.B. No. 1749, HD 2:**

Senators Ikeda, Chair; Kanno, Fukunaga and Anderson.

**S.B. No. 1751, HD 1:**

Senators Ikeda, Chair; Kanno and Fukunaga.

**S.B. No. 1762, SD 1, HD 1:**

Senators Ikeda, Chair; Holt and Anderson.

**S.B. No. 1804, SD 1, HD 2:**

Senators Ikeda, Chair; Kanno, Solomon, Taniguchi and Anderson.

**S.B. No. 1806, SD 2, HD 1:**

Senators Ikeda, Chair; Fukunaga, Baker, Chumbley, Kanno and Liu.

**S.B. No. 1846, SD 1, HD 2:**

Senators Holt, Chair; Levin and Anderson.

**S.B. No. 1905, SD 1, HD 1:**

Senators Ikeda, Chair; Iwase, Holt, Ige and Anderson.

**S.B. No. 1910, SD 1, HD 1:**

Senators Ikeda, Chair; Bunda, Chumbley, Holt and Liu.

**S.B. No. 1920, SD 2, HD 2:**

Senators Ikeda, Chair; Ige, Iwase, Taniguchi and Liu.

**S.B. No. 1930, SD 1, HD 1:**

Senators Ikeda, Chair; Tanaka, Ihara, Iwase, Solomon and Liu.

**S.B. No. 1939, SD 2, HD 1:**

Senators Ikeda, Chair; Fukunaga, Baker, Bunda, Ihara, Kanno and Liu.

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

Representative Nekoba introduced a group of students from Kailua High School. They were accompanied by their teacher, Mr. Paul Newton.

Representative Marumoto introduced a dignitary from Washington, D.C., Nellie Longworth, President of Preservation Action. "Longworth, as you know, is a very famous name in D.C. Alice Roosevelt, daughter of Teddy, married a Longworth, and we've all been to the Longworth Building when we go to D.C. Her name is spelled with an 's' but she tells me it's the same family. She is here to give a talk at Iolani Palace for the 8th annual historic preservation lecture series." She was accompanied by Bud Smyser, her "very young uncle and editor of the Star-Bulletin, noted political commentator and the conscience of Hawaii," and further stated:

"I just want to tell you a little bit about Preservation Action. It happens to be the only national citizens lobby for historic preservation existing to serve as an independent voice for the active preservation community, and I am very proud to be a member of the National Board."

Representative M. Oshiro introduced Kalani Kapu, a constituent of his from Wahiawa.

**ORDER OF THE DAY**

**COMMITTEE REASSIGNMENTS**

The following Senate Bills were re-referred as follows:

<u>S.B. Nos.</u>	<u>Re-referred to:</u>
201	Committee on Energy and Environmental Protection, then to the Committee on Finance
865	Committee on Judiciary, then to the Committee on Intergovernmental Relations and International Affairs
1233	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary, then to the Committee on Health, then to the Committee on Finance
1367	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary, then to the Committee on Finance
1559	Jointly to the Committee on Intergovernmental Relations and International Affairs and the Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance

1560 Committee on Intergovernmental Relations and International Affairs, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary

The following Senate Concurrent Resolutions were re-referred as follows:

**S.C.R. Nos. Re-referred to:**

74 Committee on Education, then to the Committee on Finance

283 Committee on Intergovernmental Relations and International Affairs, then to the Committee on Finance

300 Committee on Energy and Environmental Protection, then to the Committee on Finance

**INTRODUCTION OF RESOLUTION  
(FLOOR PRESENTATION)**

H.R. No. 328, entitled: "HOUSE RESOLUTION CONGRATULATING HAWAII MATSURI TAIKO ON THEIR TENTH ANNIVERSARY," was offered by Representative M. Oshiro and was read by the Clerk.

Representative M. Oshiro moved that H.R. No. 328 be adopted, seconded by Representative Santiago.

Representative M. Oshiro rose and proceeded to introduce the honorees, stating:

"Mr. Speaker and members of the House, it is my pleasure today to introduce to you Ms. Faye Komagata and two members of Hawaii Matsuri Taiko -- Leo Saiki and Kathy Ebisui. For those of you who may not be familiar with taiko, it is the ancient art of Japanese drums.

"Hawaii Matsuri Taiko was founded ten years ago by Faye Komagata, at the Wahiawa Ryusenji Soto Mission. This group was the very first taiko troupe established in Hawaii.

"Mr. Speaker and colleagues, taiko is an extremely physical and mentally demanding activity that requires long hours of practice and strict discipline. This troupe has trained here in Hawaii and on the mainland, and has even traveled to Japan to study.

"Locally, Hawaii Matsuri Taiko's performances include Governor Cayetano's Inaugural Banquet, the 100th Battalion's 50th Anniversary, Bishop Museum's Family Sundays, and numerous bon dances throughout the State, just to name a few.

"The reputation of the Hawaii Matsuri Taiko has spread far beyond the shores of these islands and extends to the West Coast of America, Disney World's Epcot Center, and at festivals in Nagaoka and Niigata, Japan.

"Mr. Speaker, I recently had the honor attending Hawaii Matsuri Taiko's 10th anniversary concert on March 26th in Pearl City. The Hawaii Matsuri Taiko was also accompanied by the Kona Daifukuji Taiko from the Big Island and Chibi Miyana from Okinawa.

"The traditional taiko arrangements were outstanding, and the original compositions blending Hawaiian, mainland, and Japanese themes were particularly moving and impressive. Mr. Speaker, there were many moments when I, too, felt like getting up and dancing in the aisles.

"Mrs. Komagata, you and the Hawaii Matsuri Taiko have brought pride and inspiration to all of Hawaii. You have brought pride and inspiration to the people and community of Wahiawa, you have brought distinction to all of our communities, and have bridged Japanese, American, and local cultures through your energy and compositions.

"You have inspired younger Japanese Americans to explore their heritage, but more importantly, you have promoted a greater international understanding and cultural sensitivity amongst people.

"Mr. Speaker and members, please join me as I commend my special guests for their hard work and dedication which has brought the Hawaii Matsuri Taiko to its 10th anniversary."

Representative M. Oshiro then asked Mrs. Faye Komagata, Leo Saiki and Kathy Ebisui, who were seated on the chamber floor, to stand to be recognized.

Representative Ward then rose to speak in support of the resolution, stating:

"I was told that one of the commendees was from my district -- Hawaii Kai -- and I would be amiss because in his commendation, he said that this is an extremely physical and mentally taxing activity. For ten years they have excelled at this, and this day we are here to congratulate you.

"However, I would add one footnote, Mr. Speaker. In the last ten years, the planning and the construction of Kalamiana'ole Highway has conditioned him daily -- to and from his office -- and have brought him to this day. I commend him both for his art and his talent of tolerance in East Honolulu as a resident.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.R. No. 328 was adopted.

At this time, Representative M. Oshiro presented Mrs. Faye Komagata with a Certificate of Recognition and a ginger lei, and Representatives Santiago and Yoshinaga presented floral leis to Kathy Ebisui and Leo Saiki, respectively.

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 12:04 o'clock p.m.

**STANDING COMMITTEE REPORTS**

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1834) recommending that S.C.R. No. 23 be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nekoba and carried, the report of the Committee was adopted and S.C.R. No. 23, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE COSTS AND PERSONNEL NEEDS OF PROVIDING FOR MONITORING OF VEGETATION OVERGROWTH OF STATE STREAMS," was referred to the Committee on Finance.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1835) recommending that S.C.R. No. 21, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nekoba and carried, the report of the Committee was adopted and S.C.R. No. 21, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE SUBMITTAL OF A COPY OF THE REPORT GENERATED FROM THE FINDINGS OF THE ENDANGERED WATERBIRD RECOVERY PLANNING PROCESS TO THE STATE LEGISLATURE," was referred to the Committee on Finance.

Representative Pepper, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1836) recommending that S.C.R. No. 117, SD 1, be referred to the Committee on Finance.

On motion by Representative Pepper, seconded by Representative Hamakawa and carried, the report of the Committee was adopted and S.C.R. No. 117, SD 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE IMPROVEMENT OF MENTAL HEALTH SERVICES IN HAWAII," was referred to the Committee on Finance.

Representative Pepper, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1837) recommending that S.C.R. No. 243, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Pepper, seconded by Representative Hamakawa and carried, the report of the Committee was adopted and S.C.R. No. 243, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE TO REVIEW THE RESPONSIBILITIES AND FUNCTIONS OF THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY," was referred to the Committee on Finance.

Representative Pepper, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1838) recommending that S.C.R. No. 219, SD 1, be referred to the Committee on Finance.

On motion by Representative Pepper, seconded by Representative Hamakawa and carried, the report of the Committee was adopted and S.C.R. No. 219, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO INVESTIGATE METHODS OF DELIVERING MEDICAL SERVICES MORE EFFICIENTLY DURING WEEKENDS AND AFTER HOURS ON WEEKDAYS," was referred to the Committee on Finance.

#### INTRODUCTION OF RESOLUTION

H.R. No. 329, entitled: "HOUSE RESOLUTION HONORING AND COMMENDING THOMAS GRANDE, ESQ.; CINDI JOHN, ESQ.; ALSTON HUNT FLOYD & ING, ATTORNEYS AT LAW - A LAW CORPORATION; SARA HARVEY, ESQ.; MEREDITH LENELL, ESQ.; AND FAY TOMA, PARALEGAL, FOR THEIR OUTSTANDING CONTRIBUTION TO THE DELIVERY OF PRO BONO LEGAL SERVICES," was jointly offered by Representatives Chun Oakland, Hamakawa, Pepper, Saiki, Morihara, Swain, Nakasone, Hiraki, Nekoba, Suzuki, Say, Yonamine, Kahikina, Arakaki, Okamura, Amaral, Stegmaier, Yamane, Herkes, Jones, Chang, M. Oshiro, Shon, Case, Kawakami, Santiago, Takumi, Ito,

Takai, Lee, McMurdo, Tarnas, Kanoho and Ishell, and was read by the Clerk.

On motion by Representative Chun Oakland, seconded by Representative Stegmaier and carried, H.R. No. 329 was adopted.

#### APPOINTMENT OF CONFEREES

In accordance with the disagreement of the Senate to the amendments proposed by the House in the following Senate Bills and the request for a conference on the respective subject matter thereof, the Speaker appointed the following Managers on the part of the House at such conference:

##### S.B. No. 6, SD 1, HD 1:

Representatives Tom, Chair; White and Kawanakoa.

##### S.B. No. 15, HD 1:

Representatives Takamine, Chair; Nekoba, M. Oshiro, Tarnas and Meyer.

##### S.B. No. 68, SD 2, HD 1:

Representatives Chun Oakland/Say, Co-Chairs; Kawakami, Saiki and Marumoto.

##### S.B. No. 82, SD 2, HD 2:

Representatives McMurdo/Tom/Say, Co-Chairs; Case and Meyer.

##### S.B. No. 84, SD 1, HD 1:

Representatives Tom, Chair; Menor, White, Yoshinaga and Thielen.

##### S.B. No. 85, SD 1, HD 1:

Representatives Tom, Chair; Cachola, Saiki, White and Thielen.

##### S.B. No. 87, SD 1, HD 1:

Representatives Tom/McMurdo, Co-Chairs; Case and White.

##### S.B. No. 92, SD 1, HD 1:

Representatives Tom/McMurdo, Co-Chairs; Herkes, Yamane and Thielen.

##### S.B. No. 102, SD 1, HD 3:

Representatives Arakaki/Stegmaier/Kanoho, Co-Chairs; Kahikina and Anderson.

##### S.B. No. 107, HD 1:

Representatives Yonamine/Say, Co-Chairs; Ito, Suzuki and Marumoto.

##### S.B. No. 158, SD 1, HD 1:

Representatives Tom, Chair; Swain, White, Yoshinaga and Thielen.

##### S.B. No. 159, HD 1:

Representatives Tom, Chair; Herkes, Swain, White and Kawanakoa.

**S.B. No. 171, SD 1, HD 1:**

Representatives Tom, Chair; Herkes, Swain, White and Thielen.

**S.B. No. 201, SD 1, HD 1:**

Representatives Shon/Say, Co-Chairs; Kanoho, Santiago and Thielen.

**S.B. No. 287, HD 1:**

Representatives Takamine/Say, Co-Chairs; Nekoba, M. Oshiro and Marumoto.

**S.B. No. 288, SD 1, HD 2:**

Representatives Takamine/Santiago/Shon/Tom, Co-Chairs; and Anderson.

**S.B. No. 304, HD 1:**

Representatives Say, Chair; Kawakami, Alcon, Chang, Isbell, Ito, Jones, Kahikina, Kanoho, Nakasone, Nekoba, M. Oshiro, Suzuki, Marumoto and Ward.

**S.B. No. 305, HD 1:**

Representatives Say, Chair; Kawakami, Alcon, Chang, Isbell, Ito, Jones, Kahikina, Kanoho, Nakasone, Nekoba, M. Oshiro, Suzuki, Marumoto and Ward.

**S.B. No. 310, SD 1, HD 1:**

Representatives Pepper/Kawakami, Co-Chairs; Hamakawa, Jones and Ward.

**S.B. No. 336, SD 1, HD 2:**

Representatives Tom/Menor/Say, Co-Chairs; Cachola and Thielen.

**S.B. No. 337, HD 1:**

Representatives Tom, Chair; Hamakawa, White, Yamane and Kawananaokoa.

**S.B. No. 365, HD 1:**

Representatives Menor, Chair; Cachola, Hamakawa, Yoshinaga and Thielen.

**S.B. No. 385, HD 2:**

Representatives Chun Oakland/Tom, Co-Chairs; Case, Kahikina and Kawananaokoa.

**S.B. No. 396, SD 2, HD 2:**

Representatives Stegmaier/Say, Co-Chairs; Kawakami, Morihara and Anderson.

**S.B. No. 424, SD 1, HD 1:**

Representatives Stegmaier/Say, Co-Chairs; Kanoho, Tarnas and Halford.

**S.B. No. 431, SD 1, HD 1:**

Representatives Tom, Chair; McMurdo, White, Yamane and Kawananaokoa.

**S.B. No. 432, SD 2, HD 3:**

Representatives Pepper/Tom/Say, Co-Chairs; Hamakawa and Anderson.

**S.B. No. 433, HD 1:**

Representatives Menor, Chair; Cachola and Meyer.

**S.B. No. 443, SD 2, HD 2:**

Representatives Tom/Kawakami, Co-Chairs; Herkes, Nekoba and Marumoto.

**S.B. No. 458, SD 1, HD 2:**

Representatives Arakaki/Kawakami, Co-Chairs; Kahikina, M. Oshiro, Kawananaokoa.

**S.B. No. 478, SD 2, HD 2:**

Representatives Tom/Kawakami, Co-Chairs; Chang, Swain and Thielen.

**S.B. No. 487, SD 1, HD 1:**

Representatives Menor/Tom, Co-Chairs; White, Yoshinaga and Thielen.

**S.B. No. 493, SD 1, HD 2:**

Representatives Pepper/Tom/Menor/Say, Co-Chairs; and Anderson.

**S.B. No. 500, HD 1:**

Representatives Menor, Chair; Cachola, Garcia, Hamakawa and Thielen.

**S.B. No. 526, HD 1:**

Representatives Menor, Chair; Cachola, Herkes, Yoshinaga and Meyer.

**S.B. No. 532, SD 1, HD 1:**

Representatives Menor, Chair; Cachola, Hamakawa, Yamane and Thielen.

**S.B. No. 550, SD 2, HD 2:**

Representatives Stegmaier/Arakaki/Say, Co-Chairs; Jones and Halford.

**S.B. No. 562, SD 1, HD 1:**

Representatives Tom, Chair; Cachola, Menor, White and Kawananaokoa.

**S.B. No. 588, SD 2, HD 1:**

Representatives Pepper/Kawakami, Co-Chairs; Stegmaier, Suzuki and Ward.

**S.B. No. 593, SD 1, HD 2:**

Representatives Nekoba/Say, Co-Chairs; M. Oshiro, Tarnas and Marumoto.

**S.B. No. 596, SD 1, HD 2:**

Representatives Arakaki/Say, Co-Chairs; Ito, Saiki and Kawananaokoa.

**S.B. No. 639, SD 2, HD 1:**

Representatives Takamine, Chair; Garcia, Nekoba, Tarnas and Meyer.

**S.B. No. 647, SD 2, HD 2:**

- Representatives Stegmaier/Tom, Co-Chairs; Takai, Takumi and Anderson.
- S.B. No. 722, HD 1:**
- Representatives Tom, Chair; Chun Oakland, McMurdo, White and Kawananaoka.
- S.B. No. 807, SD 1, HD 1:**
- Representatives Menor, Chair; Herkes, Yamane, Yoshinaga and Thielen.
- S.B. No. 828, SD 1, HD 1:**
- Representatives Arakaki/Tom, Co-Chairs; Saiki, Swain and Kawananaoka.
- S.B. No. 853, SD 1, HD 1:**
- Representatives Hiraki/Say, Co-Chairs; Case, Ito and Ward.
- S.B. No. 858, SD 1, HD 2:**
- Representatives Yonamine/Say, Co-Chairs; Suzuki, Takumi and Marumoto.
- S.B. No. 865, SD 2, HD 2:**
- Representatives Tom/Ito, Co-Chairs; Suzuki, White and Ward.
- S.B. No. 867, HD 1:**
- Representatives Pepper/Menor, Co-Chairs; Chun Oakland, Yoshinaga and Meyer.
- S.B. No. 869, HD 2:**
- Representatives Chun Oakland/Say, Co-Chairs; Kawakami, Saiki and Marumoto.
- S.B. No. 873, HD 1:**
- Representatives Say, Chair; Isbell, Jones, Suzuki and Ward.
- S.B. No. 887, HD 1:**
- Representatives Tom/Say, Co-Chairs; Nakasone, White and Marumoto.
- S.B. No. 889, SD 2, HD 3:**
- Representatives Takamine/Cachola/Say, Co-Chairs; Garcia and Marumoto.
- S.B. No. 923, HD 1:**
- Representatives Say, Chair; Chang and Kawakami.
- S.B. No. 937, SD 2, HD 2:**
- Representatives Lee/Say, Co-Chairs; Nekoba, Takai and Marumoto.
- S.B. No. 942, SD 1, HD 3:**
- Representatives Stegmaier/Tom/Say, Co-Chairs; Takai and Anderson.
- S.B. No. 944, SD 1, HD 1:**
- Representatives Tom, Chair; Hamakawa, White, Yamane and Kawananaoka.
- S.B. No. 945, SD 1, HD 1:**
- Representatives Tom, Chair; Chun Oakland, Swain, White and Kawananaoka.
- S.B. No. 958, HD 1:**
- Representatives Menor, Chair; Herkes, Swain, Yoshinaga and Meyer.
- S.B. No. 959, HD 1:**
- Representatives Menor, Chair; Cachola, Hamakawa, Yamane and Thielen.
- S.B. No. 960, SD 1, HD 1:**
- Representatives Menor, Chair; Garcia, White, Yoshinaga and Thielen.
- S.B. No. 995, SD 1, HD 2:**
- Representatives Stegmaier/Menor, Co-Chairs; Cachola, Takai and Halford.
- S.B. No. 1022, SD 1, HD 1:**
- Representatives Pepper/Kawakami, Co-Chairs; and Ward.
- S.B. No. 1028, SD 2, HD 2:**
- Representatives Chun Oakland/Pepper/Kawakami, Co-Chairs; Saiki and Marumoto.
- S.B. No. 1141, SD 2, HD 1:**
- Representatives Morihara/Say, Co-Chairs; Chang, Jones and Halford.
- S.B. No. 1161, HD 1:**
- Representatives Menor, Chair; Cachola, Case, Yoshinaga and Thielen.
- S.B. No. 1200, SD 1, HD 1:**
- Representatives Hiraki, Chair; Case, Ito, Nakasone and Ward.
- S.B. No. 1201, HD 1:**
- Representatives Say, Chair; Chang, Isbell, Suzuki and Ward.
- S.B. No. 1214, HD 1:**
- Representatives Tom/Say, Co-Chairs; Nakasone, White and Marumoto.
- S.B. No. 1218, SD 1, HD 1:**
- Representatives Yonamine/Say, Co-Chairs; Nakasone, Suzuki and Ward.
- S.B. No. 1233, SD 2, HD 2:**
- Representatives Menor/Tom/Pepper/Say, Co-Chairs; and Marumoto.
- S.B. No. 1254, SD 1, HD 1:**



- Representatives Tom, Chair; Chun Oakland, White, Yoshinaga and Thielen.
- S.B. No. 1286, HD 1:**
- Representatives Tom, Chair; Cachola, Herkes, White and Kawananaoka.
- S.B. No. 1291, SD 1, HD 2:**
- Representatives Kanoho/Tom, Co-Chairs; Arakaki, White and Kawananaoka.
- S.B. No. 1298, SD 2, HD 3:**
- Representatives Stegmaier/Menor/Tom/Say, Co-Chairs; and Anderson.
- S.B. No. 1320, SD 1, HD 2:**
- Representatives Shon/Hiraki, Co-Chairs; Isbell, Santiago and Thielen.
- S.B. No. 1331, SD 1, HD 2:**
- Representatives Tom/Say, Co-Chairs; Kanoho, White and Thielen.
- S.B. No. 1336, SD 2, HD 2:**
- Representatives Arakaki/Say, Co-Chairs; Kanoho, Kawakami and Kawananaoka.
- S.B. No. 1367, HD 1:**
- Representatives Menor/Tom/Say, Co-Chairs; Suzuki and Marumoto.
- S.B. No. 1368, SD 1, HD 1:**
- Representatives Menor, Chair; Cachola, Garcia, Hamakawa and Thielen.
- S.B. No. 1410, SD 2, HD 2:**
- Representatives Shon/Say, Co-Chairs; Jones, Santiago and Marumoto.
- S.B. No. 1461, SD 2, HD 2:**
- Representatives Pepper/Say, Co-Chairs; Isbell, Kawakami and Ward.
- S.B. No. 1467, SD 2, HD 1:**
- Representatives Lee/Say, Co-Chairs; Jones, Santiago and Anderson.
- S.B. No. 1520, SD 1, HD 2:**
- Representatives Pepper/Menor/Kawakami, Co-Chairs; Hamakawa and Anderson.
- S.B. No. 1521, SD 2, HD 1:**
- Representatives Tom, Chair; Herkes, Saiki, White and Thielen.
- S.B. No. 1559, SD 2, HD 2:**
- Representatives Takumi/Hiraki/Tom/Say, Co-Chairs; and Halford.
- S.B. No. 1560, SD 1, HD 1:**
- Representatives Takumi/Menor/Tom, Co-Chairs; Ito and Meyer.
- S.B. No. 1567, SD 1, HD 1:**
- Representatives Kawakami, Chair; Ito and Ward.
- S.B. No. 1568, SD 2, HD 2:**
- Representatives Tom/Say, Co-Chairs; Case, Kawakami and Kawananaoka.
- S.B. No. 1573, SD 2, HD 1:**
- Representatives Kawakami, Chair; Jones, Nekoba and Marumoto.
- S.B. No. 1577, SD 1, HD 1:**
- Representatives Kawakami, Chair; Ito, Suzuki and Marumoto.
- S.B. No. 1626, SD 1, HD 2:**
- Representatives Lee/Say, Co-Chairs; Ito, Tarnas and Marumoto.
- S.B. No. 1642, SD 1, HD 1:**
- Representatives Santiago/Tom, Co-Chairs; Garcia, Swain and Anderson.
- S.B. No. 1650, HD 2:**
- Representatives M. Oshiro/Say, Co-Chairs; Garcia, Nekoba and Meyer.
- S.B. No. 1665, SD 1, HD 1:**
- Representatives Morihara/Say, Co-Chairs; Kanoho, Swain and Halford.
- S.B. No. 1670, SD 1, HD 1:**
- Representatives Pepper/Menor/Kawakami, Co-Chairs; Saiki and Meyer.
- S.B. No. 1674, SD 2, HD 2:**
- Representatives Pepper/Say, Co-Chairs; Chun Oakland, Isbell and Anderson.
- S.B. No. 1683, SD 1, HD 1:**
- Representatives Chun Oakland/Say, Co-Chairs; Saiki, Suzuki and Ward.
- S.B. No. 1701, SD 1, HD 2:**
- Representatives Arakaki/Say, Co-Chairs; Kahikina, Suzuki and Marumoto.
- S.B. No. 1720, SD 1, HD 1:**
- Representatives Menor/Say, Co-Chairs; Jones, Swain and Thielen.
- S.B. No. 1732, HD 1:**
- Representatives Menor/Tom, Co-Chairs; and Meyer.
- S.B. No. 1739, SD 2, HD 2:**
- Representatives Shon/Kawakami, Co-Chairs; M. Oshiro, Yamane and Thielen.

**S.B. No. 1742, HD 1:**

Representatives Pepper/Menor, Co-Chairs; Hamakawa, Herkes and Anderson.

**S.B. No. 1743, SD 1, HD 2:**

Representatives Pepper/Menor, Co-Chairs; Hamakawa, Saiki and Meyer.

**S.B. No. 1744, HD 1:**

Representatives Menor, Chair; Swain, Yamane, Yoshinaga and Thielen.

**S.B. No. 1745, HD 1:**

Representatives Menor/Tom, Co-Chairs; Swain, White and Meyer.

**S.B. No. 1746, HD 1:**

Representatives Pepper/Menor, Co-Chairs; Saiki, Yoshinaga and Anderson.

**S.B. No. 1749, HD 2:**

Representatives Yonamine/Say, Co-Chairs; Nakasone, Suzuki and Ward.

**S.B. No. 1751, HD 1:**

Representatives Menor/Say, Co-Chairs; Garcia, Kawakami and Thielen.

**S.B. No. 1762, SD 1, HD 1:**

Representatives Menor/Tom/Say, Co-Chairs; Yamane and Ward.

**S.B. No. 1771, HD 1:**

Representatives Tom, Chair; Cachola, Chun Oakland, White and Thielen.

**S.B. No. 1773, HD 1:**

Representatives Tom, Chair; Saiki, Swain, White and Kawanakoa.

**S.B. No. 1797, HD 1:**

Representatives Say, Chair; Kawakami and Marumoto.

**S.B. No. 1804, SD 1, HD 2:**

Representatives Yonamine/Say, Co-Chairs; Nakasone, Suzuki and Ward.

**S.B. No. 1806, SD 2, HD 1:**

Representatives Say, Chair; Kawakami and Marumoto.

**S.B. No. 1814, HD 2:**

Representatives Stegmaier/Tom, Co-Chairs; Swain, Takai and Halford.

**S.B. No. 1828, SD 1, HD 1:**

Representatives Say, Chair; Chang and Marumoto.

**S.B. No. 1846, SD 1, HD 2:**

Representatives Shon/Menor/Tom, Co-Chairs; M. Oshiro and Thielen.

**S.B. No. 1868, SD 1, HD 1:**

Representatives Stegmaier/Kanoho, Co-Chairs; Morihara, Tarnas and Ward.

**S.B. No. 1905, SD 2, HD 2:**

Representatives Chun Oakland/Hiraki/Say, Co-Chairs; Kahikina and Ward.

**S.B. No. 1910, SD 1, HD 1:**

Representatives Arakaki/Kawakami, Co-Chairs; Kahikina, M. Oshiro and Marumoto.

**S.B. No. 1920, SD 2, HD 2:**

Representatives Lee/Kanoho, Co-Chairs; Kahikina, Takai and Halford.

**S.B. No. 1930, SD 1, HD 1:**

Representatives Say, Chair; Kawakami, Nakasone and Marumoto.

**S.B. No. 1939, SD 2, HD 1:**

Representatives Kanoho/Say, Co-Chairs; and Marumoto.

**HOUSE COMMUNICATION**

A communication to the Honorable President and members of the Senate of the State of Hawaii from Patricia Mau-Shimizu, Clerk, House of Representatives, informing the Honorable Body that the Speaker has added Representatives Kawakami and White as additional conferees on the part of the House at the conference on House Bill No. 821, SD 2, was read by the Clerk and placed on file.

**ANNOUNCEMENTS**

Representative Swain: "There will be a change in the time and place for the Committee on Agriculture. It will be at 8:30 a.m. tomorrow in Room 1310."

Representative Stegmaier: "The Small Business Caucus will be meeting today at 1:30 in Room 1006 to discuss workers' compensation legislation."

Representative Santiago rose and requested waiver of the 48-hour hearing notice requirement to hear S.C.R. No. 200, SD 1, at 1:30 p.m. tomorrow, and the Chair "so ordered."

Representative M. Oshiro rose and requested waiver of the 48-hour hearing notice requirement for the Committee on Energy and Environmental Protection to hear S.C.R. Nos. 103, SD 1; 207; 237, SD 1; 246, SD 1; and 300, at 1:30 p.m. in Room 1310, and the Chair "so ordered."

**ADJOURNMENT**

At 12:08 o'clock p.m., on motion by Representative Amaral, seconded by Representative Thielen and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Wednesday, April 19, 1995.

## FIFTY-SECOND DAY

**Wednesday, April 19, 1995**

The House of Representatives of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1995, convened at 11:44 o'clock a.m., with the Speaker presiding.

The invocation was delivered by Representative Barbara Marumoto, after which the Roll was called showing all members present with the exception of Representatives Anderson and Meyer, who were excused.

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

On motion by Representative Amaral, seconded by Representative Thielen and carried, reading of the Journal was dispensed with and the Journal of the Fifty-First Day was approved.

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 686 to 690) were read by the Clerk and were placed on file:

Sen. Com. No. 686, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bills, and has requested a conference on the subject matter thereof, in consequence of which the President has, on April 18, 1995, appointed as Managers on the part of the Senate for the consideration of said amendments:

**S.B. No. 107, HD 1:**

Senators Kanno, Chair; Baker and Anderson.

**S.B. No. 500, HD 1:**

Senators Kanno, Chair; Baker and Anderson.

Sen. Com. No. 687, informing the House that the President has, on April 18, 1995, appointed as conferees on the part of the Senate for the consideration of amendments proposed by the Senate to the following House Bills:

**H.B. No. 18, HD 2, SD 1:**

Senators Fernandes Salling, Chair; Tanaka and Anderson.

**H.B. No. 22, HD 1, SD 1:**

Senators Tam, Chair; Aki and Chumbley.

**H.B. No. 39, HD 1, SD 1:**

Senators Ikeda, Chair; Fernandes Salling, Tanaka, Taniguchi and Anderson.

**H.B. No. 48, HD 2, SD 1:**

Senators Ikeda, Chair; Baker, Bunda, Fernandes Salling, Fukunaga, Kanno, Kawamoto, Solomon, Tanaka, Taniguchi and Liu.

**H.B. No. 51, HD 1, SD 1:**

Senators Tam, Chair; Aki and Levin.

**H.B. No. 111, HD 2, SD 2:**

Senators Ikeda, Chair; Grauly, Chumbley, McCartney and Anderson.

**H.B. No. 123, HD 2, SD 2:**

Senators Ikeda, Chair; Fernandes Salling, Tanaka, Taniguchi and Anderson.

**H.B. No. 149, SD 1:**

Senators Grauly, Chair; Matsunaga and Matsuura.

**H.B. No. 181, HD 1, SD 1:**

Senators Grauly, Chair; McCartney, Tam and Anderson.

**H.B. No. 187, HD 1, SD 1:**

Senators Grauly/Fernandes Salling/Fukunaga, Co-Chairs; and Tam.

**H.B. No. 251, HD 1, SD 1:**

Senators, Iwase, Chair; Holt and Anderson.

**H.B. No. 252, HD 1, SD 1:**

Senators Tanaka, Chair; Solomon and Fukunaga.

**H.B. No. 298, HD 2, SD 2:**

Senators Ikeda, Chair; Ige, Iwase, Taniguchi and Liu.

**H.B. No. 313, SD 1:**

Senators Grauly, Chair; Matsunaga and Tam.

**H.B. No. 331, SD 1:**

Senators Ikeda, Chair; Matsuura, Aki, Taniguchi and Anderson.

**H.B. No. 337, SD-1:**

Senators Ikeda, Chair; Matsuura and Levin.

**H.B. No. 357, HD 1, SD 1:**

Senators Grauly, Chair; McCartney and Tam.

**H.B. No. 379, HD 2, SD 1:**

Senators Tam, Chair; Aki and Levin.

**H.B. No. 386, HD 1, SD 2:**

Senators Ikeda, Chair; Aki, Tam, Chumbley and Liu.

**H.B. No. 397, SD 1:**

Senators Grauly/Tam, Co-Chairs; and Matsunaga.

**H.B. No. 513, HD 1, SD 1:**

Senators Ikeda, Chair; Matsunaga, Iwase, Liu.

**H.B. No. 518, HD 1, SD 2:**

Senators Ikeda, Chair; Matsunaga, Levin, Tam, Taniguchi and Liu.

**H.B. No. 566, HD 1, SD 1:**

Senators Ikeda, Chair; Bunda, Chumbley, Holt, Liu.

**H.B. No. 715, HD 1, SD 2:**

Senators Grauly/Fernandes Salling, Co-Chairs; Tam and Anderson.

**H.B. No. 745, HD 2, SD 2:**

Senators Ikeda, Chair; Tam, Chumbley and Liu.

**H.B. No. 756, HD 1, SD 1:**

Senators Grauly, Chair; Chumbley and Matsunaga.

**H.B. No. 792, HD 2, SD 1:**

Senators Ikeda, Chair; Kanno, Solomon, Taniguchi and Anderson.

**H.B. No. 813, HD 1, SD 1:**

Senators Grauly, Chair; Chumbley and Matsunaga.

**H.B. No. 814, SD 1:**

Senators Grauly, Chair; Chumbley and Matsunaga.

**H.B. No. 819, HD 1, SD 1:**

Senators Grauly, Chair; McCartney, Tam and Anderson.

**H.B. No. 821, SD 2:**

Senators Ikeda, Chair; Tanaka, Iwase, Kanno and Solomon.

**H.B. No. 837, HD 2, SD 1:**

Senators Ikeda, Chair; Ige, Iwase, Taniguchi and Liu.

**H.B. No. 898, HD 2, SD 1:**

Senators Ikeda, Chair; Levin, Baker, Kanno and Anderson.

**H.B. No. 929, HD 2, SD 2:**

Senators Ikeda, Chair; Grauly, Baker, Fernandes Salling, Solomon and Anderson.

**H.B. No. 1133, HD 2, SD 1:**

Senators Ikeda, Chair; Kanno, Solomon, Taniguchi and Anderson.

**H.B. No. 1148, HD 2, SD 2:**

Senators Ikeda, Chair; Kanno and Liu.

**H.B. No. 1173, HD 1, SD 1:**

Senators Fernandes Salling, Chair; Solomon and Anderson.

**H.B. No. 1188, SD 1:**

Senators Grauly, Chair; Matsunaga and Matsuura.

**H.B. No. 1208, HD 1, SD 1:**

Senators Ikeda, Chair; Kanno, Taniguchi and Liu.

**H.B. No. 1257, HD 2, SD 2:**

Senators Ikeda, Chair; Ige, Iwase, Taniguchi and Liu.

**H.B. No. 1277, HD 2, SD 1:**

Senators Grauly/Ikeda, Co-Chairs; and Baker.

**H.B. No. 1311, HD 1, SD 1:**

Senators Bunda, Chair; Chumbley, Taniguchi and Liu.

**H.B. No. 1409, HD 2, SD 1:**

Senators Ikeda, Chair; Ige, Iwase, Taniguchi and Liu.

**H.B. No. 1425, HD 1, SD 2:**

Senators Ikeda, Chair; Tam, Chumbley and Liu.

**H.B. No. 1426, SD 2:**

Senators Ikeda, Chair, Holt and Anderson.

**H.B. No. 1431, HD 1, SD 1:**

Senators Kanno, Chair; Chumbley and Anderson.

**H.B. No. 1472, HD 1, SD 1:**

Senators Ikeda, Chair; Baker, Bunda, Fernandes Salling, Fukunaga, Kanno, Kawamoto, Solomon, Tanaka, Taniguchi and Liu.

**H.B. No. 1485, HD 2, SD 1:**

Senators Grauly/Holt, Co-Chairs; Matsuura and Tam.

**H.B. No. 1486, HD 2, SD 1:**

Senators Ikeda, Chair; Kanno, Solomon, Taniguchi and Anderson.

**H.B. No. 1491, HD 2, SD 1:**

Senators Grauly, Chair; Fernandes Salling, Matsunaga and Matsuura.

**H.B. No. 1499, HD 1, SD 1:**

Senators Grauly, Chair; Chumbley, McCartney and Tam.

**H.B. No. 1586, HD 2, SD 1:**

Senators Ikeda, Chair; Kanno, Solomon, Taniguchi and Anderson.

**H.B. No. 1626, HD 1, SD 2:**

Senators Ikeda, Chair; Chumbley, Kawamoto and Anderson.

**H.B. No. 1686, SD 2:**

Senators Ikeda, Chair; Kanno, Solomon, Taniguchi and Anderson.

**H.B. No. 1691, HD 1, SD 2:**

Senators Ikeda, Chair; Fernandes Salling, Tanaka, Taniguchi and Anderson.

**H.B. No. 1736, SD 1:**

Senators Ikeda, Chair; Chumbley, Kawamoto and Liu.

**H.B. No. 1763, HD 3, SD 2:**

Senators Ikeda, Chair; Aki, Kawamoto, McCartney and Liu.

**H.B. No. 1770, SD 1:**

Senators Kanno, Chair; Baker, Solomon, Taniguchi and Anderson.

**H.B. No. 1785, HD 1, SD 1:**

Senators Ikeda, Chair, Kanno, Solomon, Taniguchi and Anderson.

**H.B. No. 1787, HD 1, SD 2:**

Senators Ikeda, Chair; Iwase, Holt, Ige and Anderson.

**H.B. No. 1790, HD 1, SD 1:**

Senators Tanaka, Chair; Fernandes Salling and Solomon.

**H.B. No. 1800, HD 1, SD 2:**

Senators Grauly/Chumbley, Co-Chairs; Matsunaga and Matsuura.

**H.B. No. 1819, HD 2, SD 1:**

Senators Ikeda, Chair; Chumbley, Kawamoto and Liu.

**H.B. No. 1833, SD 1:**

Senators Ikeda, Chair; Grauly, Chumbley, McCartney and Anderson.

**H.B. No. 1853, HD 2, SD 1:**

Senators Ikeda, Chair; Grauly, Chumbley, McCartney and Anderson.

**H.B. No. 1857, HD 2, SD 2:**

Senators Ikeda, Chair; Grauly, Chumbley, McCartney and Anderson.

**H.B. No. 1878, HD 2, SD 1:**

Senators Ikeda, Chair; Matsunaga, Levin, Tam, Taniguchi and Liu.

**H.B. No. 1884, HD 1, SD 1:**

Senators Bunda, Chair; Chumbley, Taniguchi and Liu.

**H.B. No. 1903, SD 1:**

Senators Ikeda, Chair; Chumbley, Kawamoto and Liu.

**H.B. No. 1909, HD 1, SD 1:**

Senators Ikeda, Chair; Baker, Bunda, Fernandes Salling, Fukunaga, Kanno, Kawamoto, Solomon, Tanaka, Taniguchi and Liu.

**H.B. No. 1918, HD 2, SD 1:**

Senators Ikeda, Chair; Holt and Anderson.

**H.B. No. 1919, HD 1, SD 2:**

Senators Ikeda, Chair; Holt and Anderson.

**H.B. No. 1920, HD 2, SD 2:**

Senators Ikeda, Chair; Holt and Anderson.

**H.B. No. 1959, HD 2, SD 2:**

Senators Ikeda, Chair; Holt and Anderson.

**H.B. No. 1962, HD 1, SD 1:**

Senators Ikeda, Chair; Fernandes Salling, Tanaka, Taniguchi and Anderson.

**H.B. No. 1965, HD 1, SD 1:**

Senators Ikeda, Chair; Chumbley, Kawamoto and Liu.

**H.B. No. 1968, HD 2, SD 1:**

Senators Ikeda, Chair; Levin, Baker, Kanno and Anderson.

**H.B. No. 1976, HD 2, SD 2:**

Senators Ikeda, Chair; Levin, Baker, Kanno and Anderson.

**H.B. No. 1977, HD 1, SD 2:**

Senators Grauly/Tam, Co-Chairs; Chumbley and Anderson.

**H.B. No. 1988, HD 1, SD 1:**

Senators Ikeda, Chair; Bunda, Chumbley, Holt and Liu.

**H.B. No. 1996, HD 1, SD 2:**

Senators Ikeda, Chair; Kanno, Solomon, Taniguchi and Anderson.

**H.B. No. 1997, HD 3, SD 1:**

Senators Ikeda, Chair; Kanno, Solomon, Taniguchi and Anderson.

**H.B. No. 1998, HD 1, SD 2:**

Senators Ikeda, Chair; Kanno, Solomon, Taniguchi and Anderson.

**H.B. No. 2000, SD 1:**

Senators Kanno, Chair; Baker and Anderson.

**H.B. No. 2013, HD 1, SD 1:**

Senators Iwase, Chair; Ige and Anderson.

**H.B. No. 2022, SD 1:**

Senators Ikeda, Chair; Grauly, Chumbley, McCartney and Anderson.

**H.B. No. 2023, SD 2:**

Senators Ikeda, Chair; Grauly, Chumbley, McCartney and Anderson.

**H.B. No. 2031, HD 1, SD 1:**

Senators Ikeda, Chair; Grauly, Chumbley, McCartney and Anderson.

**H.B. No. 2038, HD 2, SD 2:**

- Senators Ikeda, Chair; Grauly, Chumbley, McCartney and Anderson.
- H.B. No. 2050, HD 1, SD 1:**
- Senators Ikeda, Chair; Fernandes Salling, Tanaka, Taniguchi and Anderson.
- H.B. No. 2051, HD 1, SD 2:**
- Senators Grauly, Chair; Fernandes Salling, Tam and Anderson.
- H.B. No. 2089, HD 1, SD 1:**
- Senators Ikeda, Chair; Kanno, Solomon, Taniguchi and Anderson.
- H.B. No. 2094, HD 2, SD 1:**
- Senators Grauly/Ikeda, Co-Chairs; Baker and McCartney.
- H.B. No. 2107, HD 1, SD 1:**
- Senators Ikeda, Chair; Kanno, Solomon, Taniguchi and Anderson.
- H.B. No. 2137, HD 1, SD 1:**
- Senators Ikeda, Chair; Ige, Iwase, Taniguchi and Liu.
- H.B. No. 2179, HD 1, SD 1:**
- Senators Bunda, Chair; Chumbley, Taniguchi and Liu.
- H.B. No. 2215, HD 2, SD 1:**
- Senators Ikeda, Chair; Holt and Anderson.
- H.B. No. 2239, HD 2, SD 2:**
- Senators Ikeda, Chair; Kanno, Solomon, Taniguchi and Anderson.
- H.B. No. 2324, HD 1, SD 2:**
- Senators Grauly, Chair; Fernandes Salling, Matsunaga and Matsuura.
- H.B. No. 2333, HD 1, SD 2:**
- Senators Grauly/Kanno, Co-Chairs; Chumbley and Tam.
- H.B. No. 2352, SD 1:**
- Senators Fernandes Salling, Chair; Tanaka, Taniguchi and Anderson.
- Sen. Com. No. 688, informing the House that the President has, on April 18, 1995, appointed as conferees on the part of the Senate for the consideration of amendments proposed by the Senate to the following House Bills:
- H.B. No. 87, HD 1, SD 1:**
- Senators Grauly/Ikeda/Fernandes Salling, Co-Chairs; McCartney and Tam.
- H.B. No. 112, HD 2, SD 2:**
- Senators Grauly, Chair; Kanno, Matsuura, McCartney.
- H.B. No. 115, HD 1, SD 1:**
- Senators Ikeda, Chair; Fukunaga, Chumbley, Ihara, Kanno and Liu.
- H.B. No. 133, HD 2, SD 1:**
- Senators Kanno/Ikeda, Co-Chairs; Taniguchi and Anderson.
- H.B. No. 471, HD 2, SD 1:**
- Senators Fukunaga/Holt/Ikeda, Co-Chairs; Ige, Iwase, Solomon and Liu.
- H.B. No. 759, HD 1, SD 1:**
- Senators Fernandes Salling/Fukunaga, Co-Chairs; Taniguchi and Anderson.
- H.B. No. 895, HD 1, SD 1:**
- Senators Levin/Matsuura, Co-Chairs; Baker and Kawamoto.
- H.B. No. 1186, HD 1, SD 1:**
- Senators Fukunaga/Holt/Ikeda, Co-Chairs; Baker, Ihara and Iwase.
- H.B. No. 1466, HD 2, SD 1:**
- Senators Ikeda, Chair; Matsuura, Aki and Taniguchi.
- H.B. No. 1643, HD 1, SD 1:**
- Senators Ikeda, Chair; Matsuura, Aki and Taniguchi.
- H.B. No. 1828, HD 2, SD 1:**
- Senators Grauly/Ikeda/Aki, Co-Chairs; Baker and Solomon.
- H.B. No. 1834, HD 2, SD 1:**
- Senators Fernandes Salling/Ikeda, Co-Chairs; Solomon, Tanaka, Taniguchi and Liu.
- H.B. No. 1868, SD 1:**
- Senators Fukunaga/Grauly/Ikeda, Co-Chairs; Ihara, Solomon and Liu.
- H.B. No. 1980, HD 1, SD 1:**
- Senators Ikeda, Chair; Levin, Baker and Kanno.
- H.B. No. 1985, HD 1, SD 2:**
- Senators Ikeda, Chair; Matsuura, Aki and Taniguchi.
- H.B. No. 1991, HD 1, SD 1:**
- Senators Ikeda, Chair; Matsuura, Aki and Taniguchi.
- H.B. No. 2133, HD 2, SD 1:**
- Senator Ikeda, Chair.
- Sen. Com. No. 689, informing the House that the following Senate Bills have passed Final Reading in the Senate on April 18, 1995: S.B. Nos. 334, HD 1; 893, SD 1, HD 1; 987, SD 1, HD 2; 1245, SD 2, HD 1; 1256, SD 2, HD 2; 1375, SD 1, HD 1; 1484, SD 2, HD 1; 1575, HD 1; 1627, HD 1; 1645, SD 1, HD 1; 1688, HD 1;

1695, SD 1, HD 2; 1717, HD 1; 1766, HD 1; 1774, HD 1; and 1778, SD 1, HD 1.

Sen. Com. No. 690, informing the House that on April 18, 1995, the Senate has made the following changes to Senate conferees assignments for the following Senate Bills:

**S.B. No. 865, SD 2, HD 2:**

Discharges Senator Iwase as a conferee; Adds Senator Iwase as a Co-Chair.

**S.B. No. 942, SD 1, HD 3:**

Adds Senator Tam as a conferee.

**S.B. No. 1762, SD 1, HD 1:**

Discharges Senator Anderson; Adds Senator Liu as a conferee.

**S.B. No. 1846, SD 1, HD 2:**

Adds Senator Kawamoto as a conferee.

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

Representative Arakaki introduced Jan Lee, Natalie Aquino and Janelle Patanella, his "shadows" from Dole Intermediate School.

Representative Chun Oakland introduced Brandon Remigio and Jovanni Montero, her "shadows" from Dole Intermediate School.

Representative Alcon introduced Roxanne Gusman, Jo-Ann Cayetano and William Mataele, his "shadows" from Dole Intermediate School.

**ORDER OF THE DAY**

**COMMITTEE REASSIGNMENTS**

The following Senate Concurrent Resolutions were referred as follows:

**S.C.R. Nos. Re-referred to:**

- 77 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 181 Committee on Higher Education and the Arts
- 183 Committee on Health, then to the Committee on Finance
- 191 Jointly to the Committee on Higher Education and the Arts and the Committee on Education
- 202 Committee on Finance
- 203 Committee on Legislative Management

**INTRODUCTION OF RESOLUTIONS  
(FLOOR PRESENTATIONS)**

The following resolutions (H.R. Nos. 330 and 331) were read by the Clerk and were disposed of as follows:

H.R. No. 330, entitled: "HOUSE RESOLUTION RECOGNIZING PHILIP S. CHUN FOR HIS NUMEROUS ACCOMPLISHMENTS AND CONTRIBUTIONS TO THE KALIHI COMMUNITY," was offered by Representative Tom.

Representative Tom moved that H.R. No. 330 be adopted, seconded by Representative Arakaki.

Representative Tom rose and proceeded to introduce the honoree, stating:

"Mr. Speaker, Philip Chun is a man of few words, always speaking in a soft and gentle voice, but when he speaks, everyone listens. The resolution does speak for itself of the honoree's many accomplishments.

"I would just like to again quote one WHEREAS phrase which I think sums it all up. It states: 'WHEREAS, Philip S. Chun has touched the lives of many youths with his unselfish and generous efforts to reach out and fulfill the objectives of the YMCA of Honolulu, and after 36 years of dedicated and outstanding service, this civic-minded and caring individual retired on December 31, 1994.'

"You know, when I was Chair of the House Human Services Committee a while back in 1991-1992, I recall, many times Mr. Chun would come to my office, very mild-mannered, very unassuming -- just talk story with me about the financial and social needs of the Y programs and activities, especially about his vision for Hawaii's children.

"As Executive Director of Kalihi YMCA between 1967 and 1994 when he retired, he pioneered and championed many of the Y programs such as the Junior Tri-Hi Program at Kalihi, Alternatives for Youth Program, the new YMCA National Youth Program, the Play-Plus Program which is an after-school program, and all the vacation time programs for children of low-income families with at least one parent working, the 'Give Me Five' Program, the TEEN Program for Korean immigrants, the Gang Prevention Program for Filipino and other teens, and the list just goes on and on, Mr. Speaker.

"Our honoree also became the first Chairman of the City and County of Honolulu Neighborhood Board Commission, from 1973 to 1978, and all of us here are very aware of the impact that our Neighborhood Boards play in Honolulu. He began that, you know, that impetus.

"Aside from his numerous civic accomplishments, what do we know about Phil Chun the man, husband and father?

"His strong work ethic has been shaped by always having to work all of his life, from a very young age. At the age of six, his father passed away so when he was ten years old, he was already working -- selling newspapers -- to financially help his family make ends meet.

"For those who have worked with and know our honoree, Phil Chun is very quiet and humble, unlike his vivacious and lovely wife, Mee Chee, of thirty-five years, a patient and humble man with a positive attitude. The Chuns have three children -- Suzanne, Jean and Randall.

"However, Mr. Speaker, I feel that above and beyond his many accomplishments, Philip S. Chun has left a true legacy of himself, his love, untiring commitment and devotion, his compassion, patience, and understanding and tolerance of others in his daughter, State Representative Suzanne Chun Oakland, evidenced by her

actions and words, her accomplishments, and she continues to fulfill her father's dream of enriching the lives of others with a helping heart and hope.

"Our honoree is truly blessed -- a lucky man, a lucky husband, and a very lucky father, and I hear, soon to be a very lucky grandpa, too. Can this possibly be a legacy from father to daughter, both sharing a common vision for a new generation? You've got to ask Representative Chun Oakland about that.

"To the honoree, we hope you are enjoying retirement as much as you did your work."

Representative Tom then introduced Mr. Philip S. Chun and asked him to stand to be recognized.

Accompanying Mr. Chun on the House floor were his wife, Mei-Chih Chun; 'Popo', his mother; and Doris Tomita, Vice President of Operations at the YMCA of Honolulu, representing Don Anderson, President and CEO, who then rose to be recognized.

Representative Tom then introduced and asked the following individuals, who were seated in the gallery, to stand to be recognized: Mr. Anthony Pfaltzgraff, Executive Director of Kalihi YMCA; Bill Suzuki, Consultant with the YMCA of Honolulu; Charlotte Malott, Outreach Director; Gilbert Carreira, Diane Lee, Bonnie Mae Bush, Jessie Guillermo, Program Directors; Susie Kama, Secretary; and Ron Yoshida.

Representative Arakaki then rose to speak in support of the resolution, stating:

"It never fails to amaze me how our lives are so intertwined in the State of Hawaii, and I guess I have been fortunate to grow up in the YMCA. In fact, I was in one of the Hi-Y Clubs, a service club, at the Kalihi Y where Phil Chun was the director, and I don't think he realized it because I was probably very quiet. He served as one of my models while I was at the Kalihi Y, and I think he was such an inspiration that I continued on as an adviser for one of the Hi-Y Clubs at the Kalihi Y, and I learned a lot from that experience. In fact, I went on to the YMCA University in Chicago to do outreach training, so he did teach me a lot. And the fact that I had a chance to serve with his daughter as her Vice Chair for Human Services, I can see where she got her spirit and inspiration and compassion for people.

"There are probably thousands and thousands of lives that this man has touched in the course of his career. We also had a chance to work together on many community activities -- Kalihi Business Association as well as the Kalihi-Palama Health and Human Services Development Corporation.

"We had a chance to recognize Phil at a retirement dinner, but I want to thank Representative Tom for initiating this presentation. I think this will really do justice for the kind of work and inspiration that he provided to so many of us, and I just want to quote from Prince Otto von Bismarck who said: 'A really great man is known by three signs: generosity and the design; humanity and the execution; and humility in success,' and I think that characterizes the greatness of Mr. Philip Chun.

"Even though he said he is retired, I know he will continue to care about people, especially the kids in Kalihi, so I want to encourage him to continue with his good work.

"Thank you, Mr. Speaker."

Representative Nekoba then rose to speak in support of the resolution, stating:

"I just want to congratulate and thank Mr. Chun and Mrs. Chun very much for all your years of work and for your wonderful open hearts, and for being so great to everyone.

"I also can speak of Mr. Chun's patience because when we were practicing for our House basketball game, he would sit and actually watch us practice basketball for like two hours, and if anyone has seen us play basketball, you'll understand how much patience you need to sit and watch us play.

"I want to thank you very much for all your work and good luck in the future.

"Thank you."

Representative Yonamine then rose to speak in support of the resolution, stating:

"It used to be Mr. Phil Chun's daughter, Suzie; now it's Mrs. Suzie Chun Oakland's father. But really, as you all know, Suzie Chun Oakland is Suzie Chun Oakland in her own right, and Phil Chun is Phil Chun in his own right.

"Phil was raised, as the resolution stated and as Representative Tom put it so well, by a single parent -- his mother, 'Popo' Chun -- a very good and hardworking mother. And so early in his life, Phil has always tried to assume his part in helping his mother. As the resolution stated, he was working very early, from his elementary school days, and ever since I remember, he's always doing something -- working on something, earning his part to take care of his mother and himself.

"Phil graduated and received his degree in mathematics -- he is a math major -- and he graduated in four years. I guess he didn't like college that much. I liked college so much, it took me seven years. But during his final year, he wanted to continue his work with youth because that was what he was doing all this time, so he transferred then. He got his degree, then he went to the College of Education and received his certification so as this resolution stated, he started his career as a teacher. But soon enough, the Atherton Y, the student YMCA at the University, beacons and he went back and started his career at the Y. You know, it's so easy for him to go back because he was very active in the student Y there, a member of the cabinet, Frosh camp, and being selected to attend the regional YMCA conferences on the mainland which is a very big thing with so many people wanting to get on, and we helped subsidize and finance the trips for those select few, so Phil was very active and it didn't take him long to launch his career back at the Atherton Y before he went on to the Kalihi Y. As active as he was, we didn't mention the fact that he was also a member of the Rotary, the Businessmen's Association, the Honolulu Chorus as part of organizing the Wisemen's Club, which is a service organization of the YMCA. So he was very active and involved in so many, many different things which will be very difficult to list now or to describe now.

"But the one thing I remember about Phil Chun was, first and foremost, his wife and family always came first. That's why I really respect and admire him. As busy as he was, he always spent quality time with his wife and family. I guess it shows his character, his values, and it just shows the kind of family he has around him.

"I guess, now that he is retired, you can announce that you can have RFP's from legislators -- request for proposals -- in case we want him to volunteer or just



serve on the staff, and part of the good thing is that he is a good fisherman. Now, whenever he catches something, he can provide a 200 pound ahi for your poki or your sashimi for your parties.

"But everything else, Phil Chun, we wish you well. We know you're going to do well in whatever you do, and congratulations for all of the good things that you've done.

"Another thing too, Mei-Chih Chun's father was the first Asian graduate of the Harvard Medical School -- I thought I'd throw that in. So Phil has a history of good people from way back, and Phil and Mei-Chih have done so much for the community.

"Thank you very much and congratulations."

Representative Cachola then rose to speak in support of the resolution, stating:

"You know, most of the commendations and accolades have been stated by my colleagues today, but let me say this. I have known Phil Chun for almost twenty years -- all dealing with the YMCA. In the late 1970's, I was a member of the Board of Managers on the Leeward Chapter YMCA when the Leeward Chapter was just a satellite of the Kalihi YMCA. Then in the early 1980's, I joined Kalihi YMCA as a member of the Board of Managers.

"All that has been said about Phil is right. He is a very quiet and effective guy. I learned a lot just by watching him do things. It never stopped amazing me when we have projects of such magnitude involving money for whatever, he always exceeded the goals. For that, Mr. Speaker, I am thinking about sponsoring a workshop, maybe for us legislators, so that we can learn a lot from him. The title of the workshop will be 'How to Accomplish a Lot by Talking Less.' This is an advice that I give to the present legislators and maybe some on the Minority party.

"However, Mr. Speaker, I'm not talking about that; I'm talking about Phil Chun the man and he is really quite a guy. For every successful individual or man, there is a very supportive wife, and I've known Mei-Chih for quite some time, always behind the scene, manning the kitchen during meetings, and Mei-Chih, you have Phil one hundred percent of his time.

"I know that Phil Chun is a great loss for Kalihi. I know that Tony will be filling a big shoe; however, if you feel like coming back, Phil, for the sake of Kalihi kids and the community, please come back.

"Have a nice retirement days ahead of you and if you feel like coming back, just let us know.

"Mahalo."

Representative Amaral then rose to speak in support of the resolution, stating:

"I wanted to give my personal thanks to you for dedicating your life to Hawaii's children and Hawaii's families and we know, Mr. Chun, that taking a life career in the private, nonprofit organizations ends up being a difficult sacrifice not only for you personally, but also for your family.

"We appreciate the sacrifices that you have made to make Hawaii a better place, and I want to acknowledge also my gratitude to your family for sharing your husband, your father, with us. Hawaii is a better place for your presence, so I think this is a retirement well

deserved, and I hope you finally have time to take care of yourself instead.

"Thank you."

Representative Thielen then rose to speak in support of the resolution, stating:

"I just would like to say to Mr. Chun all of the wonderful things you stand for, certainly a present in your daughter as well, and she enriches our lives here in the Legislature, the lives of the broad community, the children, and all of the people who depend upon her good works.

"Thank you for raising her the way you did."

Representative Menor then rose to speak in support of the resolution, stating:

"I wanted to echo the commendatory remarks that have been made by my colleagues on the floor today. I also wanted to add, as a long-time member of the West Oahu YMCA Board of Directors, I had an opportunity to work with Phil on a number of YMCA concerns. I can tell you that Phil, as a YMCA administrator, was an individual who clearly was very dedicated and committed to all of the young people who participated in YMCA programs. Moreover, as a YMCA administrator, I know that Phil was responsible for helping to make the YMCA the progressive and successful organization that it is.

"Finally, given the fact that his daughter has done such outstanding work here in the Legislature, I have come to realize that it is largely attributable to the fact that Phil must have been a very positive role model on her life throughout the course of her years.

"In that respect, Phil, congratulations and best wishes on your future endeavors.

"Thank you."

Representative Chun Oakland then rose to speak in support of the resolution, stating:

"I am very proud of my father, my Mom, and my Popo. They've been very good role models for our whole family, and Dad has sacrificed so much for us. I hardly knew what Dad did at the Y, but I knew he was there for us. Only now, as I work in the community, I find out what he was. He's very humble and he doesn't like when I cry, but Dad has been, I think, an inspiration to myself, my sister and brother, and I wish they could be here to help celebrate this. And I thank Chairman Tom and all the other sponsors and the House for recognizing him.

"Dad is very lucky because Mom and Popo really supported my Dad. He was out there but they were at home or at the Y, actually helping out, making all the activities successful.

"I also wanted to thank Doris and everyone from the Kalihi Y. I think they've been part of our family for so many years and have taken care of us as well.

"Thank you."

Representative Alcon then rose to speak in favor of the resolution, stating:

"Mr. Speaker, Mr. Chun and Mrs. Chun have done a lot for Kalihi, and you know that Kalihi needs more attention than any other places.

"As has been stated, Mr. Speaker, Mr. Chun doesn't say much but then he is a very effective administrator. He has done a lot and I know that for a fact, Mr. Speaker, because it took about eight people to replace him.

"With that in mind, Mr. Speaker, I would like to advise Mr. Chun at this point, now that he is retired, he can run for office and to replace some of us who make a lot of noise.

"Thank you."

The motion was put by the Chair and carried, and H.R. No. 330 was adopted.

At this time, Representative Tom presented Mr. Chun with a Certificate of Recognition and floral leis were presented to the honorees by Representatives Cachola, Arakaki, Alcon and Yonamine.

H.R. No. 331, entitled: "HOUSE RESOLUTION CONGRATULATING THE DISTINGUISHED RECIPIENTS OF THE 1994 HAWAII EDUCATOR AWARD," was jointly offered by Representatives Stegmaier and Arakaki.

Representative Stegmaier moved that H.R. No. 331 be adopted, seconded by Representative Arakaki.

Representative Stegmaier rose and proceeded to introduce the honorees, stating:

"At the outset, we should recognize that the resolution doesn't do justice to the honorees today.

"The many years of toil -- day in and day out -- the giving of themselves consistently and fully to their students, their families and to their own educator colleagues, and in the process doing so much to form the characters and the outlook on life of literally thousands of youngsters and the not so young.

"In learning about the honorees today, Mr. Speaker, I have found that they have several things in common but there is one that I would like to focus on. It's a willingness to share themselves fully with others.

"These individuals encourage people to participate with them in making the lives of their students the best that they can be. They are facilitators, nurturers, empowerers who fundamentally have great faith in their fellow humans and trust that all individuals with whom they come into contact can accomplish great things if given the opportunity.

"By the way, Mr. Speaker, the Milken Awards were a total surprise to the recipients. All of a sudden, Dr. Herman Aizawa would show up at their offices or classrooms to present the educator award to each individual and a check, by the way, for \$25,000 from the Milken Family Foundation. Needless to say, these were emotional presentations. They now look forward to spending their gift in traveling to Los Angeles to a memorable award ceremony and conference with other outstanding educators.

"I'd like to first introduce the founder of Waialua Elementary School's micro community, who, in addition to supporting her colleagues in the classroom, finds time to coordinate her school's May Day and graduation ceremonies, be the PTA president of two different schools, and be an active member of the Waialua community and serving on the Waialua Neighborhood Board -- Aimee Kumura."

Mrs. Aimee Kumura then rose to be recognized.

"Next, I'd like to introduce Mrs. Cathleen Murayama who, in addition to what was mentioned in the resolution, was the Teacher of the Year for the Hawaii Association for the Education of Young Children in 1990, and single-handedly established the Lihikai Elementary School Fun Run/Walk which raised more than \$80,000 for an age-appropriate playground equipment for her kindergarteners."

Mrs. Cathleen Murayama then rose to be recognized.

"Third, the Department of Education's 1992-1993 Employee of the Year, a highly-respected professional role model, Principal of Kanoelani Elementary School -- Walter Luke."

Mr. Walter Luke then rose to be recognized.

"Fourth, the recipient of a Boss of the Year Award by the American Businesswomen's Association, the State Librarian's Outstanding Administrator award, the First Lady's Literacy Award, Principal and leader of the Kalihi-Uka School community -- Mr. Charles Oba."

Mr. Charles Oba then rose to be recognized.

"Mr. Speaker, we are all honored by the presence of our Superintendent of Schools, Dr. Herman Aizawa," and he rose to be recognized.

Representative Stegmaier then asked the following individuals, who were seated in the gallery, to stand to be recognized: Mrs. Marian Watanabe, Cathleen's mother; Mr. Ralph Murakami, former principal of Lihikai Elementary School and "one of Cathleen Murayama's mentors who happens to be the District Superintendent on Maui"; Mr. Stanley Kumura, Aimee's husband, and Mr. Minoru Nakagawa, her father.

Representative Arakaki then rose to speak in favor of the resolution, stating:

"Like I mentioned earlier, it seems like today is Kalihi Day but it was not planned, it was not designed. I think it is more by providence that all these groups and individuals come together. I think it just illustrates what a blessing it is to have such terrific people in our community. We have terrific students with dreams and aspirations; we have people from our social service agencies with great heart and compassion, and we have educators like one of our honorees. I also want to mention that our Superintendent is a former principal at Farrington High School so he has his roots in Kalihi too. But all these people provide great opportunities to many young people to open doors for a great future.

"I would like to speak in commendation of one of the recipients of the Milken Family Awards, and that's Mr. Charles Oba. It was a famous baseball coach, Leo Derosier, who said, 'Nice guys finish last,' but I think after our game last Friday, we all know that isn't true. And it certainly is not true when it comes to Mr. Charles Oba. I think Mr. Oba is like our other honoree, Mr. Chun. He has a soft-spoken style, but he uses an exemplary work ethic and commitment to transform his school which is in the heart of Kalihi Valley into a model school community. Although he is known for his quiet but effective traditional style of leadership, he is by no means in the past when it comes to innovations in education. Mr. Oba, in fact, is at the cutting edge of new ideas and he is not afraid to step forward when it comes to testing the waters, and he has done so in terms of year-round schooling, early childhood education and education technology.

"Our honoree is the proud father of five and has been a teacher for seven years, a vice principal for ten years, and principal for the past fifteen years. Besides the Milken Family Foundation award, he has been recognized with the 1995 Literacy Award, named the State Librarian's Outstanding Administrator, and Boss of the Year by the American Businesswomen's Association.

"As a noted educator once said, 'There is a difference between interest and commitment. When you are interested in doing something, you do it only when it is convenient. When you are committed to something, you accept no excuses, only results.'

"Charles Oba is truly a committed educator who has provided our community and our state with many excellent results, and I hope our colleagues will all join me in saying, 'Congratulations and Mahalo nui loa' to Mr. Charles Oba for striving and for achieving the highest as an educator here in the State of Hawaii.

"Thank you, Mr. Speaker."

Representative Lee then rose to speak in support of the resolution, stating:

"It is not only an honor but it is a pleasure to state that I know personally two of the Milken Family Foundation award winners in our honorees today. It is really a tribute to education today, not only to those in Kalihi but also in Waiialua -- in the country -- and to Kanoelani which is in the new urban center that is rising on the Ewa plain.

"I am very pleased to see Aimee Kumura here. My connection with her is through her son who was an active participant in the Tri-School Drama Educational Program which involves, as its core, Waiialua High School, Leilehua High School in Wahiawa, and Mililani High School. This Tri-School Drama Program also included, at one time, students from Aiea and even one from Nanakuli. It is one of those wonderful magnet centers that brings out the best in our students, and her son played a pivotal part in that. And I am very pleased to have been able to honor her son at one time, and much more pleased to see her today. She deserves recognition not only as a teacher, but as a mother and a parent.

"Now, may I turn to another good friend, Walter Luke. Walter has a very interesting background. He is, above all, a chemist. He graduated with a BS in chemistry from Michigan State University and has published two articles in national journals, and mind you, we need people who know what they teach and what they have learned. It is only, I think, a very interesting coincidence that he, like many others, have turned towards education in order to give what he thought would be the best for his students.

"And also, I would say that Mr. Luke and all the rest of the honorees, it may be sort of redundant after the Milken Award, but at least you will find that your government -- your elected officials -- not only in Kalihi but also in Central and Leeward areas, recognize the sacrifices and the contributions which you have made to the educational dream of our children, and thank you ever so much for the personal friendship and acquaintanceship and all the togetherness we have spent on different projects.

"Thank you, Mr. Speaker."

Representative Santiago then rose to speak in support of the resolution, stating:

"This may be Kalihi Day, but it is Waiialua Wweek. If you remember, two days ago we honored the Waiialua Mock Trial Team for their great accomplishments, and I am very, very honored today to get a chance to say a few words in honor of Aimee Kumura, a friend.

"You know, when it was mentioned that it was a surprise to them at the presentation in their class, well, to tell you the truth, it wasn't much of a surprise to many of us who know you. We have seen, over the last twenty-five years, your service to children. We have seen you as the primary developer and the coordinator of the Waiialua Elementary School's micro community which was acknowledged nationally by receiving the George Washington Award for Educational Excellence. I understand Aimee will be presenting this at the National Education Regional Conference in Anchorage, Alaska.

"In addition to everything else that Aimee is doing -- having been the past PTSA President for the elementary school as well as the high school in Waiialua, has been on the Board for Waiialua Community Association -- she is now a sitting member of the North Shore Neighborhood Board, extremely active in the community and serving as a role model.

"On behalf of us here and the North Shore community, and in honor of the Waiialua Week that we have here this week, Aimee, thank you very much and best of luck to you in the future.

"Thank you."

Representative Tarnas then rose to speak in support of the resolution, stating:

"I wanted to make note of one of the awardees that we're honoring today that couldn't make it -- Miss Cari Lee Kojima from Kealakehe Elementary School back in Kona. I will make sure that I hand deliver our congratulatory certificate and express to her some of the sentiments that have been expressed today.

"I know one message that she would want to pass on to all of us, that for those of us who have children at home -- go home and read to them. That's real important. Reading is a way that opens up the imagination to our future, and in that way we can solve many of our problems.

"Thank you, Mr. Speaker."

Representative Ito then rose to speak in support of the resolution, stating:

"I just want to congratulate Charles Oba and the rest of the distinguished recipients of this award. I didn't know that Charlie won this award until I saw him about two hours ago in the hallway. I have known and worked with Charlie for about twenty years and can honestly say that he is one of the very best in the Department of Education.

"Again, I just wanted to say that and congratulations to all of you.

"Thank you."

The motion was put by the Chair and carried, and H.R. No. 331 was adopted.

At this time, Certificates of Recognition were presented to the honorees by Representatives Santiago, Lee, Nakasone and Arakaki and Representatives Garcia, Hamakawa, Yoshinaga and Marumoto presented them with floral leis.

At 12:59 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:56 o'clock p.m.

#### STANDING COMMITTEE REPORTS

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1839) recommending that H.R. No. 101, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nekoba and carried, the report of the Committee was adopted and H.R. No. 101, HD 1, entitled: "HOUSE RESOLUTION URGING THE BOARD OF LAND AND NATURAL RESOURCES TO ACQUIRE THE KEAKEALANIWAHINE RESIDENCE AND THE KAUMAI-UMALU COMPLEX TO COMPLETE THE KEOLONAHIHI STATE CULTURAL SITE IN KON," was referred to the Committee on Finance.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1840) recommending that H.R. No. 293, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nekoba and carried, the report of the Committee was adopted and H.R. No. 293, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO NOTIFY THE OFFICE OF HAWAIIAN AFFAIRS OF ANY PROPOSED DISPOSITION OR EXCHANGE OF PUBLIC LANDS," was referred to the Committee on Finance.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1841) recommending that S.C.R. No. 223, SD 1, be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nekoba and carried, the report of the Committee was adopted and S.C.R. No. 223, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE NORTH SHORE PAUKAULA STREAMBANK AND RIPARIAN AREA COMMUNITY RESTORATION PROJECT," was referred to the Committee on Finance.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1842) recommending that S.C.R. No. 292 be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nekoba and carried, the report of the Committee was adopted and S.C.R. No. 292, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES, AND THE CITY AND COUNTY OF HONOLULU TO EXPEDITE THE IMPLEMENTATION OF RECOMMENDED STREAM BANK STABILIZATION AND EROSION PROTECTION MEASURES FOR MANOA STREAM, OAHU," was referred to the Committee on Finance.

At 12:58 o'clock p.m., Representative Amaral asked for a recess and the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:59 o'clock p.m., Representative M. Oshiro was permitted a late introduction and he introduced members of the Leilehua High School Wrestling Team who are the state champions, as follows: Ryan Cabinian; Dennis Bumanglag and Kevin Kim; Stan Ono, coach; and Dennis Ono, assistant coach.

Representatives Takamine and Shon, for the Committees on Water and Land Use Planning and Energy and Environmental Protection, presented a joint report (Stand. Com. Rep. No. 1843) recommending that S.C.R. No. 15 be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nekoba and carried, the joint report of the Committees was adopted and S.C.R. No. 15, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING ESTABLISHMENT OF A JOINT MONITORING PROGRAM ON THE ISLAND OF HAWAII TO IMPROVE NATURAL RESOURCE MANAGEMENT EFFORTS," was referred to the Committee on Finance.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1844) recommending that S.C.R. No. 270, SD 1, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Chang, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.C.R. No. 270, SD 1, HD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO ESTABLISH A TASK FORCE TO DEVELOP A PLAN TO MARKET THE EXPERTISE AND EXCELLENCE OF HAWAII'S HEALTH CARE," was referred to the Committee on Finance.

Representative Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1845) recommending that S.C.R. No. 234, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Chun Oakland, seconded by Representative Amaral and carried, the report of the Committee was adopted and S.C.R. No. 234, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE OFFICE OF VETERANS' SERVICES OF THE STATE DEPARTMENT OF DEFENSE TO ASSIST THE KOHALA COMMUNITY TO ERECT A MONUMENT AT VETERANS FIELD," was referred to the Committee on Finance.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1846) recommending that S.C.R. No. 29 be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nekoba and carried, the report of the Committee was adopted and S.C.R. No. 29, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING ALL STATE AGENCIES INVOLVED IN THE DELIVERY OF SERVICES TO, OR THE DESIGNING OF INFRASTRUCTURE FOR, THE BIG ISLAND'S PUNA DISTRICT TO CONDUCT PERIODIC INTERAGENCY PLANNING MEETINGS THAT ARE OPEN AND ACCESSIBLE TO, AND SENSITIVE TO

**THE NEEDS OF, PUNA RESIDENTS,"** was referred to the Committee on Finance.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1847) recommending that S.C.R. No. 107, SD 1, be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nekoba and carried, the report of the Committee was adopted and S.C.R. No. 107, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT A STATE WATER CONSERVATION PROGRAM BE DESIGNED AND DEVELOPED," was referred to the Committee on Finance.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1848) recommending that S.C.R. No. 226, SD 1, be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nekoba and carried, the report of the Committee was adopted and S.C.R. No. 226, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY ON THE FEASIBILITY OF ENGAGING NONPROFIT ORGANIZATIONS TO ASSIST IN THE MANAGEMENT OF STATE PARKS," was referred to the Committee on Finance.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1849) recommending that S.C.R. No. 302, SD 1, be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nekoba and carried, the report of the Committee was adopted and S.C.R. No. 302, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH THE KALIHI VALLEY NEIGHBORHOOD BOARD NO. 16 TO DEVELOP A CONCEPT FOR A PASSIVE PARK IN KALIHI VALLEY," was referred to the Committee on Finance.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1850) recommending that S.C.R. No. 249, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Takamine, seconded by Representative Nekoba and carried, the report of the Committee was adopted and S.C.R. No. 249, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING DEVELOPMENT OF 'GREENWAY' DEFINITION," was referred to the Committee on Finance.

#### **INTRODUCTION OF RESOLUTION**

H.R. No. 332, entitled: "HOUSE RESOLUTION RECOGNIZING MAY 1995 AS WINNERS AT WORK MONTH IN HAWAII," was offered by Representative Chun Oakland, and was read by the Clerk.

On motion by Representative Chun Oakland, seconded by Representative Nekoba and carried, H.R. No. 332 was adopted.

At 1:03 o'clock p.m., Representative Okamura asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:04 o'clock p.m.

#### **SENATE COMMUNICATION**

Sen. Com. No. 691, transmitting S.C.R. No. 309, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO RETURN SENATE BILL NO. 1699, SENATE DRAFT 2, TO THE LEGISLATURE TO RECONSIDER ACTION TAKEN," which was adopted by the Senate on April 19, 1995, was read by the Clerk and was placed on file.

On motion by Representative Okamura, seconded by Representative Ward and carried, S.C.R. No. 309 was adopted.

At this time, Representative Okamura requested the Senate to return Senate Bill 1699, SD 2, for the purpose of reconsidering action taken by the House, seconded by Representative Ward and carried.

#### **HOUSE COMMUNICATION**

A communication, dated April 19, 1995, to Mr. T. David Woo, Senate Clerk, from Patricia Mau-Shimizu, Clerk, House of Representatives, requesting the transmittal of Senate Bill No. 1699, SD 2, to the House for reconsideration upon said bill's return to the Senate from the Governor of the State of Hawaii, pursuant to a motion adopted by the House on this date.

#### **SUSPENSION OF RULES**

On motion by Representative Okamura, seconded by Representative Ward and carried, the rules were suspended for the purpose of reconsidering action previously taken.

#### **RECONSIDERATION OF ACTION TAKEN**

Representative Okamura moved that the House reconsider its action taken on April 13, 1995, in disagreeing to the amendments proposed by the Senate to House Bill Nos. 252, HD 1 (SD 1), and 530, HD 1 (SD 1), seconded by Representative Ward and carried.

Representative Okamura then gave notice of intent to agree to the amendments proposed by the Senate to H.B. Nos. 252, HD 1 (SD 1), and 530, HD 1 (SD 1).

#### **ANNOUNCEMENT**

Representative Kanohe rose and requested waiver of the 48-hour hearing notice requirement for the purpose of hearing H.R. No. 275 and S.C.R. Nos. 1, 203 and 266, tomorrow at 3:00 p.m. in Room 1206, and the Chair "so ordered."

#### **ADJOURNMENT**

At 1:08 o'clock p.m., on motion by Representative Amaral, seconded by Representative Thielen and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Thursday, April 20, 1995.

## FIFTY-THIRD DAY

Thursday, April 20, 1995

The House of Representatives of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1995, convened at 11:42 o'clock a.m., with the Vice Speaker presiding.

The invocation was delivered by Chaplain Captain W. David Cannon of the United States Air Force, Hickam Air Force Base, after which the Roll was called showing all members present with the exception of Representatives Okamura, Santiago and Souki, who were excused.

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

On motion by Representative Amaral, seconded by Representative Thielen and carried, reading of the Journal was dispensed with and the Journal of the Fifty-Second Day was approved.

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 692 to 696) were read by the Clerk and were placed on file:

Sen. Com. No. 692, returning H.C.R. No. 219, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES TO CONVENE A WHITE HOUSE CONFERENCE ON CHILDREN AND YOUTH IN 1996," which was adopted by the Senate on April 19, 1995.

Sen. Com. No. 693, informing the House that the Senate has adopted H.C.R. No. 87, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO DECLARE ONE WEEK IN APRIL OF EVERY YEAR AS 'STATE OF HAWAII ARCHAEOLOGY WEEK'," which was adopted by the Senate on April 19, 1995.

Sen. Com. No. 694, informing the House that pursuant to the disagreement of the House to the amendments proposed by the Senate in H.B. No. 2133, HD 2, SD 1, and the request for a conference on the subject matter of said amendments, the President, on April 19, 1995, appointed Senators Ikeda, Chair; Holt, Kanno and Anderson as Managers on the part of the Senate for the consideration of said amendments.

Sen. Com. No. 695, informing the House that S.B. Nos. 1218, SD 1, HD 1; 1567, SD 1, HD 1; and 1573, SD 2, HD 1, passed Final Reading in the Senate on April 19, 1995.

Sen. Com. No. 696, informing the House that the President, on April 19, 1995, discharged Senator Tam and has added Senator McCartney as an additional member on the part of the Senate at the conference on Senate Bill No. 171, SD 2, HD 1.

## ORDER OF THE DAY

## COMMITTEE REASSIGNMENTS

The following Senate Concurrent Resolutions were referred as follows:

<u>S.C.R. Nos.</u>	<u>Re-referred to:</u>
7	Committee on Health

61	Committee on Health
99	Committee on Economic Development and Business Concerns, then to the Committee on Finance
126	Jointly to the Committee on Hawaiian Affairs and Housing and the Committee on Health
167	Committee on Hawaiian Affairs and Housing
216	Committee on Finance

## INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 333 and 334) were read by the Clerk and were disposed of as follows:

H.R. No. 333, entitled: "HOUSE RESOLUTION COMMENDING AND CONGRATULATING SAMUEL B. K. CHANG FOR HIS SUPERB LEADERSHIP AT THE LEGISLATIVE REFERENCE BUREAU," was jointly offered by Representatives Souki, Alcon, Amaral, Arakaki, Chang, Hamakawa, Hiraki, Isbell, Ito, Jones, Kanohe, Kawakami, Menor, Morihara, Okamura, M. Oshiro, P. Oshiro, Santiago, Say, Stegmaier, Suzuki, Takamine, Takumi, Tom, White, Yonamine and Yoshinaga.

Representative Kanohe moved that H.R. No. 333 be adopted, seconded by Representative Amaral.

Representative Kanohe rose and proceeded to introduce the honoree, stating:

"Mr. Speaker and members, the Legislature has often been described as an institution -- and indeed it is. But more than just an institution, it is a remarkable -- just a remarkable -- institution made so only by the dedicated conscientious people, especially those on our staffs and in our various legislative agencies who give so unselfishly of themselves to fulfill the mission of the Legislature which is to serve the best interests of the people of Hawaii as a whole. These are the unsung heroes in our respective legislative offices and in our various legislative support groups -- the Auditor, Chief Clerk, Sergeant-at-Arms, HMSO and LRB offices -- who give so much of their time and put forth their best efforts behind the scenes to make this possible and to make us look good.

"Over the years, session after session, we've honored so many from the far reaches of our communities, but this presentation is extra special in that we honor now, one of our very own, and in doing so also express formally our deep appreciation to the hundreds who comprise both our permanent and interim legislative body.

"The resolution read by our Chief Clerk provides a very impressive account of our honoree's educational background, his accomplishments and his experiences. Sam, of course, is best known for his role in shaping and maintaining the Legislative Reference Bureau as the outstanding research, bill drafting team that it is. He served for 23 years as its head, and for two years before that, in 1970-1972, as Assistant Director when LRB was under the jurisdiction of the University of Hawaii.

"When I complimented him on the superb reputation of the Bureau, he quickly interjected, 'It's not me, it's the very good people that I was fortunate to have -- good, smart people who really worked hard and took much pride in all aspects of their work.'

"It was very nice of Sam to have said that because it is that kind of appreciative, caring and supportive leadership which brings out the best in others. We know that employees reflect the attitude of their bosses.

"His most significant works? There were many, including his personal and the Bureau's involvement in the State Water Code, Prepaid Health Plan, Prepaid Legal Services, Residential Landlord Tenant Code, Ohana Zoning, to name a few, as well as the various publications which he authored, some of which received national recognition.

"His most unusual challenges? Lots -- as one can well imagine, reporting to both the House and to the Senate, each body with its own ideas and at the same time having to respond to the needs and requests of 76 individual legislators, each with their own ideas and egos. He explained the circumstances of his appointment as LRB Director in 1974 and the political dynamics in the House and the Senate before he was chosen over another candidate who also assumed a role of prominence in state government.

"It was very interesting to hear him talk about the Bureau's involvement in the various issues and that it was always the Bureau's objective to call the shots based on an unbiased analysis of all the facts. 'An LRB study,' he said, 'is like a loose cannon, and legislators sometimes don't realize that the outcome may not be to their liking.' He was especially proud of the integrity and confidentiality maintained by the Bureau, citing LRB efforts, researchers and clerks, in behalf of a minority group over a two/three month period in which other legislators, particularly the Majority, knew nothing about until floor action took place.

"What you like most about your job? 'Learning every day,' he said. 'All the work you guys ask us to do -- the studies, bills, resos and questions -- were new learning experiences. That was interesting and satisfying.' And he added, 'What better job could anyone ask for?'

"'Looking back,' I asked him, 'what would you change? What would you do differently?' 'Nothing,' he said, 'I wouldn't change a thing.' And I think that's absolutely marvelous because we all feel a deep sense of satisfaction after a good day's work. Must be a great feeling after a long distinguished career to look back with that kind of degree of satisfaction, multiplied by ten thousand times all the good days which he has had.

'What's he doing now? As a founding member of the College of Arts and Sciences Advisory Council at the University of Hawaii-Manoa, he will continue in that activity.

"He studies Japanese ... why? Because he's always been interested in languages. He's been preoccupied with his first grandchild, Katelyn, who is just over three weeks old.

"In the words of the **Good Book** are found this passage: 'Well done thou good and faithful servant.' And so we, too, very gratefully say, 'Well done, Samuel B.K. Chang.' Thank you very much for your good works, the high standard, and the legacy which you leave. Best wishes and God's blessings for good health, long life and much happiness to you and your family through all the years that lie ahead.

"Mr. Speaker and members, it is my privilege and honor to present to you, our very own Samuel B.K. Chang."

The honoree, Samuel B.K. Chang, then rose to be recognized.

Accompanying Mr. Chang on the House floor was his wife, Dorothy, who then rose to be recognized.

Representative Kanoho then introduced and asked Mr. Wendell Kimura, Acting Director of LRB; Mr. Charles Nishimura and Mr. Ken Takayama, "people who have also contributed to Sam's success," who were seated in the gallery, to stand to be recognized.

Representative Kanoho then thanked the Chair.

Representative Marumoto then rose to speak in support of the resolution, stating:

"Mr. Speaker, I think if the Legislature is an institution, Sam Chang was as much of an institution. His many years at the helm of the LRB kept it on a steady, non-partisan course.

"The Legislature in Hawaii has been rated very highly by national groups, and I think it's mostly because the Auditor's Office and the Legislative Reference Bureau ... these two institutions have conducted themselves with diligence, integrity and professionalism. Thank heavens, we weren't graded solely on the work of the House and the Senate.

"Sam gets much of the credit for the excellent output of the LRB over the years, and we will miss his presence very much.

"Thank you."

Representative Amaral then rose to speak in support of the resolution, stating:

"I also want to add my words of gratitude to you, Mr. Chang, for all the excellent work that you have done for us. I have taken full advantage, perhaps too much advantage, Mr. Chang, of your office and of the talented people that you have in your office since I have been a freshman, Mr. Speaker, and I deeply appreciate the patience that all of you have shown me and the guidance that you have all provided.

"Mr. Speaker and members, I believe that with the retirement of Mr. Chang, that this marks truly the passing of a very significant era, and the compilation of a great deal of knowledge and wisdom moves with Mr. Chang. Quite frankly, Mr. Chang, I can't wait for the book to come out that you are about to write.

"I want to also extend my gratitude to you, Mrs. Chang, for sharing your excellent and talented husband with us these many years.

"Thank you both for what you have done for Hawaii."

Representative Arakaki then rose to speak in support of the resolution, stating:

"I also want to add some words of commendation in behalf of all members, especially the veteran members. We're very thankful for all that you have done and as we contemplate our move back to the State Capitol, it's really a wonder that in the bowels of the State Capitol, there's this maze of offices and also the Legislative Reference Bureau library. Every once in a while I would go down there and look at all the things that's going on. I don't think too many people have had the experience of seeing all the work that goes on, seeing all the information that is down there. But I also think that without the information that you provide for us and the resources that

you provide for us, it's like a soldier going out into the battlefield without any bullets or any armament.

"I still have tons of your studies that was produced by the Legislative Reference Bureau. I keep them and I value them because I realize how much work went into them. Through your leadership, Mr. Chang, we've gotten some very excellent documents that I think prove that they not only provided the information we needed, but I think through the legislation that we produced, they provided quality background for us.

"So I thank you for giving us the armament, giving us the bullets that we needed to serve the people of Hawaii.

"We thank you very much for all your years of service.

"Thank you."

Representative Thielen then rose to speak in support of the resolution, stating:

"Mr. Speaker, Mr. Chang has been the head of an office that has been so vital to all of us. I know when I first came into office, I would come up with a concept of something that I would like to accomplish, and the Legislative Reference Bureau would be able to turn that concept into a professional piece of legislation -- well thought out, well reasoned -- and to be able to work with me during the process. Some of the requests, I must admit, were last minute requests, to say ... 'quick please, could you do a redraft and try another approach?' And the Legislative Reference Bureau always pulled through.

"I can't imagine what it must be like to listen to 76 trombones -- the 76 legislators -- but you certainly have done this. You have provided just a tremendous service to all of us so we could be able to help pass meaningful and actually correct legislation.

"I appreciate very much the unbiased reports that you have put out, and I applaud you for your integrity and your leadership of that office during the years.

"Thank you so much."

Representative McMurdo then rose and requested that Representative Thielen's remarks be entered into the Journal as her own, and the Chair "so ordered." (By reference only)

Representative McMurdo continued:

"I want to add one thing, Sam, and that is that anything you all ever did was done with the utmost of courtesy and cheerfulness, so thank you."

Representative Ward then rose to speak in favor of the resolution, stating:

"Mr. Speaker, the man that we're talking about is a legislative legend in his own time. He was the head of the brain trust -- he made us all look smart even though some of us were not. He was the head of what some had called 'The Legislative Mafia,' those who really knew what was going on.

"As a freshman, I think that's probably where the freshmen who are here ... well, if you have a lot of ideas like we did as freshmen, and hopefully, we still have some left. We didn't know how they were going to get into law, and in particular, I had a U.N. assignment and I had to leave in five days after I got elected. And I want you to know that not only does he take things that you only have a small idea of, he actually did a long distance from Nairobi after I slept for three days after the election

and wrote laws for three days. He actually produced the legislative package when I returned in four weeks.

"Sam, I want you to know you helped launch my freshman career; you've made me look like a lawyer when I was talking about what I knew was something conceptually sound, but I didn't know you could make it so good.

"I wish you the best in the brain trust that you have left here. I know with Ken and the others, you've left a real solid foundation of really solid, objective and intelligent people, and thank you for the contribution that, in many ways, you've touched every law that probably sits on the shelves of at least the last three decades in the State of Hawaii.

"So thank you for your contribution, and you know what goes around comes around, and may you prosper in that in your future.

"Thank you, Mr. Speaker."

Representative Meyer then rose to speak in support of the resolution, stating:

"As a freshman legislator this year from the Minority Party, I want to tell you, Sam, how much I appreciate the orientation meetings that you've set up ... how the coffee, the doughnuts -- all very informal and made everyone feel at home ... to let us know what was there at the LRB and what you could do for us. It's very much appreciated.

"I think a tribute to you, Mr. Chang, and a true measure of your effectiveness and leadership is the happy, dedicated staff that you have working for you. Employees don't stay happy and dedicated by accident.

"Congratulations, Mr. Chang, for a job well done, and thank you for making me feel at home here."

The motion was put by the Chair and carried, and H.R. No. 333 was adopted.

At this time, Representative Kanoho presented Mr. Chang with a Certificate of Recognition and carnation leis were presented to Mr. and Mrs. Chang by Representatives Amaral and Say, respectively.

H.R. No. 334, entitled: "HOUSE RESOLUTION COMMENDING THE YWCA'S 1995 LEADERLUNCHEON HONOREES," was jointly offered by Representatives Marumoto, Amaral, Thielen, Kawakami, Isbell, Anderson, Yoshinaga, McMurdo, Menor, Chun Oakland, Case, Alcon, Garcia, Kanoho, M. Oshiro, Santiago and Yamane.

Representative Marumoto moved that H.R. No. 334 be adopted, seconded by Representative Amaral.

Representative Marumoto rose and proceeded to introduce the honorees, stating:

"Mr. Speaker, the YWCA yearly recognizes outstanding women of Hawaii, and I think the 'Y' should be recognized for its many contributions to Hawaii. Through their day care and their many classes throughout the state, and programs that touch so many of us, it helps improve the lives of Hawaii's people everyday. So the Legislature is happy to help the YWCA by bringing attention to the Leaderluncheon and to its honorees.

"Mr. Speaker, I would like to introduce the honorees at this time."



Representative Marumoto then introduced and asked the following honorees, who were seated on the chamber floor, to stand to be recognized: Sharon McPhee, Diane Chang, Harriet O'Sullivan from Alu Like, and Pauline Namuo, Chairperson of the Board of the YWCA.

Representative Marumoto then introduced Jean Seki, President of First Federal and Chairperson of the YWCA Leaderluncheon; Susan Shintani, YWCA Board member, Janet Bender, Development Director of the YWCA; Susan Doyle, Executive Director of the YWCA; and Kehaulani Lum of Alu Like, who were seated in the gallery, and asked them to stand to be recognized.

Representative Marumoto continued:

"I must tell you about Sharon McPhee. She is a very warm and wonderful person, someone I have known for 26 years, when she first came to Punahou. Everyone knows that Sharon is Dr. Roderick McPhee's very active partner in the business of administering Punahou School. A vibrant, witty and gracious advocate of girls in the classroom and women in the workplace, Sharon has given so much of herself to this community. She is a great volunteer, an outgoing civic leader and a role model for women in Hawaii.

"Let's hear it again for Sharon McPhee."

Representative Marumoto continued, saying:

"And just a note about Diane Chang. She was incredulous at the notion that the House would be congratulating her, a member of the dreaded MEDIA on the House floor. She asked my staffer, 'Are you sure they'll let me in the chambers? They must mean another Diane Chang!'

"My office assured her that we would give her a very warm welcome from the House, and she deserves our welcome. Diane makes sure that women and minorities receive equal time in Hawaii, through her editorials, her past work in Hawaii business, and her many volunteer activities.

"A recent study of state workers shows that women in the workplace still probably receive less in salary than their male counterparts. But, with people like Diane in our community, maybe that practice will finally be remedied.

"Please welcome Diane to the House."

Representative Amaral then rose to speak in support of the resolution, stating:

"Truly, Mr. Speaker, it is an honor to be able to make some comments about the remaining two honorees, one of whom is a personal friend of mine, and that is Harriet O'Sullivan, actually a personal friend of many of us around the floor and, certainly, many of us have been recipients of the arm-twisting of our dear Harriet O'Sullivan. She does it very nicely.

"Harriet, however, is here as the representative of Alu Like, and we have honored Alu Like this past session; certainly, more than enough has been said to all of you members about the good work that they have done.

"I appreciate the fact, however, that this wonderful organization - the YWCA -- is also recognizing the substantial work with Alu Like among the women and the children of native Hawaiian ancestors. I personally am working with a group of kupunas from Alu Like, and we're trying to come up with an appropriate cultural response to the issue of domestic violence. I believe Alu

Like has always been the cutting edge of the development of programs, and their honor today is certainly well deserved.

"Beyond that, we need to also recognize another person we all know and love, and that is Pauline Namuo. I was a little taken aback when I discovered that Pauline is the Chairperson of the Board of the YWCA because I didn't figure we gave her enough time to do that. We all know Pauline Namuo because she is, of course, the legislative liaison for the Governor's Office, and is another person who works very closely with us and tracks what we do. It is commendable to hear that she finds the time to work with this excellent organization.

"I want to say I have worked closely with the YWCA in the past, both as a Board member and as a staff member. The thing that always attracted me to this organization is the bold goal of the YWCA and if none of you know it, it is to eliminate racism and sexism by any means possible. They are, in fact, quoting in part the statement by any means possible of Angela Davis, if none of you knew that too. That's how evolutionary this organization is.

"My commendations to all of you gathered here today. It certainly is an honor for us to have you and to recognize your good work.

"Thank you, Mr. Speaker."

Representative Ward then rose to speak in support of the resolution, stating:

"I join my colleagues in commending this distinguished foursome for their work in the YWCA. However, I stand to single out one for her exemplary service to the **Star-Bulletin**, one who has written openly, freely, spontaneously, frankly, but with objectivity, particularly for openness in the political process, for small business and other matters that are of extreme concern to this community.

"However, my regret, Mr. Speaker, in commending her is that, shortly we will be having her and her colleagues revealing their assets. If I was the satirist or had the ability of the Majority Floor Leader in satire, perhaps the meaning of what I am saying will be much more clear, and why we may be hearing more about it in the future.

"My commendations to all of you, in particular as you will write about this issue in the future.

"Thank you, Mr. Speaker."

Representative Yoshinaga then rose to speak in support of the resolution, stating:

"I would be remiss if I didn't rise also to congratulate the honorees for today's presentation because, as a former Board member, I really grew up in the Y swim class and other things. Basically, I graduated to becoming a Board member so I was on the Board for six years and really enjoyed the experience. And it is as our Majority Floor Leader has stated, an advocacy group for women and enhancement for basically, you know, transition for teenagers, for teenage girls to provide programs so that they can fulfill leadership roles which these women represent. So I am very proud to have been associated with your organization.

"I just wanted to add my congratulations.

"Thank you very much."

Representative Lee then rose to speak in support of the resolution, stating:

"First of all, I would like to express my regrets that I was unable to attend the luncheon yesterday. It was the first time I missed it in many a year and that was because of the press of business here in the House. What makes it especially fitting today is that you came to honor us with your presence.

"It's a wonderful gesture on the part of the YWCA to recognize outstanding leaders, be they women or otherwise, and I would like to add my words of congratulations, especially to Diane Chang, who has made her mark with the **Business** magazine and is now making her own mark with the **Honolulu Star-Bulletin**. You are refreshing, provocative, and I think that's the role for a newspaper to force all of us to think, justify, or defend what we and other people do. We appreciate your presence at the **Star-Bulletin**, and I hope that you continue to do what you've been doing so well for so many years, beginning with the economic side and now on the editorial side.

"Thank you very much for coming here, and for all the other honorees as well. Congratulations and best wishes for continued success.

"Thank you, Mr. Speaker."

Representative Case then rose to speak in support of the resolution, stating:

"Mr. Speaker, I would be remiss if I did not claim two of the honorees as Manoa's own.

"Sharon McPhee, of course, has been an integral part of the Punahou School community for 26 years as one-half of that incredible partnership with her husband that led that school so well. But Punahou is part of a larger community, and that community is the Manoa community. Throughout their leadership, there was a real interaction between that school and that community, for which the community will always be appreciative. Since their retirement, the McPhees have decided to stay in Manoa. They live in Manoa and they continue to contribute to that community, so your community thanks you for that, Sharon.

"Diane Chang is a product of Manoa. I know that the mediae are perhaps not supposed to come from any particular district so as to maintain their neutrality, but Diane is the proud daughter of Martin and Carol Yukihiro of Manoa. Daine was perhaps so incredulous, as the Representative from Kahala mentioned, to be honored that she forgot to tell her parents that she was being honored. So, Diane, I've talked to your parents. I'm sorry if I blew the surprise, but your parents are also proud of you. I am happy to have you from Manoa as well, and, if there are any similarities between some of the stances you've taken in your columns and some of the speeches given by the other Representatives, perhaps they can be blamed on the Manoa mist.

"Thank you very much to both of you for your contributions, and your community is proud of you both.

"Thank you, Mr. Speaker."

Representative Herkes then rose to speak in support of the resolution, stating:

"In behalf of one of the five Buff and Blues that are on the floor, I just want to add my thoughts and congratulations to all the work that you and Rod have done for this community. This, I suppose, dates me but I wasn't in Punahou when you arrived. I was already long

gone, but I know of the fine work that you and Rod did, and thank you very much."

Representative Swain then rose to speak in support of the resolution, stating:

"Mr. Speaker, you know that when a Punahou graduate rises, a Kamehemaha School graduate also has to rise.

"I rise in support mainly because, as a member of the Advisory Council for Alu Like, I have seen what they have done for the Hawaiian women in the many, many years that they have been in existence.

"And so I want to commend Alu Like for all that they have done for Hawaiian women of all ages. Within their own staff and their departments, it is filled with very qualified and capable Hawaiian women. I should apologize though, because my office manager, I stole her from Alu Like because she has been trained so well.

"Thank you very much."

Representative Kahikina then rose to speak in support of the resolution, stating:

"I also join the ranks in commending all these fine women, of their attributes and contributions you have done to our society, especially to our own kupuna, Mrs. Harriet O'Sullivan, who I have known for many years in the community.

"On behalf of our community, thank you for all the programs you brought our way. You are the person to have this honor.

"Thank you."

Representative Chun Oakland then rose to speak in support of the resolution, stating:

"I don't know Sharon and Diane personally, but I would like to congratulate the both of you. I know of your work and really appreciate your efforts.

"And to Harriet who is a good friend, thank you for all your efforts and Alu Like's efforts. I am also sad that Rell Sunn is not here. I followed her just as a surfer, although I am not a surfer myself, and she has been an inspiration to many young ladies.

"And Pauline who is a Kapalama Heights resident and very active in the community, I just thank her for taking charge of the Board this year and serving as president.

"To Janet Bender and to Susan Doyle and all the Board members out there, they have tremendously provided their personal time and their expertise, and just the spirit to help our community, and I appreciate that very much.

"Thank you."

Representative Kawakami then rose to speak in support of the resolution, stating:

"I would like to congratulate Alu Like and especially Mrs. Harriet O'Sullivan, a long-time educator, who has contributed much to the youngsters of Hawaii, and for her work, both in education and with Alu Like. I congratulate you, Harriet, and also to all the other women who are being congratulated here for your work.

"Thank you."

Representative Kanohe then rose to speak in support of the resolution, stating:

"I rise not only as a member of the Kauai Alu Like Board and a Kamehameha graduate to congratulate our women leaders, but to bow in recognition of their superiority, and we thank them.

"Thank you."

The motion was put by the Chair and carried, and H.R. No. 334 was adopted.

At this time, Certificates of Recognition were presented to Sharon McPhee by Representative Anderson, to Diane Chang by Representative Yoshinaga, and to Harriet O'Sullivan by Representative Kawakami, and floral leis were presented to the honorees by Representatives Case, Halford, Kawanakoa and Cachola.

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

Upon reconvening at 12:43 o'clock p.m., Representative Kawanakoa was permitted a late introduction and he introduced Audrey Hedano, a Neighborhood Board No. 12 representative.

#### STANDING COMMITTEE REPORTS

Representative Morihara, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1851) recommending that S.C.R. No. 166, SD 1, be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 166, SD 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING EFFORTS TO FOSTER THE GROWTH OF DIVERSIFIED AGRICULTURE WITHIN THE STATE," was referred to the Committee on Finance.

Representative Morihara, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1852) recommending that S.C.R. No. 148, SD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 148, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO RENEW THE HIGHLY SUCCESSFUL U.S. SUGAR PROGRAM IN THE 1995 FARM BILL," was adopted.

Representative Morihara, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1853) recommending that S.C.R. No. 305, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 305, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TEMPORARY PROTOCOL TO ALLOW RESIDENT GUIDE DOGS TO RE-ENTER THE STATE WITHOUT QUARANTINE UNDER CERTAIN CONDITIONS," was referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1854)

recommending that S.C.R. No. 56 be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 56, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIAL SELECTION COMMISSION TO DEVELOP, PUBLISH, AND UTILIZE STANDARDS FOR THE APPOINTMENT OF JUDGES AND JUSTICES," was referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1855) recommending that S.C.R. No. 208 be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 208, entitled: "SENATE CONCURRENT RESOLUTION URGING THE JUDICIARY TO PROVIDE TRAINING FOR JUDGES ON THE APPLICATION OF THE HAWAII RULES OF EVIDENCE REGARDING THE COMPETENCY OF CHILD WITNESSES," was referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1856) recommending that S.C.R. No. 232, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 232, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIAL SELECTION COMMISSION TO PROVIDE THE LEGISLATURE WITH A CODE OF ETHICS FOR THE COMMISSION BEFORE THE LEGISLATURE'S ADJOURNMENT SINE DIE OF THE 1995 REGULAR SESSION; AND REQUESTING THE ATTORNEY GENERAL TO REVIEW ITS OPINION ISSUED MAY 8, 1992, WITH REGARDS TO THE APPLICABILITY OF THE STATE'S ETHICS CODE, CHAPTER 84, HAWAII REVISED STATUTES, TO THE JUDICIAL SELECTION COMMISSION," was referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1857) recommending that S.C.R. No. 1 be referred to the Committee on Legislative Management.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE EFFICIENCY OF CURRENT LEGAL NOTICE PRACTICES AND THE FEASIBILITY OF OTHER MEANS OF PROVIDING NOTICE," was referred to the Committee on Legislative Management.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1858) recommending that S.C.R. No. 266, SD 1, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 266, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY ON TRANSFERRING THE TRAFFIC VIOLATIONS BUREAU FROM THE JUDICIARY TO THE VARIOUS

COUNTIES," was referred to the Committee on Legislative Management.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1859) recommending that S.C.R. No. 308, SD 1, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 308, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO INVESTIGATE HUMAN RIGHTS ABUSES IN THE COMMONWEALTH OF NORTHERN MARIANAS," was adopted.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1860) recommending that S.C.R. No. 47 be referred to the Committees on Education and Higher Education and the Arts.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 47, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN EXAMINATION OF THE KE ALA 'IKE INITIATIVE OF THE HAWAII EDUCATIONAL NETWORKING CONSORTIUM," was referred to the Committees on Education and Higher Education and the Arts.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1861) recommending that S.C.R. No. 99, SD 1, be referred to the Committee on Intergovernmental Relations and International Affairs.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 99, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PACIFIC ISLANDS BUSINESS DEVELOPMENT MASTER PLAN FOR THE STATE OF HAWAII AND BETTER COMMERCIAL RELATIONS WITH THE PACIFIC ISLAND JURISDICTIONS," was referred to the Committee on Intergovernmental Relations and International Affairs.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1862) recommending that S.C.R. No. 242, SD 1, be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 242, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING A CONCERTED EFFORT TO PLAN AND IMPLEMENT MEASURES TO FOSTER TECHNOLOGY ECONOMIC DEVELOPMENT ON THE ISLAND OF HAWAII," was referred to the Committee on Finance.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1863) recommending that S.C.R. No. 248 be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 248, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DEVELOP

STRATEGIES FOR THE STATE OF HAWAII TO PARTICIPATE IN EFFORTS TO ESTABLISH A HAWAII COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION," was referred to the Committee on Finance.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1864) recommending that S.C.R. No. 298 be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 298, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM AND THE COMMISSIONER OF SECURITIES, IN CONSULTATION WITH OTHER PROFESSIONALS IN THE SECURITIES INDUSTRY, TO DETERMINE THE FEASIBILITY OF ESTABLISHING A NICHE SECURITIES MARKET IN HAWAII, BASED ON HAWAII'S ADVANTAGES IN LOCATION AND GLOBAL TIME ZONES, AND ITS ADVANCED TELECOMMUNICATIONS INFRASTRUCTURE," was referred to the Committee on Finance.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1865) recommending that S.C.R. No. 268, SD 1, be referred to the Committee on Higher Education and the Arts.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 268, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO STRENGTHEN AND STABILIZE THE FUTURE FLIGHT PROGRAM BY WORKING WITH THE UNIVERSITY OF HAWAII TO MAKE THE PROGRAM A LONG-TERM SUCCESS," was referred to the Committee on Higher Education and the Arts.

Representative Arakaki, for the Committee on Hawaiian Affairs and Housing, presented a report (Stand. Com. Rep. No. 1866) recommending that S.C.R. No. 76, as amended in HD 1, be referred to the Committee on Water and Land Use Planning.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 76, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII, THE CITY & COUNTY OF HONOLULU, AND THE HAWAII VISITORS BUREAU, TO HEREAFTER USE THE NAME MOKOLI'I WHEN MAKING REFERENCE TO THE ISLAND MORE COMMONLY KNOWN AS CHINAMAN'S HAT," was referred to the Committee on Water and Land Use Planning.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1867) recommending that S.C.R. No. 194 be referred to the Committee on Education.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 194, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A VIOLENCE PREVENTION COORDINATING COUNCIL TO ADDRESS THE INTEGRATION OF VIOLENCE PREVENTION CURRICULA, PRE-KINDERGARTEN THROUGH

TWELFTH GRADE, TO PREVENT VIOLENCE IN HAWAII'S HOMES, SCHOOLS, AND COMMUNITIES," was referred to the Committee on Education.

#### SUSPENSION OF RULES

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

#### FINAL READING

The following bills were taken from the Clerk's desk and the following actions taken:

##### H.B. No. 252, HD 1, SD 1:

On motion by Representative Amaral, seconded by Representative Thielen and carried, the House agreed to the amendments proposed by the Senate to H.B. No. 252, HD 1, and H.B. No. 252, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," having been read throughout, passed Final Reading by a vote of 48 ayes, with Representatives Okamura, Santiago and Souki being excused.

##### H.B. No. 530, HD 1, SD 1:

On motion by Representative Amaral, seconded by Representative Thielen and carried, the House agreed to the amendments proposed by the Senate to H.B. No. 530, HD 1, and H.B. No. 530, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE CERTIFICATES OF AUTHORITY," having been read throughout, passed Final Reading by a vote of 48 ayes, with Representatives Okamura, Santiago and Souki being excused.

The Chair directed the Clerk to note that H.B. Nos. 252 and 530 had passed Final Reading at 12:45 o'clock p.m.

#### ANNOUNCEMENTS

Representative Takamine rose and requested waiver of the 48-hour hearing notice requirement to hear S.C.R. Nos. 76, HD 1, and 306, tomorrow afternoon at 1:30 p.m. in Room 1310, and the Chair "so ordered."

Representative Thielen then rose and stated:

"We contacted a Representative Glenn D. Johnson, Speaker of the House of the State of Oklahoma, to ask if there were any funds that would be set up where people could send money to help the victims of the disaster, and I would like to let the members know there are three funds that are being set up.

"You can send money to help the victims to the United Way Donations, P.O. Box 837, Oklahoma City, Oklahoma; or the Disaster Recovery Fund, P.O. Box 2518, Oklahoma City, Oklahoma; or the Boatmen's Bank, P.O. Box 25189, Oklahoma City, Oklahoma."

Representative Ward then rose and stated:

"Mr. Speaker, the Small Business Caucus is circulating a letter that is about workers' compensation in a common ground for the dialogue that we hope this House and Senate conferees might consider. I would urge my colleagues to take a look at that and try to take what otherwise is the contention out and what is the common

ground in so when that issue does come to conference, there will be a meeting of the minds. Hopefully, that is in the room now and will be passed around as requested, Mr. Speaker."

Representative Chun Oakland Oakland: "I just wanted to announce that the Keiki Caucus will be meeting tomorrow, from 8:30 to 9:30 a.m."

#### ADJOURNMENT

At 12:49 o'clock p.m., on motion by Representative Amaral, seconded by Representative Thielen and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Friday, April 21, 1995.

**FIFTY-FOURTH DAY**

**Friday, April 21, 1995**

The House of Representatives of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1995, convened at 11:40 o'clock a.m., with the Speaker presiding.

The invocation was delivered by Minister Clyde Kakiuchi of the First Baptist Church of Pearl City, after which the Roll was called showing all members present.

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

On motion by Representative Amaral, seconded by Representative Thielen and carried, reading of the Journal was dispensed with and the Journal of the Fifty-Third Day was approved.

**SENATE COMMUNICATIONS**

The following communications from the Senate (Sen. Com. Nos. 697 to 699) were read by the Clerk and were placed on file:

Sen. Com. No. 697, informing the House that the President, on April 20, 1995, has added Senators Matsunaga and Anderson as additional members on the part of the Senate at the conference on Senate Bill No. 92, SD 1, HD 1.

Sen. Com. No. 698, informing the House that the President, on April 20, 1995, has added Senator Matsuura as an additional member on the part of the Senate at the conference on Senate Bill No. 1642, SD 1, HD 1.

Sen. Com. No. 699, informing the House that the Senate, on April 20, 1995, has made the following changes to Senate conferees assignments for the Senate Bills listed below:

**S.B. No. 385, HD 2:**

Discharges Senator Matsuura as a member and adds Senator Matsuura as a Co-Chair; and adds Senator Tam as a member.

**S.B. No. 424, SD 1, HD 1:**

Discharges Senator Chumbley as a member and adds Senator Chumbley as a Co-Chair.

**S.B. No. 647, SD 2, HD 2:**

Discharges Senator Chumbley as a member and adds Senator Chumbley as a Co-Chair; and adds Senator Tam as a member.

**ORDER OF THE DAY**

**COMMITTEE REASSIGNMENTS**

The following Senate Concurrent Resolutions were re-referred as follows:

**S.C.R. Nos. Re-referred to:**

95 Committee on Consumer Protection and Commerce

103 Committee on Energy and Environmental Protection

227 Jointly to the Committee on Hawaiian Affairs and Housing and the Committee on Health

237 Committee on Energy and Environmental Protection

246 Committee on Energy and Environmental Protection

247 Committee on Consumer Protection and Commerce

293 Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary

**INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)**

The following resolutions (H.R. Nos. 335 and 336) were read by the Clerk and were disposed of as follows:

H.R. No. 335, entitled: "HOUSE RESOLUTION HONORING KAWAIAHAO CHURCH ON THE MOMENTOUS OCCASION OF ITS ONE HUNDRED AND SEVENTY-FIFTH ANNIVERSARY," was jointly offered by Representatives Souki, Amaral, Arakaki, Okamura, Oshiro and Say.

Representative Arakaki moved that H.R. No. 335 be adopted, seconded by Representative Lee.

Representative Arakaki rose and proceeded to introduce the honorees, stating:

"Aloha Na Kanaka Maoli. Aloha Na Poe O Hawaii. Mahalo to my colleagues for allowing me just to share a few words in support of this resolution and this great church as they celebrate their 175th anniversary of their establishment.

"The stone church was founded 175 years ago and named the Waters of Ha'o, one of the Chiefs of Oahu who resided close to that area. It also symbolizes the waters of life and spirituality which resulted from the influence of the early missionaries as they guided the work of the Christian Mission throughout Hawaii and thus influenced the spiritual atmosphere from which many leaders -- political and spiritual -- have risen.

"The theme for the celebration, 'Nu Oli', or good news, is appropriate and has significance, especially since we just celebrated Easter this past Sunday. The Good News is that the angel shared with Mary Magdalene in Matthew, Chapter 28, was that Jesus Christ had risen. Accordingly, he told his disciples at Galilee, 'All authority in heaven and on earth has been given to me. Therefore go and make disciples of all nations, baptizing them in the name of the Father and of the Son and of the Holy Spirit, and teaching them to obey everything I have commanded you, and surely I am with you always, to the very end of the age.'

"And so, Kawaihāo represents a fulfillment of the great commission, and today, the Lord, through Kawaihāo Church, continues to inspire and influence the people of Hawaii through her ministries of music and performing arts, education and evangelism, thus perpetuating the Christian gospel and tradition.

"I am very pleased and honored to recognize the people who I feel represents the ideals of the Church, and I would like to have them stand and be recognized."

Representative Arakaki then introduced and asked the following honorees, who were seated on the chamber floor, to stand to be recognized: Reverend William Kaina, Pastor of Kawaiahao Church; Aulani Hoomanawanui, Chairman of the Board of Deacons; and Matsuko Machado, Church Administrator.

Representative Arakaki continued:

"Although they're not here, Mr. Speaker, I would like to also acknowledge another person who we know very well -- the Reverend Dr. Abraham Akaka, who is the Pastor emeritus, and also Roy Benham, Chairman of the Board of Trustees for the Church.

"Thank you, Mr. Speaker."

Representative Lee then rose to speak in support of the resolution, stating:

"It is not only an honor but a pleasure to speak on behalf of the resolution and of the people we honor today.

"Kawaiahao is not only a Christian church, it is not only the first Christian church, it is not only the first teacher of Christianity in Hawaii; more than that, it symbolizes all that Hawaii is and all that Hawaii should be. It has had a prominent role in preparing the islands for a new life beyond the ones that existed here before the discovery or the coming of other peoples.

"Indeed, we must acknowledge a depth of gratitude to Kawaiahao Church for preserving all that is Hawaiian, and also exhibited all that aloha and love which have made this island a place of harmony, a place of progress, and indeed today, if we can describe Kawaiahao, it's not only the Westminster Abbey of Hawaii, but it is also the universal church for all of us, encompassing the great diversity which is the character of our people today.

"And I consider it not an honor to be able to speak on behalf of Kawaiahao Church, on behalf of the House for Kawaiahao Church, but also because it's such a great personal pleasure to see Reverend Kaina here today with whom I've had, on many occasions, shared in various different places throughout the state, and we welcome his presence and his ministry.

"Ladies and gentlemen, let us rejoice in this great institution which, if the Reverend Kaina and his parishioners could allow us, we would like to join as well in spirit.

"Thank you and Happy Birthday!"

Representative Kanoho then rose to speak in support of the resolution, stating:

"Yes, Kawaiahao Church is a very special place indeed, for all the reasons which have been cited.

"But Kawaiahao has special meaning to me because I attended church there for 38-1/2 years, from when I was 11-1/2 years old, when my family moved from Kauai -- that was back in 1939 -- and had to leave the church in 1977, still I was a young person, to relocate my family back to Kauai. I was very privileged during that time to be a member, to have sung in the choir for several years, and to serve on the Board of Deacons.

"It always amazed me that the long-time members of the choir -- by the way, the choir sings beautiful music --

and because it's specially written, specially arranged anthems in Hawaiian, that gives it a special, beautiful quality, but it just amazed me that so many of the long-time choir members would commit to memory all those difficult -- very difficult -- to sing anthems, and to sing every one without having to look at the music.

"There is one bit of information I would like to share with you because I think it's not only interesting, but very fascinating and perhaps you, too, will agree that it borders on the incredible.

"The walls of that church is constructed of 14,000 coral slabs, each measuring ten inches in thickness, with a width of 2-1/2 feet ... Representative Alcon is saying, 'What are you doing, measuring the desk here?' ... The width of our desks are slightly less than 2-1/2 feet -- just to give you an idea of the size of the coral slabs, and 3-1/2 feet long. That is what the church is made up of -- 14,000 of those slabs, each weighing over a thousand pounds.

"Now here is the interesting part. They were taken from coral beds between Honolulu Harbor and Waikiki -- predominantly out in the Ala Moana area -- from depths of ten to twenty feet. Now the church, remember, was constructed and finished in 1842. It took five years to do it and the reason it took five years to do it is that, all of these fourteen thousand coral slabs had to be hand-hewn from those reefs -- ten to twenty feet deep -- by divers using hand tools without scuba equipment. And I think that's absolutely amazing. Just imagine, empty bag down and then come back up (panting). It's difficult enough to think that we would do that on dry land, and by hand chisel it out, and then carry those slabs, weighing a thousand pounds or more, and set it up in the church.

"Well, I said that the church was completed in 1842 and those of who are thinking ... 1842 and 1995 -- that's only 153 years; how come they're celebrating 175? Before the stone church, there were other 4x5, other frame and patch structures which were destroyed -- some of them destroyed by fire -- but it is indeed their 175th anniversary.

"I'm very proud to have been a part of that institution ... I haven't been visiting very often because I have not been back on Sundays on Oahu ... but I plan to be in church to join in that celebration this coming Sunday.

"Thank you very much, and aloha."

Representative Kahikina then rose to speak in favor of the resolution, stating:

"Growing up, I have been raised at Nanaikapono Protestant Church where at times I had the privilege of going to Kawaiahao and participate. But as I was listening to Representative Kanoho, I just had to stand and give praise to the God that Kawaiahao is standing and just to realize, what a miracle just to building that church. What an awesome God we serve, and so I just had to stand and say that Kawaiahao is really a representation of the Lord Jesus Christ, and those stones are really all of us, that we can put together such a beautiful Hawaii Nei in the name of the Lord Jesus Christ.

"I just want to say 'thank you' Kahu and everybody, in doing God's work.

"God bless you."

Representative Amaral then rose to speak in support of the resolution, stating:

"I must confess to you, Mr. Speaker. I don't spend much time in church -- I'll just say that right up front. However, Kawaiahao Church is an unusual church because I actually spent a great deal of time there.

"Just in emphasizing the diversity of this particular church, I can recall that Kawaiahao was the place we came to after the trouble that took place at the steps of Iolani Palace. I can recall all of us sitting and ranting and arguing and working out the pain that we felt, and coming to a resolution and feeling peaceful when we walked out of that building.

"Kawaiahao is the place where we come on Ali'i Sundays to remember those people of the Hawaiian history that we respect -- our leaders. It's the place that we come to, to swear in new leaders; it's a place that we come to, to bury old friends. Kawaiahao is a very, very special place to us, and the people that lead us at Kawaiahao are special people to us. I just need to add, it is a place of comfort and a place of strength. And even for one like me, it is a place that I come to, to feel at home.

"So my congratulations to you on this your 175th anniversary, and my thanks also."

Representative Ward then rose to speak in support of the resolution, stating:

"Mr. Speaker, a resolution like this and the distinguished three sitting in front of us remind us that we are more than physical or intellectually emotional beings -- we are also spiritual beings. Sometimes we tend to forget that.

"It is an honor to honor a church that's been a pull in the community for 175 years, and I don't say it lightly, the keeper of the culture and the keeper of the spiritual fires of this state. I was reminded of the importance of this when I was in Poland a while back and being told in Warsaw, it was the underground Catholic church that the identity of the Polish people and the freedom of the Polish people was nourished. And I think Kawaiahao Church has served that same purpose, in keeping the freedom, the identity, the culture -- the keeper of what the spirit of being Hawaiian is about.

"I commend its leaders. I commend Reverend Kaina for what he is carrying on with the real huge shoes to fill that Abraham Akaka left. So, who we are as a people is being commended today, who the Hawaiians are, either from sovereignty to salvation which will be kept in the walls of which Representative Kanoho so aptly described in its construction.

"I'll not end with the altar call that was already started by my colleague from Waianae, but to say 'congratulations.' May you have another 175 years ahead of you, and you've just begun to build.

"Thank you, Mr. Speaker."

Representative Kawanakoa then rose to speak in support of the resolution, stating:

"I just was noting here today, in listening to all the accolades given and how befitting they are, but I would like to take a step back and to understand how truly befitting it is for us, as a representative body, to recognize the accomplishments and the long-standing tenure of Kawaiahao Church.

"If we look back, they've withstood and they've come through turbulent times. They have been representative of all of the best in our society; they have seen the demise

of various governments. And as we stand here representing the current government in the islands, it is so befitting that we pay tribute to an institution that has truly represented the concerns of Hawaii, the people that reside here in the islands, for all of these 175 years. I am so proud and honored to be here today, to be able to add my accolades to what has been said prior.

"It's also very fitting in that I've had the opportunity to be at Kawaiahao Church for many important occasions, and to hear various sermons by our revered Reverend Kaina and all of the energy and good thoughts he puts out to our Hawaiian community and the community at large. I think this is the essence of what we need to try to bring with us here to the House of Representatives, and to carry forth so that all of their good work is perhaps magnified and resounds in us as we carry forth with our work here at the Legislature.

"I would like to thank all of the good work of Reverend Kaina and others, and for your long-standing contributions to our community, our society, and especially the Hawaiian community, and I pray that we continue and that you will continue in your good work.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.R. No. 335 was adopted.

At this time, Representative Arakaki presented Reverend Kaina with a Certificate of Recognition and floral leis were presented to the honorees by Representatives Kawakami, Isbell and Kahikina.

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 12:15 o'clock p.m.

H.R. No. 336, entitled: "HOUSE RESOLUTION CONGRATULATING AND COMMENDING THE RECIPIENTS OF THE '1995 SMALL BUSINESS PERSON OF THE YEAR AWARD'," was jointly offered by Representatives Herkes, Kanoho, Stegmaier, Ward, Case, Marumoto, Nekoba, Swain and Takai.

Representative Herkes moved that H.R. No. 336 be adopted, seconded by Representative Kanoho.

Representative Herkes rose to speak in support of the resolution, stating:

"Mr. Speaker, I have the pleasure of serving as Chairman of the Committee on Economic Development and Business Concerns, a task which, in these days, is both challenging and rewarding.

"This is one of the more rewarding moments, for I have the opportunity to express my personal congratulations to the Small Business Award recipients and to preface today's presentations with a few words.

"Small business represents a lot of things -- it is the essence of our free enterprise system; it is the backbone of our state's economy. Small business is the realization of the entrepreneurial dream, and usually and unfortunately is the first to take the hit during difficult economic times. Over the years, Mr. Speaker, I have owned and managed a number of small businesses and I know of the difficulties and rewards of these endeavors.

"We join together this afternoon to honor a group of successful business people. But we also honor our awardees for their philanthropical spirit, for overstepping



the boundaries of their daily business routines, to take the time and make the effort to give something back to their communities and to those who are less fortunate than themselves.

"Having met and exceeded these criteria, the Honolulu District Office of the United States Small Business Administration has selected recipients for the following seven categories as outlined in the resolution: The Small Business Person of the Year; The Women in Business Advocate of the Year; The Minority Small Business Advocate of the Year; The Young Entrepreneur of the Year; The Small Business Exporter of the Year; The Financial Services Advocate of the Year; and The Accountant Advocate of the Year.

"Before we proceed with those introductions, Mr. Speaker, I would like to recognize a former colleague, State Representative Mr. Andrew Poepoe, District Director, U.S. Small Business Administration," and asked Mr. Andrew Poepoe, who was seated in the gallery, to stand to be recognized.

"And with him, from the Bank of Hawaii, is Lorinda Wong-Lau, and members, would you please greet her."

Ms. Wong-Lau then rose to be recognized.

Representative Herkes continued, saying:

"We collectively thank you for joining us today and for helping to make this award presentation possible.

"Mr. Speaker, with your approval, I would like to call upon the awardees' representatives to make the formal introductions," and the Chair asked them to "proceed."

Representative Isbell then rose and proceeded with her introduction, stating:

"Mr. Speaker and members of the House, I am pleased to introduce to you the 1995 Small Business Person of the Year, Donald Sasaki, who, with his wife, Jean, has taken the time, away from their business in Kona, to join us.

"Donald Sasaki started Cal-Kona Produce Incorporated in 1984 as a sole proprietor operating from his parents home in Kona. His goal was to become a leader in his new business. He started the business with limited capital, one pickup truck, and the loyal assistance of his wife, Jean, and expanded it to a company with two employees and \$200,000 in annual sales in just a very few short years.

"And now, eleven years later, through his tenacity, sharp business acumen, and daring, Donald Sasaki has built a \$4 million enterprise which employs 35 Big Island residents and supplies fresh fruits and vegetables to supermarkets, hotels, restaurants and other businesses.

"He is also a philanthropist, and I really want to admire and thank you very much, Donald, because he regularly makes consistent and significant contributions to the community through generous donations, scholarships, and tireless personal service to organizations such as the Kona Food Bank.

"I'm proud to present and introduce to you Donald Sasaki from Kona, the 1995 Small Business Person of the Year."

Mr. Donald Sasaki then rose to be recognized.

Representative Stegmaier then rose and stated:

"It's an honor for me to recognize Francine Slom as the 1995 Women in Business Advocate of the Year.

"Allow me the opportunity to tell you a little bit about Mrs. Slom. Born and raised in Waiialua, Fran's first job was picking pineapples in the fields not too far from her home. Fran thereafter held numerous other jobs, including one as secretary to Lex Brodie. It was at this point that she became involved with Small Business Hawaii and although I don't know the particulars, thereafter got involved romantically with Sam Slom, the male half of the Slom family advocacy team.

"In addition to being a small business owner herself, she makes children's and adult clothing which she sells here in Hawaii and on the mainland. Francine finds the time and energy to be actively involved as a reader in her oldest son's (Sid) class at Kamiloiki School and helps out with his soccer team.

"I wish now to talk about Francine Slom, the advocate. As Chairperson of the Women in Business Committee and Administrative Assistant to Small Business Hawaii, Mrs. Slom has been an outstanding and proactive advocate for women business owners in the state. She has demonstrated her high level of commitment to nurture and support the full and successful participation of women in small business.

"As Marketing Chair from 1989 to 1991, Fran guided the press and public relations effort to promote WIBC conference and programs and to create a higher profile for Hawaii's successful women business owners. As co-chair of the Program Committee from 1992-1993, Fran planned and organized various functions to educate and inform women about business resources, establish new programs and information networks and expand women's access to bank loans and other financing information. The forums produced included a Legislative Forum, Home Based Business Workshop, Balancing Business & Personal Priorities Forum and more. She assumed responsibility of Chairperson of WIBC in 1994, overseeing an effective annual program which produced quarterly training events for women business owners, a mayoral debate focusing on small business, and a unique women's financial needs survey which supported the establishment of a new loan program for women at Bank of America Hawaii. Under her leadership, WIBC has continued to expand both its member ranks and its programs which support and train an increasing number of start-up, and growing small businesses owned by women. It is significant, Mr. Speaker, that all planning, research and organization for WIBC events is done on a voluntary basis, requiring many, many hours of personal time.

"Mrs. Slom is a great role model and an inspiration to all women, encouraging them to pursue their dreams of material independence, and she has rightfully earned the respect of and admiration of the people of Hawaii and their Representatives here at the Legislature.

"Please join me in honoring and recognizing Francine Slom as the 1995 Women in Business Advocate of the Year."

Mrs. Francine Slom then rose to be recognized.

Representative McMurdo then rose and stated:

"Mr. Speaker, it really is an honor and a privilege to be part of the Small Business Award presentations today and to introduce the 1995 Minority Small Business Advocate of the Year.

"As co-founder and Chair of the Hawaii Hispanic Chamber of Commerce, Mr. Jose Villa has helped to

unite Hawaii's 90,000 Hispanic residents and educate the Hispanic community on business, cultural, legal, and political issues of importance.

"Mr. Villa is a very, very civic-minded individual. He also established and maintained lines of communication with the rest of Hawaii's business community and has facilitated efforts to network Hawaii's Hispanic community with other Hispanic business and cultural organizations around the globe.

"I happen to know Jose personally because I am a member of the Armed Services Committee of the Hawaii Chamber of Commerce and with everything else that he has done, he has taken the time on many occasions to come and speak on behalf of the minority members of the Armed Services who have experienced some kind of discrimination somewhere in the businesses and to help the Chamber get this kind of thing straightened out, which I think has been a real service and sort of above and beyond the call of duty.

"Through his tireless hard work and commitment, Mr. Villa deserves the respect and admiration of our legislative body and I ask everyone to join me in honoring Mr. Jose Villa as the 1995 Minority Small Business Advocate of the Year."

Mr. Jose Villa then rose to be recognized.

Representative Kanoho then rose and stated:

"Mr. Speaker, I am very privileged to have the opportunity to introduce to you a very special young man from Kauai who, at the tender age of 29, has become the owner and president of his own security company.

"He is Anthony Kaniela 'Tony' Pajela, and his company is Garden Island Security, Inc. Mr. Pajela started his company in 1991 with only his father and one client. Through his hard work, dedication and perseverance, he now oversees 21 different locations, employs a staff of 21 persons, and provides comprehensive security services to hotels, condominiums, shopping centers, restaurants, buildings and even the State of Hawaii, Harbors Division.

"Mr. Pajela's commitment and concern to his business and his employees have produced a company that offers medical coverage, training in first aid and CPR, report writing and processing classes, studies in security laws, and blood-borne pathogens and hazardous material awareness and identification. Also, Mr. Pajela offers his personal assistance and constant encouragement to his staff and encourages them to think independently in making quick, prudent decisions on the job.

"The company has donated services to such charitable organizations as the American Red Cross, Project KIDCARE, Special Olympics, Children's Advocacy Center, and various Hurricane Iniki fundraisers, and he has been a Kauai Chamber of Commerce member.

"Please join me in recognizing and honoring Anthony Kaniela 'Tony' Pajela, the Young Entrepreneur of the Year."

Mr. Anthony "Tony" Pajela then rose to be recognized.

Representative Kawanakoa then rose and stated:

"Mr. Speaker and members of the House, I have the good fortune of representing what apparently is a business-oriented district because three of these awardees reside in my district ... I reside in their district, I should say. They are the recipients of the Financial Services

Advocate of the Year Award and the Small Business Exporter of the Year Award, and first, I would like to mention a few words about Mr. Paul Rehob.

"As Vice President and Manager of Business Banking at the Bank of America, Paul Rehob has actively served the community with caring and unwavering support to small businesses and volunteer organizations.

"He continues to offer his professional expertise to educate small business persons on the availability of important financial resources, and volunteers much of his time to traditionally under-served groups such as ethnic minorities, women and youth.

"Through his knowledge in the financial arena, his active involvement in business organizations, and his genuine willingness to help the small business owner, Paul truly deserves this award.

"Please join me today in recognizing and honoring Paul Rehob as the 1995 Financial Services Advocate of the Year."

Mr. Paul Rehob then rose to be recognized.

Representative Kawanakoa continued, saying:

"And now, Mr. Speaker and members, I would ask you to turn your attention to the realm of the export business where Thomas and Ellen Mathews, President and Vice President of Trade West, Inc., have developed a small market niche into a worldwide business, manufacturing, designing and distributing Hawaiian silk floral leis, silk floral hair accessories, Hawaiian floral personal care products, and Hawaiian theme stuffed animals such as the mo'o that I am sure you have seen down in Waikiki and other places.

"In 1989, the state honored Trade West, Inc. for the work opportunities the company provided to handicapped mentally-challenged and physically-challenged individuals. And I should mention that Trade West, Inc. continues to provide jobs for handicapped citizens.

"Trade West, Inc. has successfully promoted the spirit of aloha and has ensured quality in the products with 'Made in Hawaii' logo, as well as generating interest in the international marketplace for things Hawaiian.

"For these reasons, please join me in recognizing and honoring Thomas and Ellen Mathews for having been named the 1995 Small Business Exporter of the Year."

Thomas and Ellen Mathews then rose to be recognized.

Representative M. Oshiro then rose and stated:

"Mr. Speaker and members, it is an honor and a joy for me to personally take part in today's presentation, in honoring the 1995 U.S. Small Business Administration Accountant Advocate of the Year, Mr. Roy H. Doi.

"The certified public accountant and general partner of the firm Kobayashi, Doi & Lum, CPAs, Roy H. Doi has actively served the community of Wahiawa with caring and unwavering support to small businesses. He has graciously donated his time and expertise to community organizations such as the Wahiawa Business Community Association and the Wahiawa Revitalization Committee.

"Mr. Doi has earned this special award through his knowledge in the financing arena, active involvement in business organizations, and a genuine willingness to help the small business owner. He is truly worthy of all the

respect, admiration, and commendation we, as the legislative body, can bestow on him.

"Without further ado, Mr. Speaker, I respectfully introduce to you Roy H. Doi, the 1995 Accountant Advocate of the Year."

Mr. Roy H. Doi then rose to be recognized.

Representative Ward then rose and stated:

"Mr. Speaker, I have introductions for all of them as the surrogate of the small business community. We know in Hawaii, small business is big business, and we have the best and the brightest before us. In fact, if you work for the government, that's all we'd say -- you're the best and the brightest.

"But since you are entrepreneurs, you are small business people. You are the hardest working people we've got in the state, the ones who work the longest -- you're the first ones in in the morning and the last ones out at night. You are the ones, collectively, who give us fifty percent of our treasury through your GE tax collections, and the ones who hire half of our people. You are the ones who, through your creative and innovative ways, have made things faster, better and cheaper for the consumers of Hawaii.

"But you collectively represent what is otherwise 25,000 of the people of Hawaii who are the engine of the economy, which collectively hire 85 percent of everyone of our citizens here ... 15 percent is hired by those who pay our wages in this chamber -- 15 percent is the public sector. You also represent five to ten percent of our community who is entrepreneurial.

"Mr. Speaker, studies in all nations, all cultures, all societies, say that only five percent of the people have what it takes which these people have in front of us. Not everybody can go into business and succeed. It's like a marriage -- sometimes you get into it very easily but it's very hard to make it work. These are the people, unlike the others who don't make it through their fifth birthdays, these are the people who made it through their fifth birthdays. It's a very risk-laden proposition.

"In commending all of you, I would say ... we have given you accolades; hopefully, we will give you workers' compensation reform, we will give you the attention that all of you -- 25,000 collectively -- deserve.

"Mr. Speaker, lastly, I would like to introduce the husband of one of the honorees today who had to go through security, a frisking, before he got in because of one of the sharp implements he carries on his body, namely his tongue. He is the President of Small Business Hawaii and is a little advocate and a watchdog -- Mr. Sam Slom."

"Mr. Sam Slom, who was seated in the gallery, rose to be recognized.

Representative Swain then rose to speak in support of the resolution, stating:

"I just want to take the opportunity to congratulate this group that is here today. Being a small businessman myself, I know what they have gone through. I know the difficulties, the hours, the effort, the sweat that goes into this, and to have achieved the level that you have is truly an inspiration to me as a businessman, and I praise you for all that you have done.

"Even with the difficult times, I would stress that it can get better and it will get better, and hopefully, those of us

on this side facing you will do the things necessary to make that happen.

"Congratulations!"

Representative Tarnas then rose to speak in support of the resolution, stating:

"I want to congratulate all of you on your words today, and especially I want to express a great deal of gratitude to Mr. Donald Sasaki for his fine work for us in Kona, for those of us in the greater Kona/Kohala area, who benefit from your hard work, your business, and from your contributions to the community. Every time we see the Food Bank Drives going on, there is always a Cal-Kona truck parked right there, helping everything along.

"We really appreciate your hard work and your contributions to the community, and when I was back in Kona for the Chamber of Commerce luncheon honoring Mr. Sasaki, we all could feel the thrill that we have one of our own going to Washington, D.C. to represent the entire state.

"Thank you again."

Representative Kawakami then rose to speak in support of the resolution, stating:

"I would be remiss for one of the gentlemen here, I found out, is my cousin. So I would like to tell him I had to call your mother to find out where you were in the line, but his grandmother and my father are brother and sister, and so Tony there is really my third cousin.

"Congatulations, Tony, as the Young Entrepreneur of the Year, and to all of you, congratulations on your fine work.

"Thank you."

Representative Marumoto then rose to speak in support of the resolution, stating:

"Mr. Speaker, I am glad to see the Small Business Administration recognized here today, and their recognition of the fine examples of the people who are part of small business.

"As a former member of the Honolulu Advisory Council for the Small Business Administration, I must say that they do some very fine work. They give out loans, they have programs to help businesses, and in the area of loans, they were very helpful when we had our hurricane. I think they gave low interest loans amounting to well over \$100,000,000 to Kauai, and I think it helped a lot of people get back on their feet. For that we're grateful.

"My congratulations to each and every one of you. I hope you will have continued success in your small businesses.

"Thank you."

Representative Chang then rose to speak in support of the resolution, stating:

"The previous comments on Roy Doi didn't mention that he's from Hilo. Roy and I played on the same football team, the Hilo High Vikings. And also, just as he never expected me to be a State legislator, I never expected him to be such an outstanding CPA.

"Congratulations to all of you.

"Thank you."

The motion was put by the Chair and carried, and H.R. No. 336 was adopted.

At this time, Certificates of Recognition were presented to the honorees by Representatives Isbell, Stegmaier, McMurdo, Kanoho, Kawanakoa and M. Oshiro and floral leis were presented to them by Representatives Marumoto, Ward, Anderson, Kawakami, Chun Oakland and White.

At 12:46 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:52 o'clock p.m.

#### STANDING COMMITTEE REPORTS

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1868) recommending that S.C.R. No. 42, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 42, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DEVELOP AND IMPLEMENT AN INTERNATIONAL TECHNO-TOURISM POLICY TO MAKE HAWAII THE ASIA-PACIFIC REGION'S PREEMINENT CENTER FOR SCIENCE AND TECHNOLOGY CONFERENCES," was referred to the Committee on Finance.

Representative Takamine, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1869) recommending that S.C.R. No. 265, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 265, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF RECONSTRUCTED VEHICLES," was referred to the Committee on Finance.

Representative Takamine, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1870) recommending that S.C.R. No. 9, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 9, HD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE HAWAII STATE LEGISLATURE TO SUPPORT SENATOR DANIEL K. AKAKA'S FEDERAL LEGISLATION (S. 2428) TO PROVIDE FOR THE MANAGEMENT OF THE AIRSPACE OVER UNITS OF THE NATIONAL PARK SYSTEM," was adopted.

Representative Takamine, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1871) recommending that S.C.R. No. 80, SD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 80, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DESIGN AND DISTRIBUTION OF

SPECIAL MOTORCYCLE LICENSE PLATES FOR VETERANS." was adopted.

Representative Shon, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1872) recommending that S.C.R. No. 300 be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 300, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE SUPPORT OF CONTINUED RESEARCH AND INFORMATION DISSEMINATION ON THE USE OF THE NEEM TREE FOR PEST CONTROL IN HAWAII AND THE ASIA-PACIFIC REGION," was referred to the Committee on Finance.

Representative Arakaki, for the Committee on Hawaiian Affairs and Housing, presented a report (Stand. Com. Rep. No. 1873) recommending that S.C.R. No. 306 be referred to the Committee on Water and Land Use Planning.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 306, entitled: "SENATE CONCURRENT RESOLUTION ASSERTING USE OF THE CORRECT NAME OF PU'U O KAPOLEI," was referred to the Committee on Water and Land Use Planning.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1874) recommending that S.C.R. No. 214, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 214, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE THE HAWAII MARITIME INDUSTRY POLICY ADVISORY TASK FORCE," was referred to the Committee on Finance.

Representative Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1875) recommending that S.C.R. No. 288 be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 288, entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESS TO SUPPORT LEGISLATION TO SAFEGUARD VETERANS' DISABILITY COMPENSATION AND SOCIAL SECURITY DISABILITY COMPENSATION FROM ELIMINATION, REDUCTION, OR TAXATION," was adopted.

Representative Pepper, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1876) recommending that S.C.R. No. 61, SD 1, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 61, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ASSESSING THE SOCIAL AND FINANCIAL IMPACT OF MANDATORY HEALTH INSURANCE COVERAGE FOR ACUPUNCTURE SERVICES," was adopted.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1877) recommending that S.C.R. No. 168 be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 168, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONSIDER CONVERTING ALL PUBLIC SCHOOLS TO CALENDAR YEAR UTILIZATION (YEAR ROUND EDUCATION) BY THE 1997-1998 SCHOOL YEAR," was referred to the Committee on Finance.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1878) recommending that S.C.R. No. 108 be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 108, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING DIFFERENT OPTIONS FOR STUDENT ASSESSMENT," was adopted.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1879) recommending that S.C.R. No. 204 be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 204, entitled: "SENATE CONCURRENT RESOLUTION URGING ALL HAWAII PUBLIC SCHOOLS TO IMPLEMENT A STUDENT CODE OF CONDUCT TO PROMOTE HARMONY, RESPECT, AND AMBITION IN THE PURSUIT OF ACADEMIC EXCELLENCE," was adopted.

Representative Pepper, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1880) recommending that S.C.R. No. 7 be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 7, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE ANALYSIS ON THE REGULATION OF NUTRITIONISTS," was adopted.

Representatives Santiago and Shon, for the Committees on Ocean Recreation and Marine Resources and Energy and Environmental Protection, presented a joint report (Stand. Com. Rep. No. 1881) recommending that S.C.R. No. 200, SD 1, be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the joint report of the Committees was adopted and S.C.R. No. 200, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ANALYZE THE IMPACTS CAUSED BY AGRICULTURAL ACTIVITIES IN THE KAIKA-WAIALUA BAY HYDROLOGICAL UNIT ON MARINE SPECIES IN THE KAIKA-WAIALUA BAY," was referred to the Committee on Finance.

#### SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Thielen and carried, the rules were suspended for the purpose of reconsidering action previously taken.

#### RECONSIDERATION OF ACTION TAKEN

Representative Okamura moved that the House reconsider its action taken on April 13, 1995, in disagreeing to the amendments proposed by the Senate to House Bill Nos. 513, HD 1 (SD 1); 1921 (SD 1); and 1991, HD 1 (SD 1), seconded by Representative Thielen and carried.

Representative Okamura then gave notice of intent to agree to the amendments proposed by the Senate to House Bill Nos. 513, HD 1 (SD 1); 1921 (SD 1); and 1991, HD 1 (SD 1).

#### HOUSE COMMUNICATIONS

A communication, dated April 21, 1995, to the Honorable President and members of the Senate of the State of Hawaii from Patricia Mau-Shimizu, Clerk, House of Representatives, informing the Senate that the Speaker has added Representative Santiago as an additional conferee on the part of the House at the conference on House Bill No. 745, HD 2, SD 2, was read by the Clerk and was placed on file.

A communication, dated April 21, 1995, to the Honorable President and members of the Senate of the State of Hawaii from Patricia Mau-Shimizu, Clerk, House of Representatives, informing the Senate that the Speaker has added Representative Cachola as an additional conferee on the part of the House at the conference on Senate Bill No. 1762, SD 1, HD 1, was read by the Clerk and was placed on file.

#### ANNOUNCEMENTS

Representative McMurdo: "I just want to let the members know that on House Bill 149, SD 1 ... this morning's Conference Committee was postponed until 1:30 p.m. this afternoon in Room 802; and Senate Bill 82, SD 2, HD 2, will be heard at 2:00 p.m. this afternoon."

Representative Chun Oakland: "The Keiki Caucus will be meeting in the Majority Caucus Room for 15 minutes after session to talk with the Director of Human Resources and the Director of the Office of Children and Youth."

Representative Chun Oakland, on behalf of the members of the House, then extended birthday wishes to Representative McMurdo who will be observing her birthday tomorrow (Saturday).

Representative Say then rose and requested waiver of the 48-hour hearing notice requirement to hear S.C.R. Nos. 214, 99, 305, 204 and 223, and the Chair "so ordered."

#### ADJOURNMENT

At 12:56 o'clock p.m., on motion by Representative Amaral, seconded by Representative Thielen and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Monday, April 24, 1995.

## FIFTY-FIFTH DAY

**Monday, April 24, 1995**

The House of Representatives of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1995, convened at 11:42 o'clock a.m., with the Speaker presiding.

The invocation was delivered by Chaplain Major John Read of the Schofield Barracks Chapel Center, after which the Roll was called showing all members present with the exception of Representative Menor, who was excused.

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

On motion by Representative Amaral, seconded by Representative Thielen and carried, reading of the Journal was dispensed with and the Journal of the Fifty-Fourth Day was approved.

## GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 233 to 238) were read by the Clerk and were placed on file:

Gov. Msg. No. 233, informing the House that on April 17, 1995, he signed the following bill into law:

Senate Bill No. 928 as Act 17, entitled: "RELATING TO FINANCIAL SERVICES LOAN COMPANY."

Gov. Msg. No. 234, informing the House that on April 18, 1995, he signed the following bill into law:

Senate Bill No. 75 as Act 18, entitled: "RELATING TO LAND EXCHANGE."

Gov. Msg. No. 235, informing the House that on April 19, 1995, he signed the following bill into law:

Senate Bill No. 634 as Act 19, entitled: "RELATING TO HIGHER EDUCATION."

Gov. Msg. No. 236, transmitting his statement of objections to Senate Bill No. 559, which he has returned to the Senate without his approval and which reads as follows:

"STATE OF HAWAII  
EXECUTIVE CHAMBERS  
HONOLULU

April 20, 1995

STATEMENT OF OBJECTIONS  
TO SENATE BILL NO. 559

Honorable Members  
Eighteenth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 559, entitled, 'A Bill for an Act Relating to Enterprise Zones.'

The purpose of Senate Bill No. 559 is to extend to twenty years the period during which all census tracts within the County of Kauai are eligible for designation as enterprise zones.

"The bill would make all census tracts within the County of Kauai eligible for enterprise zone designation until January 1, 1997, and it would allow that designation, if made, to remain in effect for a period of twenty years. This measure offers state tax incentives to certain types of businesses located in the enterprise zone.

This bill raises several policy concerns. The first concern is the setting of a precedent by making an entire county eligible for designation as an enterprise zone, as opposed to targeting specific depressed areas. The second concern is the twenty-year duration for the designation. The third and most important concern in these times of fiscal uncertainty is the impact of the tax incentives on annual state revenues. Prior to approving this measure, a detailed analysis of the costs for such a program should be performed. The analysis should include the impact of the tax incentives on annual state revenues and the economic benefits derived through the program.

For the foregoing reasons, I am returning Senate Bill No. 559 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano

BENJAMIN J. CAYETANO  
Governor of Hawaii"

Gov. Msg. No. 237, transmitting his statement of objections to Senate Bill No. 1396, which he has returned to the Senate without his approval and which reads as follows:

"STATE OF HAWAII  
EXECUTIVE CHAMBERS  
HONOLULU

April 21, 1995

STATEMENT OF OBJECTIONS  
TO SENATE BILL NO. 1396

Honorable Members  
Eighteenth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1369, entitled, 'A Bill for an Act Relating to Hansen's Disease Patients.'

The purpose of this bill is to amend section 326-3, Hawaii Revised Statutes, to designate the Hale Mohalu elderly housing project in Pearl City a 'residential facility,' thereby authorizing the Department of Health to bear the cost of rental housing for Hansen's disease patients at that facility.

Although I empathize with the plight of Hansen's disease patients, this bill raises several serious concerns. First, it would allow the State to subsidize rent for Hansen's disease patients who reside only in units run by the nonprofit agency that operates Hale Mohalu, and not in any other housing project which may be run by non-State entities elsewhere in Hawaii. Such an arrangement would give preferential treatment to the nonprofit organization that administers the Hale Mohalu project.

Second, this bill does not include any moneys to fund the rental subsidies. The nonprofit agency that administers the Hale Mohalu housing project indicates

that it plans to reserve fifteen units for Hansen's disease patients. At a monthly rental cost of \$600 per unit, this would amount to \$108,000 annually if the Department of Health were to fill all fifteen units with Hansen's disease patients. The Department of Health would be unable to absorb this cost.

Finally, it is not clear how the workload of the Department of Health's Hansen disease program would be affected should this bill become law. Consequently, it is uncertain how any additional workload would be addressed.

For the foregoing reasons, I am returning Senate Bill No. 1396 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano

BENJAMIN J. CAYETANO  
Governor of Hawaii"

Gov. Msg. No. 238, informing the House that he has returned to the Senate for reconsideration and proper correction Senate Bill No. 1699, Senate Draft 2, entitled: "A Bill for an Act Relating to Housing Loan and Mortgage Program," as requested by the Legislature through Senate Concurrent Resolution No. 309, adopted on April 19, 1995.

#### SENATE COMMUNICATION

Sen. Com. No. 700, transmitting Senate Bill No. 1699, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING LOAN AND MORTGAGE PROGRAM," which was returned by the Governor on April 21, 1995, for House reconsideration of action previously taken to correct a technical error, was read by the Clerk and was placed on file.

#### SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ward and carried, the rules were suspended for the purpose of reconsidering action previously taken on S.B. No. 1699, SD 2.

#### RECONSIDERATION OF ACTION TAKEN

Representative Okamura moved that the House reconsider its action taken on April 10, 1995, in passing Senate Bill No. 1699, SD 2, on Third Reading, seconded by Representative Ward and carried.

On motion by Representative Okamura, seconded by Representative Ward and carried, Senate Bill No. 1699, SD 2, was placed on the Clerk's desk pending passage of the Executive Budget, at which time final action by the House will be taken on this measure.

At this time, Representative Lee introduced to the members of the House his "shadow" for today, Michael Page, a student at the University of Hawaii-West Oahu, majoring in social studies and political science.

At 11:50 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.

#### ORDER OF THE DAY

##### STANDING COMMITTEE REPORTS

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1882) recommending that H.R. No. 275, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and H.R. No. 275, HD 2, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE IMPACTS OF ALLOWING WORKERS' COMPENSATION BENEFITS TO BE COLLECTIVELY BARGAINED FOR BETWEEN THE CONSTRUCTION INDUSTRY AND THE LABOR UNIONS," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1883) recommending that S.C.R. No. 1, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE EFFICIENCY OF CURRENT LEGAL NOTICE PRACTICES AND THE FEASIBILITY OF OTHER MEANS OF PROVIDING NOTICE," was adopted, with Representative Ward voting no.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1884) recommending that S.C.R. No. 33, SD 1, HD 1, as amended in HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 33, SD 1, HD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE MERITS OF ESTABLISHING A SINGLE ENTRY POINT FOR LONG-TERM CARE SERVICES FOR ELDERLY ADULTS, DISABLED CHILDREN, AND DISABLED YOUNGER ADULTS," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1885) recommending that S.C.R. No. 266, SD 1, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 266, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY ON TRANSFERRING THE TRAFFIC VIOLATIONS BUREAU FROM THE JUDICIARY TO THE VARIOUS COUNTIES," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1886) recommending that S.C.R. No. 203, SD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 203, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY TO IMPROVE EFFICIENCY, COST

EFFECTIVENESS, AND ACCOUNTABILITY IN PROCESSING CLAIMS FILED AGAINST THE STATE FOR WORKERS' COMPENSATION BENEFITS," was adopted.

Representative Shon, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1887) recommending that S.C.R. No. 207, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 207, HD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO DIRECT THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO UTILIZE THE COMBINED ETHANOL FUEL IN THE FLEET OF STATE VEHICLES AND TO PROMOTE DISCUSSIONS ON THE USE OF ETHANOL AS AN ALTERNATIVE FUEL FOR TRANSPORTATION AND POWER GENERATION, BY DEVELOPING INDUSTRY INCENTIVES," was adopted.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1888) recommending that S.C.R. No. 76, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 76, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII, THE CITY & COUNTY OF HONOLULU, AND THE HAWAII VISITORS BUREAU, TO HEREAFTER USE THE NAME MOKOLI'I WHEN MAKING REFERENCE TO THE ISLAND MORE COMMONLY KNOWN AS CHINAMAN'S HAT," was adopted.

Representative Arakaki, for the Committee on Hawaiian Affairs and Housing, presented a report (Stand. Com. Rep. No. 1889) recommending that S.C.R. No. 167, SD 1, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 167, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING STATE, COUNTY, AND PRIVATE AGENCIES TO WORK TOGETHER TO FACILITATE THE DEVELOPMENT OF RENTAL HOUSING FOR LOW AND VERY LOW INCOME FAMILIES AND INDIVIDUALS IN HAWAII," was adopted.

Representatives Arakaki and Pepper, for the Committees on Hawaiian Affairs and Housing and Health, presented a joint report (Stand. Com. Rep. No. 1890) recommending that S.C.R. No. 128, SD 1, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the joint report of the Committees was adopted and S.C.R. No. 128, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO SUPPORT PAPA OLA LOKAHI IN ITS EFFORTS TO PLACE GRADUATES FROM THE NATIVE HAWAIIAN HEALTH PROFESSIONS SCHOLARSHIP PROGRAM," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1891) recommending that S.C.R. No. 21, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the

Committee was adopted and S.C.R. No. 21, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF WETLANDS TO IDENTIFY THOSE OF IMPORTANCE TO THE STATE AND NOT PROTECTED BY LAW," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1892) recommending that S.C.R. No. 22, SD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 22, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING USE OF THE STATE'S WAIPAHU CIVIC CENTER FOR AFTER HOUR MEETINGS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1893) recommending that S.C.R. No. 24, SD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 24, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE ADMINISTRATION TO REVIEW THE VIABILITY OF THE MARINE PATROL UNIT WITH A VIEW TOWARDS TRANSFERRING IT FROM THE DEPARTMENT OF PUBLIC SAFETY TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1894) recommending that S.C.R. No. 37, SD 1, be adopted.

Representative Amaral moved that the report of the Committee be adopted and S.C.R. No. 37, SD 1, be adopted, seconded by Representative Thielen.

Representative Ward rose to cast his no vote, saying:

"The purpose of resolutions is generally to inform, to research, to inquire -- not to alarm and to make fun of those who have become the Majority in the U.S. Congress.

"This resolution has got a bit too much political spin on it, Mr. Speaker, and quite frankly, there's some inadequate language that says that programs will be abolished rather than combined, integrated, or cut down to size for not doing business as usual, and putting the country in another direction.

"Thank you, Mr. Speaker."

Representative Kawanakoa then rose to speak in favor of the resolution, with reservations, stating:

"I spoke a few days back with regard to another resolution regarding the women, infants and children -- the WIC program -- and some of the language that was couched in that particular resolution had terms such as the Contract with America is targeting the most vulnerable of our population. And I think that was again a bit biased and I voted no on that particular resolution.

"On this one, I am voting with reservations for the same reason, in that I don't think we should be using political rhetoric and misstating facts I suppose, such as abolishing health services and human service programs when, in fact, they are not abolishing them. They are simply integrating them and recouching them within block grants to enable our states to continue these worthy programs.



"Thank you, Mr. Speaker."

Representative Marumoto then rose and requested the Clerk to cast a no vote for her, and the Chair "so ordered."

Representative Halford then rose to cast his no vote, saying:

"It is premature, that Congress's success with their package has not yet been determined, and that the resolution seems to spend more time dealing with the business of the state as it does with making partisan jabs.

"Thank you."

Representative Pepper then rose to speak in favor of the resolution, stating:

"Mr. Speaker, I haven't heard anybody say that what's coming out of Washington is going to provide additional resources for human services for this or any other state and, therefore, this resolution is not premature. It, in fact, looks forward to problems that we are almost certain to have in this community and, therefore, I support it.

"Thank you."

Representative Arakaki then rose to speak in favor of the resolution, stating:

"I can understand some of the concerns of the Minority but the fact is, because of the changes in policies that are occurring in Washington, D.C., whether partisan or not, these changes will have a tremendous effect on our budgetary procedures for helping human services.

"And there is a great deception, I think, in talking about block grants because these block grants are probably going to require -- although they are going to give states more flexibility -- they are probably going to require states to also put up more in order to serve the same number of people. There's also a loss or lack of incentives for state programs to provide general funds for these programs because there will be no matching funds anymore.

"So, I think there are going to be some real changes that need to be looked at in order to fulfill our desire to service the most vulnerable in our society. I think we need to do this, Mr. Speaker.

"Thank you."

Representative Kawanakoa then rose and stated:

"I just feel compelled to make a few remarks, especially with regard to the block grants, and I suspect that while the previous two speakers mentioned how they were going to reduce certain spending, I would like to bring into focus the school lunch program.

"Under my calculations over the last week, I've had the opportunity to discuss some of the facts with the congressional party, and it has come to my attention that in 1995, under the Republican Contract, if it had been in place, Hawaii's school lunch program would have received \$1.422 million more. In 1996, the difference is \$150,000 more under the school lunch program coming to Hawaii under the Republican proposal. Every year thereafter, there will be a 4-1/2 percent increase over the prior year, so that means \$299,639 more in 1997; \$312,601 more in 1998.

"So when we make statements, stating that there's going to be cuts or that there's less moneys in these programs -- blanketly saying these statements -- I believe it's a bit of a misrepresentation of what's actually going to occur. And I think to couch these terms in essence of saying that it was a cut is wrong. Granted, there's a cut from what was proposed potentially by the prior administration, or by the Clinton administration today.

"I think those words about cuts are about misrepresentations because when I go to the schools or when I speak with children, they believe that under the Contract, they are going to lose their lunches. There's been a misrepresentation placed in the public forum that under the Contract with America, such programs as the school lunch program are going to be eliminated. This is what our school children are fearing today, and I feel compelled to set the record straight and let these children know that their lunches are not going to be lost, that in essence, we are actually increasing the dollars, albeit not as much as the Clinton proposal would have.

"Thank you, Mr. Speaker."

Representative Alcon then rose to speak in support of the resolution, stating:

"Mr. Speaker, whether we have increased or decreased, all this resolution is doing is that we get ready for any event. Just in case the budget is cut, then we are ready for it. If it is increased, we are also ready for it. I don't see all this gabbing going around as being offensive.

Representative Ward then rose and stated:

"Just a bit of factual information of what's taking place in the nation.

"The present welfare system has bred dependency, despondency and illegitimacy. And of my colleagues who stood up and said ... well, when are we going to save money? We're going to save money when we get rid of dependency, illegitimacy and dependency, to give people a real piece of the American pie, and not be depending on a handout because what I hear is ... Mr. Speaker, they're cutting us and we're going to run out of fish. What I'm saying is, we're going to teach people how to fish to be Americans, or independent, self-respecting and have the wherewithal to defend themselves against the economic realities around them.

"What my colleagues fail to point out ... when people are on welfare, their self-esteem is so low, the longer we keep them on welfare, the more we push them into non-entities, which I am not saying is creating the type of disenfranchised citizens who go around bombing Oklahoma cities, but the point I am ...

At this point, Representative Amaral rose on a point of order and said:

"Mr. Speaker, I would ask the speaker to please stick to the resolution before us. He is going quite far afield from this resolution."

The Chair asked Representative Ward to "stick to the resolution, please, or I will call you out of order."

Representative Ward continued, saying:

"The point is, Mr. Speaker, America is in the process of recreating itself and rather than just be reactionary to what's going on as a state, we have to see what's happening as a nation."

The motion was put by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 37, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A HEALTH AND SOCIAL SERVICES BLOCK GRANT TASK FORCE," was adopted, with Representatives Halford, Marumoto and Ward voting no.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1895) recommending that S.C.R. No. 99, SD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 99, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PACIFIC ISLANDS BUSINESS DEVELOPMENT MASTER PLAN FOR THE STATE OF HAWAII AND BETTER COMMERCIAL RELATIONS WITH THE PACIFIC ISLAND JURISDICTIONS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1896) recommending that S.C.R. No. 107, SD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 107, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT A STATE WATER CONSERVATION PLAN BE DESIGNED AND DEVELOPED," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1897) recommending that S.C.R. No. 121, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 121, HD 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE HAWAII LONG-TERM CARE REFORM TASK FORCE," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1898) recommending that S.C.R. No. 183, SD 1, be adopted.

Representative Amaral moved that the report of the Committee be adopted and S.C.R. No. 183, SD 1, be adopted, seconded by Representative Thielen.

Representative Takai rose to speak in favor of the resolution, stating:

"Last week Tuesday I was told that it might be difficult to pass this Senate Concurrent Resolution, being that there was a triple referral. I would like to, at this point, thank the Chair of the Health Committee for passing it out, the Chair of the Judiciary Committee for waiving it, and definitely the Chair of the Finance Committee for hearing it and passing it out.

"Basically, this concurrent resolution requires the Department of Health to conduct a study to get baseline data on the availability of tobacco products to minors.

"I feel very strongly about this, and I believe that if we don't address this problem, it may be as soon as two years from now that we will be faced with the state losing some block grant money because we are not in compliance with this amendment.

"So I just wanted to thank those Chairs for doing what I feel was needed, and also to say that I fully support this resolution.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 183, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING BASELINE DATA ON THE AVAILABILITY OF TOBACCO PRODUCTS TO MINORS STATEWIDE AND URGING COLLABORATION BETWEEN THE PUBLIC AND PRIVATE SECTORS IN DEVELOPING PROPOSALS TO REGULATE AND REDUCE THE ILLEGAL SALE OF TOBACCO PRODUCTS TO MINORS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1899) recommending that S.C.R. No. 186 be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 186, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY TO REPORT ON CONTINUED PLANS TO ADDRESS THE HEALTH AND SOCIAL PROBLEMS ON THE ISLAND OF HAWAII," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1900) recommending that S.C.R. No. 214, SD 1, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 214, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE THE HAWAII MARITIME INDUSTRY POLICY ADVISORY TASK FORCE," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1901) recommending that S.C.R. No. 202 be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 202 entitled: "SENATE CONCURRENT RESOLUTION URGING THE STATE TO IMPLEMENT A CAFETERIA BENEFITS PLAN FOR PUBLIC EMPLOYEES," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1902) recommending that S.C.R. No. 223, SD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 223, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE NORTH SHORE PAUKAUILA STREAMBANK AND RIPARIAN AREA COMMUNITY RESTORATION PROJECT," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1903) recommending that S.C.R. No. 226, SD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 226, SD 1, entitled: "SENATE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY ON THE FEASIBILITY OF ENGAGING NONPROFIT ORGANIZATIONS TO ASSIST IN THE MANAGEMENT OF STATE PARKS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1904) recommending that S.C.R. No. 243, SD 1, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 243, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE TO REVIEW THE RESPONSIBILITIES AND FUNCTIONS OF THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1905) recommending that S.C.R. No. 249, SD 1, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 249, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING DEVELOPMENT OF 'GREENWAY' DEFINITION," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1906) recommending that S.C.R. No. 270, SD 1, HD 2, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 270, SD 1, HD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO ESTABLISH A TASK FORCE TO DEVELOP A PLAN TO MARKET THE EXPERTISE AND EXCELLENCE OF HAWAII'S HEALTH CARE," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1907) recommending that S.C.R. No. 305, SD 1, HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 305, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TEMPORARY PROTOCOL TO ALLOW RESIDENT GUIDE DOGS TO RE-ENTER THE STATE WITHOUT QUARANTINE UNDER CERTAIN CONDITIONS," was adopted.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1908) recommending that S.C.R. No. 290, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 290, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF EDUCATION TO IMPLEMENT A DEMONSTRATION PROJECT ON THE ISLAND OF KAUAI FOR CHILD AND ADOLESCENT

MENTAL HEALTH," was adopted, with Representative Pepper voting no.

Representative Shon, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1909) recommending that S.C.R. No. 103, SD 2, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 103, SD 2, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A RISK-ANALYSIS STUDY OF ALL AVAILABLE GEOTHERMAL DATA," was adopted.

Representative Shon, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1910) recommending that S.C.R. No. 237, SD 1, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 237, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ALA WAI WATERSHED ADVISORY COMMITTEE, THE MAMALA BAY COMMISSION, AND THE KUHIO STORMDRAIN PROJECT TO ADDRESS CONCERNS RELATED TO WATER QUALITY OF WAIKIKI AREA BEACH WATERS," was adopted.

Representative Shon, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1911) recommending that S.C.R. No. 246, SD 1, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 246, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO DRINKING WATER TESTING," was adopted.

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1912) recommending that S.C.R. No. 95, SD 1, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 95, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION, WITH THE ASSISTANCE OF THE CONSUMER ADVOCATE, TO REVIEW AND REVISE RULES PRESCRIBING UPDATED SERVICE QUALITY MEASURES AND STANDARDS," was adopted.

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1913) recommending that S.C.R. No. 247, SD 1, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 247, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO SUBMIT AN INFORMAL REPORT AND COPY OF MATERIALS RELATING TO CONSOLIDATED REGULATION OF ALL COMMUNICATIONS TECHNOLOGIES IN HAWAII," was adopted.

Representatives Menor and Tom, for the Committees on Consumer Protection and Commerce and Judiciary,

presented a joint report (Stand. Com. Rep. No. 1914) recommending that S.C.R. No. 293 be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the joint report of the Committees was adopted and S.C.R. No. 293, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO CONDUCT A STUDY TO DETERMINE BETTER WAYS TO ENFORCE SALES LAWS IN THE SPORTS MEMORABILIA AND COLLECTIBLE MARKETS," was adopted.

Representatives Arakaki and Pepper, for the Committees on Hawaiian Affairs and Housing and Health, presented a joint report (Stand. Com. Rep. No. 1915) recommending that S.C.R. No. 227, SD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the joint report of the Committees was adopted and S.C.R. No. 227, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH, THE OFFICE OF HAWAIIAN AFFAIRS, THE UNIVERSITY OF HAWAII, ALU LIKE, AND E OLA MAU TO SUPPORT AND ASSIST THE NATIVE HAWAIIAN HEALTH CARE SYSTEMS IN CARRYING OUT THEIR MANDATE TO IMPROVE THE HEALTH STATUS OF NATIVE HAWAIIANS," was adopted.

Representatives Arakaki and Chun Oakland, for the Committees on Hawaiian Affairs and Housing and Human Services, presented a joint report (Stand. Com. Rep. No. 1916) recommending that S.C.R. No. 277, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the joint report of the Committees was adopted and S.C.R. No. 277, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HOUSING FINANCE AND DEVELOPMENT CORPORATION TO CONSIDER THE GRANTING OF A LONG TERM LEASE OF THIRTY YEARS AT \$1.00 PER YEAR FOR A VACANT LOT ADJACENT TO THE WAIPAHU UNITED CHURCH OF CHRIST TO DEVELOP AND OPERATE A CENTER FOR ELDERLY PERSONS, TO INCLUDE ADULT DAY CARE, ADULT DAY HEALTH, AND RESPITE CARE," was referred to the Committee on Finance

Representatives Stegmaier and Lee, for the Committees on Education and Higher Education and the Arts, presented a joint report (Stand. Com. Rep. No. 1917) recommending that S.C.R. No. 88 be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the joint report of the Committees was adopted and S.C.R. No. 88, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE DEVELOPMENT OF VOCATIONAL, TECHNICAL, AND CORE ACADEMIC EDUCATION ('TECH-PREP') PROGRAMS IN HAWAII HIGH SCHOOLS," was referred to the Committee on Finance.

Representatives Stegmaier and Lee, for the Committees on Education and Higher Education and the Arts, presented a joint report (Stand. Com. Rep. No. 1918) recommending that S.C.R. No. 254, SD 1, be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the joint report of the Committees was adopted and S.C.R. No. 254, SD 1, entitled: "SENATE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP, IN COLLABORATION WITH RELEVANT ARTS EDUCATION ORGANIZATIONS, RECOMMENDATIONS ON HOW BEST TO INCORPORATE ARTS EDUCATION INTO THE HAWAII PUBLIC SCHOOLS CURRICULUM," was referred to the Committee on Finance.

Representative Lee, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 1919) recommending that S.C.R. No. 169 be referred to the Committee on Finance.

Representative Amaral moved that the report of the Committee be adopted and S.C.R. No. 169 be referred to the Committee on Finance, seconded by Representative Thielen.

Representative Tarnas rose to speak in support of the resolution, with reservations, stating:

"In discussions with my colleague from Kona, she made some very important points that I wanted to state in my reservations, that when we look to the future of the University of Hawaii in West Hawaii, we need to look at the alternatives.

"We have a campus site of 500 acres that someday we wish to have made into a campus.

"The alternative of purchasing a hotel at a distressed sale price, I think should be put on the table, but I think it's important that people here, my colleagues, Mr. Speaker, recognize that eventually West Hawaii would like to have its own campus. We feel that is a vision that we don't want to forego by taking another route by purchasing a hotel if it is going to foreclose that future opportunity. So I wanted to state those reservations.

"Thank you, Mr. Speaker."

Representative Isbell then rose to speak against the resolution, stating:

"My opposition is frankly that I think that the people of Kona are going to be outraged when they find out that there's a resolution suggesting that our campus be an old hotel or a used one.

"First of all, we know that nothing is temporary like a portable, and it becomes permanent. At this time, for us to even be considering buying a hotel and spending millions and refurbishing, and we know what that's like from the State Capitol and the \$69 million it took them to refurbish, a hotel and make it usable for classrooms. And if it's going to be used for any kind of higher learning, it will take an enormous amount of capital investment.

"I would rather see us try to figure a way to make use of the lands that have been dedicated to a campus in West Hawaii, whether it takes ten years, twenty years, or fifty years to get it fully built out. We do have 500 acres that have been dedicated to a West Hawaii campus, and we're patient. We're willing to wait, but I doubt whether the people will be very happy about suggesting that we buy temporarily a hotel which we know may very well become permanent.

"Thank you very much."

The motion was put by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 169, entitled: "SENATE CONCURRENT RESOLUTION URGING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO CONSIDER

PURCHASING A HOTEL FACILITY TO SERVE AS A SITE FOR THE UNIVERSITY OF HAWAII. WEST HAWAII," was referred to the Committee on Finance with Representative Isbell voting no.

Representative Lee, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 1920) recommending that S.C.R. No. 276 be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 276, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF THE WAIPAHU CENTENNIAL CELEBRATION ADVISORY COMMISSION," was referred to the Committee on Finance.

Representative Lee, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 1921) recommending that S.C.R. No. 235, SD 1, be referred to the Committee on Finance.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 235, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO DEVELOP A TEN-YEAR FACILITIES DEVELOPMENT PLAN," was referred to the Committee on Finance.

Representative Lee, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 1922) recommending that S.C.R. No. 181, SD 1, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 181, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE, THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES, AND THE STATE FOUNDATION ON CULTURE AND THE ARTS TO SUGGEST AND IMPLEMENT CHANGES TO EXPEDITE THE PROCESSING OF GRANTS AND CONTRACTS WITH ARTISTS' ORGANIZATIONS," was adopted.

Representative Lee, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 1923) recommending that S.C.R. No. 213, SD 1, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 213, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AMFAC/JMB HAWAII, INC., OWNER OF THE OAHU SUGAR COMPANY, TO SET ASIDE LANDS AROUND ITS SUGAR MILL IN WAIPAHU, HAWAII, TO ESTABLISH A HAWAII HERITAGE CENTER AND PARK," was adopted.

Representatives Lee and Stegmaier, for the Committees on Higher Education and the Arts and Education, presented a joint report (Stand. Com. Rep. No. 1924) recommending that S.C.R. No. 191, as amended in HD 1, be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 191, HD 1, entitled: "SENATE CONCURRENT RESOLUTION

ESTABLISHING A VIOLENCE PREVENTION COORDINATING COUNCIL TO ADDRESS THE INTEGRATION OF VIOLENCE PREVENTION CURRICULA IN PUBLIC SCHOOLS TO PREVENT VIOLENCE IN HAWAII'S HOMES, SCHOOLS, AND COMMUNITIES," was adopted.

Representative Yonamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 1925) recommending that S.C.R. No. 46 be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 46, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO EXERCISE THEIR BEST EFFORTS TO HAVE A NEW WAIPAHU POST OFFICE CONSTRUCTED," was adopted.

Representative Yonamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 1926) recommending that S.C.R. No. 279 be adopted.

On motion by Representative Amaral, seconded by Representative Thielen and carried, the report of the Committee was adopted and S.C.R. No. 279, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO EXPLORE THE POSSIBILITY OF INCREASING THE USE OF HAWAII JOB CORPS STUDENTS AT PERFORMING VOLUNTEER CLERICAL SERVICES THROUGHOUT THE STATE ADMINISTRATION," was adopted.

Representative Takamine, for the Committee on Water and Land Use Planning, presented a report (Stand. Com. Rep. No. 1927) recommending that S.C.R. No. 306 be adopted.

Representative Amaral moved that the report of the Committee be adopted and S.C.R. No. 306 be adopted, seconded by Representative Thielen.

Representative Kawananaoka rose to speak in support of the resolution, stating:

"I just want to thank my members for having the sensitivity to recognize the proper name of what used to formerly be known as Fort Barrett, which now hopefully is going to be recognized as Pu'u o Kapolei.

"It is so befitting that we do take this point of reference, being here as Representatives of the State of Hawaii, to recognize the rich history and culture we have here in the islands, and hopefully, to go back and help to nourish or to bring forth the richness that we do have all around us.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 306, entitled: "SENATE CONCURRENT RESOLUTION ASSERTING USE OF THE CORRECT NAME OF PU'U O KAPOLEI," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1928) recommending that S.C.R. No. 162, SD 1, be adopted.

Representative Amaral moved that the report of the Committee be adopted and S.C.R. No. 162, SD 1, be adopted, seconded by Representative Thielen.

Representative Arakaki rose and requested that his remarks, in support of the concurrent resolution, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Arakaki's remarks are as follows:

"If you remember, Mr. Speaker, a couple of months ago I extended my deepest sympathy to our freshmen members for coming into office at one of the worst times, politically and economically, in the history of our state. Needless to say, this freshmen class has more than demonstrated their mettle despite the difficult times and difficult issues. We are truly blessed with individuals who are willing to express themselves based on personal principals, a far cry from the old time politics when freshmen were to be seen and not heard.

"I bring this up, Mr. Speaker, because the recommendations of the Salary Commission affects our freshmen, our young legislators, and future legislators more than it does us makule folks, Mr. Speaker. Without a doubt, our freshmen did not run for office or come into office because of the lucrative salary. In fact, I would venture to say, that none of us chose to become elected public officials because we felt it would bring financial wealth. Instead, we all come into public office with an idealistic sense of wanting to make a difference, to help the people of Hawaii, and to steer the State of Hawaii on a course towards a better future.

"While most of us would affirm the concepts of a citizen Legislature as established by our founding fathers, our pragmatic side knows that the issues and the processing of information has become so advanced and complex that it requires extraordinary time and effort to understand the scope and breadth of those issues. We also know that while we often choose to specialize in certain issues, the fact that we review and vote on all measures that come before us compels us to be marginally knowledgeable on all issues from agriculture to zoos. There are very few legislators who can contain their legislative work only to session time. We need not be afraid to agree with the Salary Commission's finding that Hawaii State legislators are 'deserving' of some form of an increase in salary in the future. I believe, without a doubt, that we give our taxpaying public their money's worth and more. To deny that point would be either insincere self-righteousness or self-degradation on our part.

"Yes, we acknowledge the fact that like others who are sacrificing during their financially difficult times, we, as public officials, need to serve as an example by also biting the bullet, so to speak. The compensation we receive is more than adequate for most of us, especially those of us who have outside employment. The honor and personal satisfaction we receive as legislators compensate for the long hours and stress we are subjected to. So I have no problem rejecting the increases. My concern is the possible impact of our decision several years from now that while most of us who are veterans will not be here, we have closed the doors on our younger legislators and future legislators.

"Finally, let me acknowledge, Mr. Speaker, those who really make the sacrifice in our careers as public servants -- our families and young children. We are not the heroes and martyrs for rejecting this salary increase for we do what we choose to do and while, for the most part, we bask in the glory, there are those who stand in our shadow. While we make these types of decision to sooth our public conscience and to enhance our public image, there is no recognition that the real sacrifice is the time that should be spent with our families and our children

that no amount of money can compensate is usually spent helping others or fulfilling our duties as public officials.

"In behalf of our colleagues, let me at least, for the record in our journal, acknowledge and thank our spouses and children for their indulgence and understanding and allowing us to serve the people of Hawaii.

"Mahalo nui loa, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 162, SD 1, entitled: "SENATE CONCURRENT RESOLUTION DISAPPROVING THE RECOMMENDATION OF THE COMMISSION ON LEGISLATIVE SALARY," was adopted.

**"MINORITY REPORT TO STAND COM. REP. NO. 1928**

**Honolulu, Hawaii  
April 24, 1995**

**RE: S.C.R. No. 162, SD 1**

We the undersigned minority members of the Committee on Legislative Management concur with S.C.R. 162, SD 1, disapproving the Commission on Legislative Salary's recommendation of a salary increase for legislators. We strongly agree that no legislative salary increases should be given. However, we disagree with certain statements contained in the Committee Report and, accordingly, beg leave to file this Minority Report to Standing Committee Report No. 1928.

We disagree with the following statements:

'Hawaii State Legislators are deserving of some form of an increase in salary, as opposed to maintaining the status quo or imposing a decrease in pay. . .

'Any salary increases should occur every two years.'

We do not agree we are 'deserving of some form of an increase in salary' in this depressed economy. We further do not agree salary increases should occur every two years. Economic conditions should be the deciding factor, not the calendar.

Hawaii is facing its most critical fiscal situation in more than a decade. Virtually every program in the state is facing cuts in both personnel and programming. People and businesses are struggling to survive. A pay raise for legislators under these conditions would be irresponsible and immoral.

In conclusion, we strongly oppose the statement set forth in Standing Committee Report No. 1928 that legislators are entitled to a salary increase or entitled to bi-annual raises."

(Signed by Representatives Ward and Thielen)

At 12:23 o'clock p.m., Representative Pepper asked for a recess and the Chair declared a recess, subject to the call of the Chair.

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

#### **SUSPENSION OF RULES**

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

**FINAL READING**

The following bills were taken from the Clerk's desk and the following actions taken:

**H.B. No. 513, HD 1, SD 1:**

Representative Okamura moved that the House agree to the amendments proposed by the Senate to H.B. No. 513, HD 1, and H.B. No. 513, HD 1, SD 1, having been read throughout, pass Final Reading, seconded by Representative Ward.

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

"I am delighted that we have been able, through this session, to take this major step forward. In House Bill 513, the Legislature is now moving toward the implementation of the Hawaii Ocean Resources Management Plan.

"If you look at the map of the State of Hawaii, including our 200 miles exclusive economic zone going out into the ocean around all of our islands, you will note that the oceans of Hawaii are much, much larger than the land. These resources are so important to us and the future generations.

"By this step, in House Bill 513, we will now be able to manage these resources in an integrated basis using some of the lessons from the past, from the traditional Hawaiian management methods of the ahupua'a system, to make sure that our fishery resources, our ocean resources, will be there to benefit us, and also those of future generations.

"So I greatly support this move and encourage my colleagues to do so also.

"Thank you very much, Mr. Speaker."

Representative Santiago then rose and requested that the words of Representative Tarnas be entered into the Journal as his own, and the Chair "so ordered." (By reference only)

Representative Santiago continued, saying:

"I would also like to just add a few words of thanks to my Committee and to everyone involved, especially to my staff; my Committee Clerk, Claire Capelle, who put in an awful lot of time to put this together.

"I think this is the kind of bill we are going to look at five years from now, and look back upon this with pride and say, this was a major step forward, and I hope it will continue in the years to come.

"Thank you very much, Mr. Speaker."

The motion was put by the Chair and carried, and the House agreed to the amendments proposed by the Senate to H.B. No. 513, HD 1, and H.B. No. 513, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," having been read throughout, passed Final Reading by a vote of 50 ayes, with Representative Menor being excused.

**H.B. No. 1921, SD 1:**

On motion by Representative Okamura, seconded by Representative Ward and carried, the House agreed to the amendments proposed by the Senate to H.B. No. 1921,

and H.B. No. 1921, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE." having been read throughout, passed Final Reading by a vote of 50 ayes, with Representative Menor being excused.

**H.B. No. 1991, HD 1, SD 1:**

On motion by Representative Okamura, seconded by Representative Ward and carried, the House agreed to the amendments proposed by the Senate to H.B. No. 1991, HD 1, and H.B. No. 1991, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE COUNCIL ON INDEPENDENT LIVING," having been read throughout, passed Final Reading by a vote of 50 ayes, with Representative Menor being excused.

The Chair directed the Clerk to note that H.B. Nos. 513, 1921 and 1991 had passed Final Reading at 12:40 o'clock p.m.

**SUSPENSION OF RULES**

On motion by Representative Okamura, seconded by Representative Ward and carried, the rules were suspended for the purpose of reconsidering action previously taken.

**RECONSIDERATION OF ACTION TAKEN**

Representative Okamura moved that the House reconsider its action taken on April 13, 1995 in disagreeing to the amendments proposed by the Senate to House Bill Nos. 269, HD 2 (SD 1); 337 (SD 1); 397 (SD 1); 895, HD 1 (SD 1); 1096 (SD 1); 1557, HD 2 (SD 1); 1691, HD 1 (SD 2); 1839, HD 1 (SD 1); 1849, HD 1 (SD 1); and 1962, HD 1 (SD 1), seconded by Representative Ward and carried.

Representative Okamura then gave notice of intent to agree to the amendments proposed by the Senate to House Bill Nos. 269, HD 2 (SD 1); 337 (SD 1); 397 (SD 1); 895, HD 1 (SD 1); 1096 (SD 1); 1557, HD 2 (SD 1); 1691, HD 1 (SD 2); 1839, HD 1 (SD 1); 1849, HD 1 (SD 1); and 1962, HD 1 (SD 1).

At 12:44 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:45 o'clock p.m.

**DISPOSITION OF MATTER PLACED ON THE CLERK'S DESK****H.C.R. No. 87, HD 1, SD 1:**

Representative Okamura moved that the House agree to the amendments proposed by the Senate to H.C.R. No. 87, HD 1, and H.C.R. No. 87, HD 1, SD 1, be Finally adopted.

At 12:46 o'clock p.m., Representative Ward asked for a recess and the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:48 o'clock p.m., the motion was seconded by Representative Ward.

The motion was put by the Chair and carried, and the House agreed to the amendments proposed by the Senate to H.C.R. No. 87, HD 1, and H.C.R. No. 87, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION

REQUESTING THE GOVERNOR TO DECLARE ONE WEEK IN APRIL OF EVERY YEAR AS 'STATE OF HAWAII ARCHAEOLOGY WEEK'," was Finally adopted.

#### ANNOUNCEMENTS

Representative Kanoho rose and requested waiver of the 48-hour hearing notice requirement to reconsider action on H.R. No. 60, HD 1, immediately after session today in the Majority Caucus Room, and the Chair "so ordered."

Representative Lee: "I would like to remind the members that the Conference Committee meeting that was held on Friday at 12:00 noon will reconvene today at 2:00 p.m. in Room 1008."

#### ADJOURNMENT

At 12:50 o'clock p.m., on motion by Representative Amaral, seconded by Representative Thielen and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Tuesday, April 25, 1995.



## FIFTY-SIXTH DAY

**Tuesday, April 25, 1995**

The House of Representatives of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1995, convened at 11:42 o'clock a.m., with the Speaker presiding.

The invocation was delivered by Brother Herbert Mahelona of Jesus Christ of Latter Day Saints, after which the Roll was called showing all members present with the exception of Representatives Hamakawa, Saiki and Stegmaier, who were excused.

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

On motion by Representative Amaral, seconded by Representative Thielen and carried, reading of the Journal was dispensed with and the Journal of the Fifty-Fifth Day was approved.

**SENATE COMMUNICATIONS**

The following communications from the Senate (Sen. Com. Nos. 701 to 754) were read by the Clerk and were placed on file:

Sen. Com. No. 701, informing the House that on April 24, 1995, the President appointed as conferees on the part of the Senate for the consideration of amendments proposed by the Senate to the following House Bills:

**H.B. No. 871, SD 1:**

Senators Holt, Chair; Iwase and Anderson.

**H.B. No. 873, HD 1, SD 1:**

Senators Holt, Chair; Ihara and Anderson.

**H.B. No. 1169, HD 2, SD 1:**

Senators Holt, Chair; Ihara and Anderson.

**H.B. No. 1244, SD 1:**

Senators Holt, Chair; Iwase and Anderson.

Sen. Com. No. 702, informing the House that on April 17, 1995, the President appointed as conferees on the part of the Senate for the consideration of amendments proposed by the House to the following Senate Bill:

**S.B. No. 85, SD 1, HD 1:**

Senators Graúty, Chair; Matsunaga and McCartney.

Sen. Com. No. 703, informing the House that on April 24, 1995, the President added Senator Anderson as an additional member on the part of the Senate at the conference on Senate Bill No. 487, SD 1, HD 1.

Sen. Com. No. 704, informing the House that the Senate has adopted H.C.R. No. 50, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION CONCERNING CHILDREN'S RIGHTS AS VICTIMS OR WITNESSES IN CRIMINAL CASES," on April 24, 1995.

Sen. Com. No. 705, informing the House that the Senate has adopted H.C.R. No. 57, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE BOARD OF LAND AND NATURAL RESOURCES TO ISSUE A LEASE FOR THE PRIVATE

DEVELOPMENT OF CERTAIN FAST AND SUBMERGED LANDS AT KAWAIHAE, HAWAII, FOR MARINA PURPOSES," on April 24, 1995.

Sen. Com. No. 706, informing the House that the Senate has adopted H.C.R. No. 88, HD 2, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION CREATING A TASK FORCE TO STUDY POTENTIAL USES OF THE WAHIAWA RESERVOIR," on April 24, 1995.

Sen. Com. No. 707, informing the House that the Senate has adopted H.C.R. No. 114, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO ADDRESS CONCERNS RELATED TO POLLUTION OF WAIKIKI AREA BEACH WATERS," on April 24, 1995.

Sen. Com. No. 708, informing the House that the Senate has adopted H.C.R. No. 124, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII TO EXPAND ITS TEACHER TRAINING OPPORTUNITIES TO COMMUNITIES IN THE STATE AS WELL AS EXPAND ITS OUTREACH EFFORTS ON THE NEIGHBOR ISLANDS," on April 24, 1995.

Sen. Com. No. 709, informing the House that the Senate has adopted H.C.R. No. 137, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AND DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DEVELOP AN ACTION PLAN FOR THE UNIVERSITY OF HAWAII TO DEVELOP AND IMPLEMENT PROGRAMS PROMOTING THE ECONOMIC DEVELOPMENT OF THE STATE OF HAWAII," on April 24, 1995.

Sen. Com. No. 710, informing the House that the Senate has adopted H.C.R. No. 168, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN INTERIM SESSION COLLABORATIVE PROCESS BETWEEN PUBLIC AGENCIES AND PRIVATE SECTOR PROVIDERS OF SERVICES TO FAMILIES AND CHILDREN IN EARLY CHILDHOOD TO ESTABLISH A PRO-FAMILY PREVENTIVE SERVICE SYSTEM," on April 24, 1995.

Sen. Com. No. 711, informing the House that the Senate has adopted H.C.R. No. 195, HD 2, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE WILL OF KE ALI'I BERNICE PAU'AHU BISHOP AND REQUESTING THE JUSTICES OF THE SUPREME COURT OF HAWAII TO CONTINUE TO HONOR THEIR COMMITMENT TO UPHOLD THE WILL OF KE ALI'I BERNICE PAU'AHU BISHOP," on April 24, 1995.

Sen. Com. No. 712, informing the House that the Senate has adopted H.C.R. No. 229, HD 2, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO EXAMINE THE MANAGEMENT AND OPERATIONS OF THE COMMISSION ON WATER RESOURCE MANAGEMENT," on April 24, 1995.

Sen. Com. No. 713, informing the House that the Senate has adopted H.C.R. No. 234, HD 2, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A PERFORMANCE AUDIT OF CERTAIN EDUCATIONAL PROGRAMS," on April 24, 1995.

Sen. Com. No. 714, returning H.C.R. No. 240, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT MAKING RECOMMENDATIONS TO IMPROVE OR REPLACE THE ADMINISTRATION OF THE PURCHASE OF SERVICES SYSTEM UNDER CHAPTER 42D, HAWAII REVISED STATUTES," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 715, informing the House that the Senate has adopted H.C.R. No. 253, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING HAWAII'S DELEGATION TO THE 1995 WHITE HOUSE CONFERENCE ON SMALL BUSINESS," on April 24, 1995.

Sen. Com. No. 716, informing the House that the Senate has adopted H.C.R. No. 256, HD 2, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND OTHER RELEVANT AGENCIES TO EXPLORE THE USE OF THE MARIMED FOUNDATION'S SAILING SCHOOL VESSEL 'TOLE MOUR' TO EXPAND THE RESIDENTIAL CAPACITY OF THE KAILANA PROGRAM FOR HAWAII'S EMOTIONALLY IMPAIRED ADOLESCENTS AND ADOLESCENTS IN NEED OF SPECIAL EDUCATION SERVICES," on April 24, 1995.

Sen. Com. No. 717, informing the House that the Senate has adopted H.C.R. No. 278, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS, THE TERRITORY OF GUAM, THE UNITED STATES DEPARTMENT OF DEFENSE, THE UNITED STATES DEPARTMENT OF THE INTERIOR, AND THE UNITED STATES DEPARTMENT OF AGRICULTURE TO ASSIST ONE ANOTHER IN THE DEVELOPMENT AND IMPLEMENTATION OF AN INTEGRATED PEST MANAGEMENT CONTROL PROGRAM TO PREVENT THE SPREAD OF THE BROWN TREE SNAKE," on April 24, 1995.

Sen. Com. No. 718, informing the House that the Senate has adopted H.C.R. No. 329, HD 2, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE 'PU'UHONUA: A SAFE HAVEN' PROJECT FOR THE HOMELESS MENTALLY ILL AND URGING THE MAYOR OF THE CITY AND COUNTY OF HONOLULU AND THE GOVERNOR OF THE STATE OF HAWAII TO SUPPORT A SUITABLE LOCATION FOR THE PROJECT," on April 24, 1995.

Sen. Com. No. 719, returning H.C.R. No. 4, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO PERFORM A SUNRISE REVIEW OF THE REGULATION OF MARRIAGE AND FAMILY THERAPISTS," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 720, returning H.C.R. No. 14, entitled: "HOUSE CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO PROPOSE AND SUBMIT TO THE SEVERAL STATES AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 721, returning H.C.R. No. 15, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE DENTAL HEALTH PROBLEMS ON KAUAI AND NIIHAU," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 722, returning H.C.R. No. 17, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO REVIEW BARRIERS TO FORMING AND OPERATING A SMALL BUSINESS IN HAWAII," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 723, returning H.C.R. No. 23, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EMPLOYEES' RETIREMENT SYSTEM TO REINVEST IN SOUTH AFRICA IN ACCORDANCE WITH SOCIALLY RESPONSIBLE GUIDELINES AND STANDARDS," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 724, returning H.C.R. No. 31, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY AND REPORT ON THE NEED TO REGULATE THE PRACTICE OF RESPIRATORY CARE," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 725, returning H.C.R. No. 39, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF STATE PLANNING, IN COOPERATION WITH THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL, TO ADOPT PROCEDURES AND RECOMMEND LEGISLATION THAT WOULD REDUCE THE AMOUNT OF TIME NEEDED TO FUND AND PREPARE AN ENVIRONMENTAL IMPACT STATEMENT," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 726, returning H.C.R. No. 53, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION, THE DEPARTMENT OF EDUCATION, AND SCHOOL/COMMUNITY-BASED MANAGEMENT COUNCILS TO RESTRUCTURE THE TRADITIONAL SCHOOL DAY TO A LONGER DAY," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 727, returning H.C.R. No. 73, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING ESTABLISHMENT OF A JOINT INTERIM SPECIAL COMMITTEE TO HOLD PUBLIC MEETINGS ON EACH ISLAND, OR BY TELECONFERENCING WHEN FEASIBLE, TO EXAMINE THE PROBLEMS OF WELFARE RECIPIENTS ON A FIRST-HAND BASIS," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 728, returning H.C.R. No. 115, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE ANALYSIS OF THE REGULATION OF NUTRITIONISTS," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 729, returning H.C.R. No. 116, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF THE REGULATION OF PHYSICAL THERAPIST ASSISTANTS," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 730, returning H.C.R. No. 127, entitled: "HOUSE CONCURRENT RESOLUTION TO PROTECT NATIVE SPECIES AND WETLANDS, AND RESTORE THE HISTORICALLY CORRECT NAME, AT KALAELOA (BARBERS POINT)," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 731, returning H.C.R. No. 145, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING 1995 TO BE THE 'YEAR OF THE SEA TURTLE' IN HAWAII," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 732, returning H.C.R. No. 146, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO URGE THE FEDERAL INSURANCE ADMINISTRATION TO REVISE ITS FLOOD INSURANCE POLICY," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 733, returning H.C.R. No. 147, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION EXTENDING THE CHILD WELFARE SERVICES REFORM TASK FORCE TO DEVELOP A BLUEPRINT FOR REFORM IN CHILD PROTECTIVE SERVICES," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 734, returning H.C.R. No. 150, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A VIOLENCE PREVENTION COORDINATING COUNCIL TO ADDRESS THE INTEGRATION OF VIOLENCE PREVENTION CURRICULA IN PUBLIC SCHOOLS TO PREVENT VIOLENCE IN HAWAII'S HOMES, SCHOOLS, AND COMMUNITIES," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 735, returning H.C.R. No. 151, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION URGING PROMOTION, ENCOURAGEMENT, AND ADVOCACY FOR DIVERSIFIED AGRICULTURE ON LAND TAKEN OUT OF PRODUCTION BY THE SUGAR AND PINEAPPLE INDUSTRIES," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 736, returning H.C.R. No. 153, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF AGRICULTURE TO CONSIDER THE EFFECT OF AND EXCLUDE THE STATE OF HAWAII FROM FEDERAL LEGISLATION THAT WOULD HAVE A DETRIMENTAL IMPACT ON HAWAII'S ENVIRONMENT," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 737, returning H.C.R. No. 154, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO RECOMMEND THE USE OF AN EARLY WARNING POLLUTION PREVENTION SYSTEM TO SAFEGUARD HAWAII'S DRINKING WATER AND MINIMIZE RISKS TO HUMAN HEALTH AND THE ENVIRONMENT," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 738, returning H.C.R. No. 175, entitled: "HOUSE CONCURRENT RESOLUTION RELATING THAT THE DEPARTMENT OF HEALTH ESTABLISH MENTAL HEALTH PROGRAMS AT THE MOLOKINI UNIT OF MAUI MEMORIAL HOSPITAL," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 739, returning H.C.R. No. 198, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PROMOTION OF DUAL-USE TECHNOLOGY," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 740, returning H.C.R. No. 199, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO DISCOVER A MEANS TO RESOLVE THE INEQUITIES IN HOMEOWNERS INSURANCE," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 741, returning H.C.R. No. 202, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO DIRECT THE

DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO UTILIZE COMBINED ETHANOL FUEL IN THE FLEET OF STATE VEHICLES AND TO PROMOTE DISCUSSIONS ON THE USE OF ETHANOL AS AN ALTERNATIVE FUEL FOR TRANSPORTATION AND POWER GENERATION BY DEVELOPING INDUSTRY INCENTIVES," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 742, returning H.C.R. No. 210, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AGRIBUSINESS DEVELOPMENT CORPORATION TO DEVELOP A PILOT PROJECT FOR AGRICULTURAL AND ECONOMIC DEVELOPMENT VENTURES ON VACANT SUGAR LANDS," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 743, returning H.C.R. No. 222, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO ESTABLISH A PILOT PROJECT TO ENABLE THE WAIANAE COAST COALITION FOR HUMAN SERVICES TO DEVELOP AN ALTERNATIVE FUNDING STRUCTURE FOR THE PROVISION OF SERVICES TO THE WAIANAE COMMUNITY," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 744, returning H.C.R. No. 223, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN ACTION PLAN REGARDING NATIVE HAWAIIANS IN THE CRIMINAL JUSTICE SYSTEM," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 745, returning H.C.R. No. 227, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ANALYZE THE IMPACTS CAUSED BY AGRICULTURAL ACTIVITIES IN THE KAIKA-WAIALUA BAY HYDROLOGICAL UNIT ON MARINE SPECIES IN THE KAIKA-WAIALUA BAY," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 746, returning H.C.R. No. 233, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENTS OF BUDGET AND FINANCE, ACCOUNTING AND GENERAL SERVICES, ATTORNEY GENERAL, LAND AND NATURAL RESOURCES, AND EDUCATION TO EXAMINE THE FEASIBILITY OF THE BUDGETING OF PROPOSED EXPENDITURES AND THE APPROPRIATION OF MONEYS TO MEET ANTICIPATED EXPENDITURES FOR THE CONSTRUCTION OF PUBLIC SCHOOL FACILITIES FOR TWO FISCAL BIENNIUMS," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 747, returning H.C.R. No. 251, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ADOPTION OF A STATEWIDE POLICY TO SUPPORT SMALL BUSINESS IN HAWAII," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 748, returning H.C.R. No. 252, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DEVELOP STRATEGIES FOR THE STATE OF HAWAII TO PARTICIPATE IN EFFORTS TO ESTABLISH A HAWAII COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 749, returning H.C.R. No. 312, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE MAJOR DISCOUNT CHAINS

DOING BUSINESS IN HAWAII TO SELL AND PROMOTE MORE LOCAL PRODUCTS," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 750, returning H.C.R. No. 319, entitled: "HOUSE CONCURRENT RESOLUTION REAFFIRMING THE LEGISLATURE'S COMMITMENT AND URGING THE GOVERNOR AND THE UNIVERSITY ADMINISTRATION TO INVOLVE STUDENTS IN THE BUDGET AND LEGISLATION OF THE UNIVERSITY OF HAWAII," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 751, returning H.C.R. No. 327, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GATHERING OF INFORMATION ON LIFE-CARE PLANNING AND ESTATE PLANNING FOR PERSONS WITH DISABILITIES, THE DEVELOPMENT OF LEGISLATION, AND RELATED ACTIVITIES," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 752, returning H.C.R. No. 332, entitled: "HOUSE CONCURRENT RESOLUTION URGING A CONCERTED EFFORT TO PLAN AND IMPLEMENT MEASURES TO FOSTER TECHNOLOGY ECONOMIC DEVELOPMENT ON THE ISLAND OF HAWAII," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 753, returning H.C.R. No. 338, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ESTABLISHMENT OF THE STATE OF HAWAII AS A FREE-TRADE ZONE," which was adopted by the Senate on April 24, 1995.

Sen. Com. No. 754, returning H.C.R. No. 341, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A TASK FORCE TO DEVELOP A LONG-RANGE ACTION PLAN TO HELP HAWAII'S SMALL FARMERS," which was adopted by the Senate on April 24, 1995.

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

Representative Chang, on behalf of the Big Island delegation, introduced "a long-time friend," Elroy Osorio, Chairman of the County Council of the County of Hawaii.

Representative Arakaki introduced Les Araki, Youth Minister of Kalihi Union Church.

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

The House of Representatives reconvened at 12:27 o'clock p.m.

## ORDER OF THE DAY

### STANDING COMMITTEE REPORTS

Representatives Arakaki and Pepper, for the Committees on Hawaiian Affairs and Housing and Health, presented a joint report (Stand. Com. Rep. No. 1929) recommending that S.C.R. No. 126 be adopted.

On motion by Representative Arakaki, seconded by Representative Pepper and carried, the joint report of the Committees was adopted and S.C.R. No. 126, entitled: "SENATE CONCURRENT RESOLUTION URGING THE NATIONAL PARK SERVICE, IN PARTNERSHIP WITH THE OFFICE OF HAWAIIAN AFFAIRS, TO HONOR

THE HANSEN'S DISEASE PATIENTS SENT TO KALAUPAPA ON MOLOKAI," was adopted.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1930) recommending that H.R. No. 60, HD 1, be adopted.

On motion by Representative Kanoho, seconded by Representative Say and carried, the report of the Committee was adopted and H.R. No. 60, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE PROBLEM OF LIABILITY EXPOSURE OF VOLUNTEERS, NONPROFIT ORGANIZATIONS, AND GOVERNMENT AGENCIES THAT RELY ON THE SERVICES OF VOLUNTEERS," was adopted.

### CONFERENCE COMMITTEE REPORT

Representatives Stegmaier and Kanoho, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1868, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 51) recommending that S.B. No. 1868, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 51 and S.B. No. 1868, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RECODIFICATION OF THE EDUCATION STATUTES," was deferred for a period of 48 hours.

### SUSPENSION OF RULES

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

### FINAL READING

The following bills were taken from the Clerk's desk and the following actions taken:

#### H.B. No. 337, SD 1:

On motion by Representative Okamura, seconded by Representative Thielen and carried, the House agreed to the amendments proposed by the Senate to H.B. No. 337, and H.B. No. 337, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Final Reading by a vote of 48 ayes, with Representatives Hamakawa, Saiki and Stegmaier being excused.

#### H.B. No. 397, SD 1:

On motion by Representative Okamura, seconded by Representative Thielen and carried, the House agreed to the amendments proposed by the Senate to H.B. No. 397, and H.B. No. 397, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION," having been read throughout, passed Final Reading by a vote of 48 ayes, with Representatives Hamakawa, Saiki and Stegmaier being excused.

#### H.B. No. 895, HD 1, SD 1:

On motion by Representative Okamura, seconded by Representative Thielen and carried, the House agreed to the amendments proposed by the Senate to H.B. No. 895,

HD 1, and H.B. No. 895, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," having been read throughout, passed Final Reading by a vote of 48 ayes, with Representatives Hamakawa, Saiki and Stegmaier being excused.

**H.B. No. 1096, SD 1:**

On motion by Representative Okamura, seconded by Representative Thielen and carried, the House agreed to the amendments proposed by the Senate to H.B. No. 1096, and H.B. No. 1096, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," having been read throughout, passed Final Reading by a vote of 48 ayes, with Representatives Hamakawa, Saiki and Stegmaier being excused.

**H.B. No. 1557, HD 2, SD 1:**

On motion by Representative Okamura, seconded by Representative Thielen and carried, the House agreed to the amendments proposed by the Senate to H.B. No. 1557, HD 2, and H.B. No. 1557, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NURSING," having been read throughout, passed Final Reading by a vote of 48 ayes, with Representatives Hamakawa, Saiki and Stegmaier being excused.

**H.B. No. 1839, HD 1, SD 1:**

On motion by Representative Okamura, seconded by Representative Thielen and carried, the House agreed to the amendments proposed by the Senate to H.B. No. 1839, HD 1, and H.B. No. 1839, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEAT INSPECTION," having been read throughout, passed Final Reading by a vote of 48 ayes, with Representatives Hamakawa, Saiki and Stegmaier being excused.

**H.B. No. 1849, HD 1, SD 1:**

On motion by Representative Okamura, seconded by Representative Thielen and carried, the House agreed to the amendments proposed by the Senate to H.B. No. 1849, HD 1, and H.B. No. 1849, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANT AND NON-DOMESTIC ANIMAL QUARANTINE," having been read throughout, passed Final Reading by a vote of 48 ayes, with Representatives Hamakawa, Saiki and Stegmaier being excused.

**H.B. No. 1962, HD 1, SD 1:**

On motion by Representative Okamura, seconded by Representative Thielen and carried, the House agreed to the amendments proposed by the Senate to H.B. No. 1962, HD 1, and H.B. No. 1962, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GIFTS," having been read throughout, passed Final Reading by a vote of 48 ayes, with Representatives Hamakawa, Saiki and Stegmaier being excused.

The Chair directed the Clerk to note that H.B. Nos. 337, 397, 895, 1096, 1557, 1839, 1849 and 1962 had passed Final Reading at 12:31 o'clock p.m.

At 12:32 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.

**SUSPENSION OF RULES**

On motion by Representative Okamura, seconded by Representative Thielen and carried, the rules were suspended for the purpose of reconsidering action previously taken on H.B. No. 1691, HD 1, SD 2.

**RECONSIDERATION OF ACTION TAKEN**

Representative Okamura moved that the House reconsider its action taken on April 24, 1995, in announcing the House's intention to agree to the amendments proposed by the Senate to H.B. No. 1691, HD 1 (SD 2) inasmuch as S.B. No. 1509, SD 2, the companion measure to H.B. No. 1691, HD 1, SD 2, has already been transmitted to the Governor, seconded by Representative Thielen and carried.

In consequence thereof, the Chair, at this time, discharged the conferees -- Representatives Chun Oakland and Alcon, Co-Chairs; Chang, Kahikina and Ward -- from such conference.

**ANNOUNCEMENTS**

Representative Shon rose and requested waiver of the 48-hour hearing notice requirement for the Conference Committee meeting on S.B. No. 1410, SD 2, HD 2, tomorrow at 2:30 p.m. in Room 406, and the Chair "so ordered."

Representative McMurdo: "The Conference Committee will reconvene at 6:00 p.m. this evening on H.B. No. 149, SD 1; S.B. No. 87, SD 1, HD 1; S.B. No. 92, SD 1, HD 1; and H.B. No. 181, HD 1, SD 1."

Representative Lee: "I would like to remind the conferees on a number of UH bills that we will reconvene at 1:30 p.m. today in Room 1008."

Representative Okamura: "There will be a Majority caucus immediately following session in the Majority Caucus Room."

Representative Okamura, on behalf of the members of the House and staff, wished the Speaker a "Happy Birthday."

Representative Nekoba, on behalf of the members of the House, wished Representative M. Oshiro a belated "Happy Birthday."

**ADJOURNMENT**

At 12:39 o'clock p.m., on motion by Representative Amaral, seconded by Representative Thielen and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Wednesday, April 26, 1995.

## FIFTY-SEVENTH DAY

**Wednesday, April 26, 1995**

The House of Representatives of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1995, convened at 11:50 o'clock a.m., with the Vice Speaker presiding.

The invocation was delivered by Reverend Mari Gabrielson of the Unity Church of Hawaii, after which the Roll was called showing all members present with the exception of Representatives Menor and Souki, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Fifty-Sixth Day.

On motion by Representative Amaral, seconded by Representative Thielen and carried, reading of the Journal was dispensed with and the Journal of the Fifty-Sixth Day was approved.

## GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 239 to 242) were read by the Clerk and were placed on file:

Gov. Msg. No. 239, informing the House that on April 20, 1995, he signed the following bill into law:

House Bill No. 1943 as Act 20, entitled: "RELATING TO CONTRACTORS."

Gov. Msg. No. 240, informing the House that on April 20, 1995, he signed the following bill into law:

House Bill No. 1963 as Act 21, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 241, informing the House that on April 20, 1995, he signed the following bill into law:

Senate Bill No. 1638 as Act 22, entitled: "RELATING TO RECORDATION."

Gov. Msg. No. 242, informing the House that on April 21, 1995, he signed the following bill into law:

Senate Bill No. 1753 as Act 23, entitled: "RELATING TO CLIENT REFERRALS BETWEEN ATTORNEYS AND HEALTH CARE PROVIDERS."

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 755 to 759) were read by the Clerk and were placed on file:

Sen. Com. No. 755, informing the House that pursuant to the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1385, HD 2 (SD 1), and the request for a conference on the subject matter of said amendments, the President, on April 25, 1995, appointed Senators Holt, Chair; Iwase and Anderson, as Managers on the part of the Senate for the consideration of said amendments.

Sen. Com. No. 756, informing the House that the Senate has disagreed to the amendments proposed by the House in S.C.R. No. 308, SD 1, HD 1.

Sen. Com. No. 757, informing the House that the Senate has agreed to the amendments proposed by the House to S.C.R. No. 9, and S.C.R. No. 9, HD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE HAWAII STATE LEGISLATURE TO SUPPORT SENATOR DANIEL K. AKAKA'S FEDERAL LEGISLATION (S. 2428) TO PROVIDE FOR THE MANAGEMENT OF THE AIRSPACE OVER UNITS OF THE NATIONAL PARK SYSTEM," was adopted by the Senate on April 25, 1995.

Sen. Com. No. 758, informing the House that the Senate has agreed to the amendments proposed by the House to S.C.R. No. 78 and S.C.R. No. 193, and S.C.R. No. 78, HD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESS TO MAINTAIN TITLE III, NUTRITION SERVICES FUNDING AND OTHER SUPPORTIVE SERVICES WITHIN THE OLDER AMERICANS ACT," and S.C.R. No. 193, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING INTERAGENCY COMMITMENT TO REMOVING BARRIERS TO COMMUNITY-BASED EFFORTS TO ADDRESS ISSUES OF TEEN PREGNANCY PREVENTION AND TEEN PARENTING," were adopted by the Senate on April 25, 1995.

Sen. Com. No. 759, informing the House that S.B. No. 639, SD 2, HD 1, passed Final Reading in the Senate on April 25, 1995.

At this time, Representative Garcia introduced to the members of the House Mrs. Pearly Burnett, who became a naturalized U.S. citizen this morning; her husband, Capt. Arnie Burnett "who works for the Sergeant-at-Arms Office," and their nephew, Cody.

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 12:07 o'clock p.m.

## ORDER OF THE DAY

## STANDING COMMITTEE REPORT

Representative Lee, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 1931) recommending that S.C.R. No. 268, SD 1, be adopted.

On motion by Representative Lee, seconded by Representative Takai and carried, the report of the Committee was adopted and S.C.R. No. 268, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO STRENGTHEN AND STABILIZE THE FUTURE FLIGHT PROGRAM BY WORKING WITH THE UNIVERSITY OF HAWAII TO MAKE THE PROGRAM A LONG-TERM SUCCESS," was adopted.

## CONFERENCE COMMITTEE REPORT

Representatives Stegmaier and Tom, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1800, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 1) recommending that H.B. No. 1800, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 1 and H.B. No. 1800, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO VOCATIONAL EDUCATION," was deferred for a period of 48 hours.

#### SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ward and carried, the rules were suspended for the purpose of considering a bill on Final Reading on the basis of a modified consent calendar.

#### FINAL READING

The following bill was taken from the Clerk's desk and the following action taken:

##### **H.B. No. 269, HD 2, SD 1:**

On motion by Representative Okamura, seconded by Representative Ward and carried, the House agreed to the amendments proposed by the Senate to H.B. No. 269, HD 2, and H.B. No. 269, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO KONA COFFEE," having been read throughout, passed Final Reading by a vote of 49 ayes, with Representatives Menor and Souki being excused.

The Chair directed the Clerk to note that H.B. No. 269 had passed Final Reading at 12:09 o'clock p.m.

#### SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ward and carried, the rules were suspended for the purpose of reconsidering action previously taken.

#### RECONSIDERATION OF ACTION TAKEN

Representative Okamura moved that the House reconsider its action taken on April 13, 1995 in disagreeing to the amendments proposed by the Senate to H.B. Nos. 18, HD 2 (SD 1); 39, HD 1 (SD 1); 251, HD 1 (SD 1); 379, HD 2 (SD 1); 1133, HD 2 (SD 1); 1173, HD 1 (SD 1); 2051, HD 1 (SD 2); and 2352 (SD 1), seconded by Representative Ward and carried.

Representative Okamura then gave notice of intent to agree to the amendments proposed by the Senate to H.B. Nos. 18, HD 2 (SD 1); 39, HD 1 (SD 1); 251, HD 1 (SD 1); 379, HD 2 (SD 1); 1133, HD 2 (SD 1); 1173, HD 1 (SD 1); 2051, HD 1 (SD 2); and 2352 (SD 1).

At 12:14 o'clock p.m., Representative Ward asked for a recess and the Chair declared a recess, subject to the call of the Chair.

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

#### ANNOUNCEMENTS

Representative Hiraki: "We will continue our Conference Committee meeting on H.B. No. 123 and S.B. Nos. 853 and 1559, today at 1:00 p.m. in Room 802."

Representative Yonamine then rose and requested waiver of the 48-hour hearing notice requirement to continue Conference Committee meeting on H.B. Nos. 2089, HD 1, SD 1; 1686, SD 2; and 1997, HD 3, SD 1, this afternoon at 4:00 p.m. in Room 405, and the Chair "so ordered."

Representative Lee: "Your Conference Committee meeting on H.B. Nos. 298 and 1409 and S.B. Nos. 937, 1467 and 1626 has been postponed at the request of the Senate from 1:00 p.m. to 2:00 p.m. this afternoon in Room 1008."

#### ADJOURNMENT

At 12:22 o'clock p.m., on motion by Representative Amaral, seconded by Representative Thielen and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Thursday, April 27, 1995.