

TWENTY-SEVENTH DAY

Thursday, March 6, 1997

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 11:43 o'clock a.m., with the Speaker presiding.

The invocation was delivered by Chaplain Jeffrey Thomas, Religious Ministries Department, Naval Air Station, Pearl Harbor, after which the Roll was called showing all members present.

On motion by Representative M. Oshiro, seconded by Representative Thielen and carried, reading of the Journals was dispensed with and the Journals of the Twentieth, Twenty-First, Twenty-Second, Twenty-Third and Twenty-Fourth Days were subsequently approved.

GOVERNOR'S MESSAGE

Gov. Msg. No. 160, transmitting copies of the 1995-96 Annual Report prepared by the Public Utilities Commission, pursuant to Section 93-12 of the Hawaii Revised Statutes, was received and announced by the Clerk and was placed on file.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 33 through 384) were received and announced by the Clerk and were placed on file:

Sen. Com. No. 33, transmitting S.B. No. 5, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTORSPORTS INSURANCE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 34, transmitting S.B. No. 12, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII EMPLOYMENT SECURITY LAW," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 35, transmitting S.B. No. 26, entitled: "A BILL FOR AN ACT RELATING TO PARENT AND GUARDIAN RESPONSIBILITY FOR MINOR," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 36, transmitting S.B. No. 30, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 37, transmitting S.B. No. 35, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LANDLORDS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 38, transmitting S.B. No. 37, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 39, transmitting S.B. No. 57, entitled: "A BILL FOR AN ACT RELATING TO GOLD AND SILVER STAMPING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 40, transmitting S.B. No. 58, SD 1, entitled: "A BILL FOR AN ACT RELATING TO KINDERGARTENS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 41, transmitting S.B. No. 45, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 42, transmitting S.B. No. 59, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 43, transmitting S.B. No. 68, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 44, transmitting S.B. No. 81, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 45, transmitting S.B. No. 135, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OPTOMETRY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 46, transmitting S.B. No. 136, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL CORPORATIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 47, transmitting S.B. No. 137, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 48, transmitting S.B. No. 138, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE REIMBURSEMENTS OF MENTAL HEALTH AND SUBSTANCE ABUSE BENEFITS FOR ADVANCED PRACTICE REGISTERED NURSES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 49, transmitting S.B. No. 140, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 50, transmitting S.B. No. 141, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LEASE-PURCHASE AGREEMENTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 51, transmitting S.B. No. 145, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE COMPANIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 52, transmitting S.B. No. 146, SD 2, entitled: "A BILL FOR AN ACT RELATING TO A TRANSIENT OCCUPANCY TAX," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 53, transmitting S.B. No. 147, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 54, transmitting S.B. No. 152, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 55, transmitting S.B. No. 159, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN ASSISTANTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 56, transmitting S.B. No. 160, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FOOD, DRUGS, AND COSMETICS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 57, transmitting S.B. No. 161, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE FACILITIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 58, transmitting S.B. No. 165, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DONATION OF PHARMACEUTICALS AND HEALTH CARE SUPPLIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 59, transmitting S.B. No. 168, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PRESERVATION OF ANTIQUITIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 60, transmitting S.B. No. 169, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE LICENSE PLATES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 61, transmitting S.B. No. 193, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLE INSURANCE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 62, transmitting S.B. No. 202, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS BONUS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 63, transmitting S.B. No. 207, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIQUOR TAX," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 64, transmitting S.B. No. 209, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 3, OF THE CONSTITUTION, TO PROVIDE FOR THE APPOINTMENT OF A TAX REVIEW COMMISSION EVERY TEN YEARS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 65, transmitting S.B. No. 211, entitled: "A BILL FOR AN ACT RELATING TO QUIETING TITLE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 66, transmitting S.B. No. 223, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 67, transmitting S.B. No. 226, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ARCHITECTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 68, transmitting S.B. No. 228, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEFINITION OF CHIROPRACTIC," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 69, transmitting S.B. No. 231, SD 1, entitled: "A BILL FOR AN ACT RELATING TO

CIGARETTE SALES TO MINORS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 70, transmitting S.B. No. 242, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 71, transmitting S.B. No. 243, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 72, transmitting S.B. No. 246, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY CONTRACTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 73, transmitting S.B. No. 248, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 74, transmitting S.B. No. 251, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 75, transmitting S.B. No. 252, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL ASSISTANCE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 76, transmitting S.B. No. 256, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 77, transmitting S.B. No. 257, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 78, transmitting S.B. No. 259, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYMENT RELATIONS ACT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 79, transmitting S.B. No. 260, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND OTHER COMPENSATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 80, transmitting S.B. No. 262, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 81, transmitting S.B. No. 263, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONTRACEPTIVE SERVICES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 82, transmitting S.B. No. 285, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COURTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 83, transmitting S.B. No. 286, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF CRIMINAL DEFENDANTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 84, transmitting S.B. No. 293, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE

PENAL CODE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 85, transmitting S.B. No. 298, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNAUTHORIZED CONTROL OF A PROPELLED VEHICLE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 86, transmitting S.B. No. 300, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF VEHICLES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 87, transmitting S.B. No. 305, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 88, transmitting S.B. No. 321, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OBSCENITY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 89, transmitting S.B. No. 328, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FORFEITURES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 90, transmitting S.B. No. 333, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 91, transmitting S.B. No. 335, SD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE HAWAII CONSTITUTION, TO ADD A SECTION ON CRIME VICTIMS' RIGHTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 92, transmitting S.B. No. 346, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 93, transmitting S.B. No. 364, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 94, transmitting S.B. No. 373, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 95, transmitting S.B. No. 375, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 96, transmitting S.B. No. 377, SD 2, entitled: "A BILL FOR AN ACT RELATING TO IMPAIRED DRIVERS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 97, transmitting S.B. No. 382, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 98, transmitting S.B. No. 388, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DEGREE GRANTING INSTITUTIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 99, transmitting S.B. No. 404, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCIAL ADMINISTRATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 100, transmitting S.B. No. 406, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 101, transmitting S.B. No. 412, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE FINANCING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 102, transmitting S.B. No. 426, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CULTURE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 103, transmitting S.B. No. 447, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ROADSIDE HERBICIDE USE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 104, transmitting S.B. No. 490, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF HERBICIDES IN PUBLIC PARKS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 105, transmitting S.B. No. 498, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 106, transmitting S.B. No. 497, entitled: "A BILL FOR AN ACT RELATING TO TRAUMATIC BRAIN INJURY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 107, transmitting S.B. No. 512, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONS AND VOCATIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 108, transmitting S.B. No. 527, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 109, transmitting S.B. No. 538, SD 3, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LIBRARIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 110, transmitting S.B. No. 560, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 111, transmitting S.B. No. 623, SD 2, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 112, transmitting S.B. No. 631, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 113, transmitting S.B. No. 632, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC ENFORCEMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 114, transmitting S.B. No. 633, SD 2, entitled: "A BILL FOR AN ACT RELATING TO BED AND BREAKFAST OPERATIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 115, transmitting S.B. No. 635, SD 2, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 116, transmitting S.B. No. 640, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 117, transmitting S.B. No. 647, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 118, transmitting S.B. No. 653, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 119, transmitting S.B. No. 654, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 120, transmitting S.B. No. 656, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH AND ALCOHOL AND DRUG ABUSE TREATMENT INSURANCE BENEFITS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 121, transmitting S.B. No. 657, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE CAPITOL," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 122, transmitting S.B. No. 680, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 123, transmitting S.B. No. 681, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 124, transmitting S.B. No. 682, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 125, transmitting S.B. No. 691, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION FEES AND COSTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 126, transmitting S.B. No. 715, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 127, transmitting S.B. No. 717, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PARENT EDUCATION FOR SEPARATING PARTIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 128, transmitting S.B. No. 718, entitled: "A BILL FOR AN ACT RELATING TO PRE-

SENTENCE DIAGNOSIS AND REPORT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 129, transmitting S.B. No. 719, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SALARIES IN THE JUDICIARY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 130, transmitting S.B. No. 722, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 131, transmitting S.B. No. 727, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 132, transmitting S.B. No. 728, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 133, transmitting S.B. No. 730, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 134, transmitting S.B. No. 734, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 135, transmitting S.B. No. 736, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ARBITRATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 136, transmitting S.B. No. 739, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR EDUCATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 137, transmitting S.B. No. 757, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STUDENT-CENTERED SCHOOLS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 138, transmitting S.B. No. 760, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS-WITHIN-SCHOOLS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 139, transmitting S.B. No. 799, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COUNCIL ON REVENUES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 140, transmitting S.B. No. 817, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 141, transmitting S.B. No. 818, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRADEMARK COUNTERFEITING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 142, transmitting S.B. No. 823, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 143, transmitting S.B. No. 824, SD 2, entitled: "A BILL FOR AN ACT RELATING TO

HUMAN SERVICES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 144, transmitting S.B. No. 831, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 145, transmitting S.B. No. 834, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 146, transmitting S.B. No. 835, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIANS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 147, transmitting S.B. No. 838, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SEX OFFENDER REGISTRATION AND NOTIFICATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 148, transmitting S.B. No. 842, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 149, transmitting S.B. No. 843, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BUSINESS TAXATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 150, transmitting S.B. No. 844, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 151, transmitting S.B. No. 846, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 152, transmitting S.B. No. 852, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 153, transmitting S.B. No. 853, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 154, transmitting S.B. No. 860, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 155, transmitting S.B. No. 870, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PICKUP TRUCKS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 156, transmitting S.B. No. 871, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 157, transmitting S.B. No. 888, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 158, transmitting S.B. No. 902, SD 1, entitled: "A BILL FOR AN ACT RELATING TO

WAGES AND HOURS OF EMPLOYEES ON PUBLIC WORKS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 159, transmitting S.B. No. 910, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 160, transmitting S.B. No. 927, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 161, transmitting S.B. No. 932, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE WHOLESALE SERVICES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 162, transmitting S.B. No. 934, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 163, transmitting S.B. No. 936, entitled: "A BILL FOR AN ACT RELATING TO USE TAX ON IMPORTED SERVICES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 164, transmitting S.B. No. 938, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NONRESIDENT INCOME TAX," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 165, transmitting S.B. No. 940, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT OF INCOME TAXES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 166, transmitting S.B. No. 941, SD 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE VII OF THE CONSTITUTION OF THE STATE OF HAWAII, TO ESTABLISH A BUDGET STABILIZATION FUND," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 167, transmitting S.B. No. 944, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 168, transmitting S.B. No. 952, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 169, transmitting S.B. No. 957, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM UNINCORPORATED NONPROFIT ASSOCIATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 170, transmitting S.B. No. 961, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 171, transmitting S.B. No. 969, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 172, transmitting S.B. No. 984, SD 1, entitled: "A BILL FOR AN ACT RELATING TO

HEALTH," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 173, transmitting S.B. No. 986, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NONCONSENSUAL COMMON LAW LIENS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 174, transmitting S.B. No. 989, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 175, transmitting S.B. No. 990, SD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 176, transmitting S.B. No. 991, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 177, transmitting S.B. No. 1005, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SPORTS PROMOTION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 178, transmitting S.B. No. 1016, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 179, transmitting S.B. No. 1018, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 180, transmitting S.B. No. 1023, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DISLOCATED WORKERS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 181, transmitting S.B. No. 1028, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 182, transmitting S.B. No. 1032, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 183, transmitting S.B. No. 1033, entitled: "A BILL FOR AN ACT RELATING TO GARNISHMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 184, transmitting S.B. No. 1037, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SPECIAL PROSECUTION UNITS AND VICTIM WITNESS PROGRAMS FOR THE COUNTIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 185, transmitting S.B. No. 1053, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 186, transmitting S.B. No. 1055, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN BORN TO PARENTS NOT MARRIED TO EACH OTHER," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 187, transmitting S.B. No. 1062, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 188, transmitting S.B. No. 1064, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BALLOT ACCESS FOR POLITICAL PARTIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 189, transmitting S.B. No. 1065, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION OFFENSES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 190, transmitting S.B. No. 1066, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PRECINCT OFFICIALS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 191, transmitting S.B. No. 1069, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CANDIDATE NOMINATION PAPERS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 192, transmitting S.B. No. 1070, entitled: "A BILL FOR AN ACT RELATING TO THE CERTIFICATION OF ELECTION RESULTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 193, transmitting S.B. No. 1071, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OPENING OF THE ABSENTEE POLLING PLACE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 194, transmitting S.B. No. 1074, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENCE ADDRESS CONFIDENTIALITY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 195, transmitting S.B. No. 1078, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 196, transmitting S.B. No. 1082, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 197, transmitting S.B. No. 1087, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 198, transmitting S.B. No. 1088, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERED SPECIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 199, transmitting S.B. No. 1089, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERED SPECIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 200, transmitting S.B. No. 1098, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTEER SERVICE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 201, transmitting S.B. No. 1109, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 202, transmitting S.B. No. 1113, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 203, transmitting S.B. No. 1114, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 204, transmitting S.B. No. 1115, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RETURN OF MERCHANDISE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 205, transmitting S.B. No. 1116, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL PAPER," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 206, transmitting S.B. No. 1117, SD 1, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 207, transmitting S.B. No. 1118, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PEST CONTROL OPERATORS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 208, transmitting S.B. No. 1122, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE POLLUTION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 209, transmitting S.B. No. 1143, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING IN PUBLIC EMPLOYMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 210, transmitting S.B. No. 1144, SD 1, entitled: "A BILL FOR AN ACT RELATING TO APPROPRIATE BARGAINING UNIT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 211, transmitting S.B. No. 1146, entitled: "A BILL FOR AN ACT RELATING TO WAGE OVERPAYMENTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 212, transmitting S.B. No. 1153, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIME," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 213, transmitting S.B. No. 1159, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS CORPORATIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 214, transmitting S.B. No. 1160, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 215, transmitting S.B. No. 1170, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 216, transmitting S.B. No. 1171, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COFFEE CERTIFICATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 217, transmitting S.B. No. 1191, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 218, transmitting S.B. No. 1197, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVERS' LICENSES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 219, transmitting S.B. No. 1222, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION AGENCIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 220, transmitting S.B. No. 1239, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CIVIL RIGHTS COMMISSION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 221, transmitting S.B. No. 1240, SD 1, entitled: "A BILL FOR AN ACT RELATING TO POLITICAL ACTIVITIES OF CAMPAIGN SPENDING COMMISSIONERS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 222, transmitting S.B. No. 1242, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR ORGANIZATIONS NEGOTIATING WORKERS' COMPENSATION BENEFITS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 223, transmitting S.B. No. 1262, entitled: "A BILL FOR AN ACT RELATING TO POLITICAL SIGNS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 224, transmitting S.B. No. 1263, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD INFORMATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 225, transmitting S.B. No. 1264, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 226, transmitting S.B. No. 1266, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 227, transmitting S.B. No. 1267, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 228, transmitting S.B. No. 1268, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM INTERSTATE FAMILY SUPPORT ACT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 229, transmitting S.B. No. 1269, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE CLEARINGHOUSE FOR MISSING CHILDREN," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 230, transmitting S.B. No. 1277, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DANGEROUS DRUGS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 231, transmitting S.B. No. 1278, entitled: "A BILL FOR AN ACT RELATING TO HABITUAL THEFT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 232, transmitting S.B. No. 1279, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 233, transmitting S.B. No. 1285, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLICATION OF NOTICES BY GOVERNMENT AGENCIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 234, transmitting S.B. No. 1286, entitled: "A BILL FOR AN ACT RELATING TO RETAIL TOBACCO SALES TO MINORS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 235, transmitting S.B. No. 1289, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ROBBERY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 236, transmitting S.B. No. 1293, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN RESOURCES MANAGEMENT IN STATE GOVERNMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 237, transmitting S.B. No. 1300, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY APPEALS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 238, transmitting S.B. No. 1302, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONSOLIDATING EMPLOYMENT AND TRAINING ADVISORY BODIES INTO A WORKFORCE DEVELOPMENT COUNCIL," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 239, transmitting S.B. No. 1303, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE RATE REGULATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 240, transmitting S.B. No. 1309, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 241, transmitting S.B. No. 1310, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 242, transmitting S.B. No. 1312, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 243, transmitting S.B. No. 1314, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CORRECTIONAL HEALTH CARE ADMINISTRATOR," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 244, transmitting S.B. No. 1316, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY TO THE INTERNAL REVENUE CODE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 245, transmitting S.B. No. 1336, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 246, transmitting S.B. No. 1351, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL BENEFITS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 247, transmitting S.B. No. 1352, SD 2, entitled: "A BILL FOR AN ACT RELATING TO BENEFITS COUNSELORS FOR PERSONS WITH DISABILITIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 248, transmitting S.B. No. 1353, entitled: "A BILL FOR AN ACT RELATING TO YOUTHFUL OFFENDERS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 249, transmitting S.B. No. 1357, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 250, transmitting S.B. No. 1359, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 251, transmitting S.B. No. 1361, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 252, transmitting S.B. No. 1363, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 253, transmitting S.B. No. 1372, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 254, transmitting S.B. No. 1377, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE REFERENCE BUREAU," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 255, transmitting S.B. No. 1418, SD 2, entitled: "A BILL FOR AN ACT RELATING TO KING KAMEHAMEHA CELEBRATION COMMISSION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 256, transmitting S.B. No. 1421, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PAYROLL PERIODS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 257, transmitting S.B. No. 1423, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STRATEGIC DEVELOPMENT CORPORATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 258, transmitting S.B. No. 1428, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FILM PERMITTING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 259, transmitting S.B. No. 1433, SD 1, entitled: "A BILL FOR AN ACT MAKING AN

APPROPRIATION FOR TOURISM MARKETING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 260, transmitting S.B. No. 1464, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING FINANCE AND DEVELOPMENT CORPORATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 261, transmitting S.B. No. 1466, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC FUNDS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 262, transmitting S.B. No. 1470, SD 2, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE AND TOUR VEHICLE SURCHARGE TAX," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 263, transmitting S.B. No. 1472, SD 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 264, transmitting S.B. No. 1474, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 265, transmitting S.B. No. 1484, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE INSURANCE CODE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 266, transmitting S.B. No. 1487, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MUTUAL BENEFIT SOCIETIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 267, transmitting S.B. No. 1490, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 268, transmitting S.B. No. 1495, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE LEASE DISCLOSURE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 269, transmitting S.B. No. 1498, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ACUPUNCTURE PRACTITIONERS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 270, transmitting S.B. No. 1499, SD 1, entitled: "A BILL FOR AN ACT RELATING TO UNFAIR METHODS OF COMPETITION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 271, transmitting S.B. No. 1504, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE RATE REGULATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 272, transmitting S.B. No. 1506, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYERS' MUTUAL INSURANCE COMPANY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 273, transmitting S.B. No. 1507, entitled: "A BILL FOR AN ACT RELATING TO THE LICENSURE EXAMINATION REQUIREMENTS FOR

PSYCHOLOGISTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 274, transmitting S.B. No. 1508, entitled: "A BILL FOR AN ACT RELATING TO PRELICENSING INSPECTIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 275, transmitting S.B. No. 1509, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION REQUIREMENTS FOR PROFESSIONAL AND VOCATIONAL LICENSING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 276, transmitting S.B. No. 1510, entitled: "A BILL FOR AN ACT RELATING TO NOTARIZED SIGNATURES ON PROFESSIONAL AND VOCATIONAL LICENSE APPLICATIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 277, transmitting S.B. No. 1511, entitled: "A BILL FOR AN ACT RELATING TO OPTOMETRY EXAMINATION REQUIREMENTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 278, transmitting S.B. No. 1513, entitled: "A BILL FOR AN ACT RELATING TO MASSAGE THERAPY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 279, transmitting S.B. No. 1514, entitled: "A BILL FOR AN ACT RELATING TO OPTOMETRY LICENSURE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 280, transmitting S.B. No. 1515, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PEST CONTROL OPERATORS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 281, transmitting S.B. No. 1516, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INDUSTRY LICENSING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 282, transmitting S.B. No. 1517, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INDUSTRY LICENSING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 283, transmitting S.B. No. 1518, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 284, transmitting S.B. No. 1519, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 285, transmitting S.B. No. 1520, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 286, transmitting S.B. No. 1521, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF BARBERING AND COSMETOLOGY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 287, transmitting S.B. No. 1522, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DISPENSING OPTICIANS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 288, transmitting S.B. No. 1523, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF HEARING AID DEALERS AND FITTERS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 289, transmitting S.B. No. 1524, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 290, transmitting S.B. No. 1525, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS LICENSE RENEWAL," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 291, transmitting S.B. No. 1528, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MEMBERSHIP OF THE ELEVATOR MECHANICS LICENSING BOARD," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 292, transmitting S.B. No. 1527, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY BOARD APPOINTMENTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 293, transmitting S.B. No. 1531, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 294, transmitting S.B. No. 1532, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF PRIVATE DETECTIVES AND GUARDS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 295, transmitting S.B. No. 1535, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INSURANCE CODE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 296, transmitting S.B. No. 1536, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NURSING HOME ADMINISTRATORS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 297, transmitting S.B. No. 1546, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FRAUDULENT USE OF CREDIT CARDS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 298, transmitting S.B. No. 1548, SD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE STATE MEDICAL ASSISTANCE PROGRAM," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 299, transmitting S.B. No. 1549, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RECOVERY OF PAYMENTS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 300, transmitting S.B. No. 1551, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 301, transmitting S.B. No. 1553, SD 1, entitled: "A BILL FOR AN ACT RELATING TO

HEALTH RESOURCES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 302, transmitting S.B. No. 1554, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 303, transmitting S.B. No. 1556, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 304, transmitting S.B. No. 1560, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 305, transmitting S.B. No. 1561, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 306, transmitting S.B. No. 1562, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 307, transmitting S.B. No. 1565, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GENETIC INFORMATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 308, transmitting S.B. No. 1571, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VITAL STATISTICS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 309, transmitting S.B. No. 1572, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FEES COLLECTED BY THE DEPARTMENT OF HEALTH," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 310, transmitting S.B. No. 1574, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 311, transmitting S.B. No. 1575, entitled: "A BILL FOR AN ACT RELATING TO CITATIONS FOR AIR POLLUTION CONTROL VIOLATIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 312, transmitting S.B. No. 1576, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 313, transmitting S.B. No. 1579, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DRINKING WATER," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 314, transmitting S.B. No. 1581, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 315, transmitting S.B. No. 1584, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PLANNING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 316, transmitting S.B. No. 1588, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 317, transmitting S.B. No. 1589, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD DEATH REVIEW," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 318, transmitting S.B. No. 1597, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES PENALTIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 319, transmitting S.B. No. 1598, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 320, transmitting S.B. No. 1599, SD 1, entitled: "A BILL FOR AN ACT RELATING TO A COMMERCIAL MARINE DEALER LICENSE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 321, transmitting S.B. No. 1600, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 322, transmitting S.B. No. 1601, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 323, transmitting S.B. No. 1605, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAIL AND ACCESS PROGRAM," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 324, transmitting S.B. No. 1611, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 325, transmitting S.B. No. 1616, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR VIOLATIONS OF ADMINISTRATIVE RULES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 326, transmitting S.B. No. 1617, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 327, transmitting S.B. No. 1618, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSPORTATION IMPROVEMENT SPECIAL FUND," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 328, transmitting S.B. No. 1619, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR DISABLED PERSONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 329, transmitting S.B. No. 1620, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 330, transmitting S.B. No. 1621, entitled: "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE LANES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 331, transmitting S.B. No. 1628, SD 2, entitled: "A BILL FOR AN ACT RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 332, transmitting S.B. No. 1631, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 333, transmitting S.B. No. 1632, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 334, transmitting S.B. No. 1636, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EAST WEST CENTER," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 335, transmitting S.B. No. 1652, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 336, transmitting S.B. No. 1653, entitled: "A BILL FOR AN ACT RELATING TO LEAVE SHARING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 337, transmitting S.B. No. 1657, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY TAX APPEALS TO THE TAX APPEAL COURT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 338, transmitting S.B. No. 1665, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 339, transmitting S.B. No. 1668, entitled: "A BILL FOR AN ACT RELATING TO ON-STREET PARKING STALLS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 340, transmitting S.B. No. 1678, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 341, transmitting S.B. No. 1683, SD 1, entitled: "A BILL FOR AN ACT RELATING TO A HAWAIIAN LANGUAGE COLLEGE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 342, transmitting S.B. No. 1692, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 343, transmitting S.B. No. 1699, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE TAXATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 344, transmitting S.B. No. 1701, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 345, transmitting S.B. No. 1706, SD 1, entitled: "A BILL FOR AN ACT RELATING TO

CRIMINAL INJURIES COMPENSATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 346, transmitting S.B. No. 1711, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 347, transmitting S.B. No. 1718, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 348, transmitting S.B. No. 1732, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 349, transmitting S.B. No. 1736, SD 1, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTORS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 350, transmitting S.B. No. 1740, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 351, transmitting S.B. No. 1742, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 352, transmitting S.B. No. 1746, SD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTHFUL OFFENDERS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 353, transmitting S.B. No. 1750, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII CONSTITUTION, TO ALLOW FOR THE PLACEMENT OF EXECUTIVE BRANCH BOARDS AND COMMISSIONS WITHIN THE OFFICE OF THE GOVERNOR," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 354, transmitting S.B. No. 1766, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY AND INTERNAL SECURITY," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 355, transmitting S.B. No. 1773, SD 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 356, transmitting S.B. No. 1778, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICIANS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 357, transmitting S.B. No. 1794, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SANITATION PERMITS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 358, transmitting S.B. No. 1802, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 359, transmitting S.B. No. 1806, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SPORTS TOURISM

DEVELOPMENT, PROMOTION, AND MARKETING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 360, transmitting S.B. No. 1812, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 361, transmitting S.B. No. 1814, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY TELEPHONE SERVICE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 362, transmitting S.B. No. 1859, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT INFORMATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 363, transmitting S.B. No. 1860, entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 364, transmitting S.B. No. 1862, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICITY RATES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 365, transmitting S.B. No. 1874, SD 2, entitled: "A BILL FOR AN ACT RELATING TO WELFARE TO WORK TRANSITION ASSISTANCE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 366, transmitting S.B. No. 1879, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 367, transmitting S.B. No. 1881, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNING," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 368, transmitting S.B. No. 1884, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 369, transmitting S.B. No. 1889, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 370, transmitting S.B. No. 1891, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 371, transmitting S.B. No. 1901, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 372, transmitting S.B. No. 1907, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 373, transmitting S.B. No. 1918, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 374, transmitting S.B. No. 1919, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATURE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 375, transmitting S.B. No. 1923, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 376, transmitting S.B. No. 1924, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 377, transmitting S.B. No. 1925, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION INSURANCE RATES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 378, transmitting S.B. No. 1934, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF AIRPORT REVENUES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 379, transmitting S.B. No. 1939, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 380, transmitting S.B. No. 1943, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 381, transmitting S.B. No. 1948, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 382, transmitting S.B. No. 1951, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 4, 1997.

Sen. Com. No. 383, transmitting S.B. No. 1954, SD 1, entitled: "A BILL FOR AN ACT RELATING TO UTILITY TRANSMISSION LINES," which passed Third Reading in the Senate on March 4, 1997.

On motion by Representative M. Oshiro, seconded by Representative Thielen and carried, S.B. Nos. 5, SD 2; 12, SD 1; 26; 30; 35; SD 1; 37, SD 1; 45, SD 1; 57; 58, SD 1; 59; 68, SD 1; 81, SD 1; 135, SD 1; 136; 137; 138, SD 1; 140, SD 1; 141, SD 1; 145, SD 1; 146, SD 2; 147, SD 1; 152, SD 2; 159; 160, SD 2; 161, SD 1; 165, SD 2; 168, SD 2; 169, SD 1; 193; 202, SD 1; 207, SD 1; 209; 211; 223; 226, SD 1; 228, SD 1; 231, SD 1; 242, SD 1; 243, SD 1; 246, SD 1; 248, SD 1; 251, SD 1; 252, SD 1; 256; 257, SD 2; 259, SD 1; 260; 262, SD 1; 263, SD 2; 285, SD 1; 286, SD 2; 293, SD 1; 298, SD 1; 300, SD 1; 305, SD 1; 321, SD 1; 328, SD 1; 333, SD 1; 335, SD 1; 346, SD 1; 364, SD 1; 373; 375; 377, SD 2; 382, SD 1; 388, SD 2; 404; 406, SD 1; 412, SD 2; 426, SD 1; 447, SD 1; 490, SD 1; 497; 498, SD 1; 512, SD 2; 527, SD 2; 538, SD 3; 560, SD 2; 623, SD 2; 631, SD 1; 632, SD 2; 633, SD 2; 635, SD 2; 640, SD 1; 647, SD 1; 653, SD 2; 654, SD 1; 656, SD 1; 657, SD 1; 680, SD 1; 681, SD 2; 682, SD 2; 691, SD 1; 715, SD 1; 717, SD 2; 718; 719, SD 2; 722, SD 1; 727, SD 2; 728, SD 1; 730, SD 1; 734, SD 1; 736, SD 1; 739, SD 1; 757, SD 1; 760; 799, SD 1; 817, SD 1; 818, SD 1; 823, SD 1; 824, SD 2; 831, SD 2; 834; 835, SD 1; 838, SD 1; 842, SD 1; 843, SD 1; 844, SD 1; 846, SD 1; 852, SD 1; 853, SD 2; 860, SD 1; 870, SD 2; 871, SD 2; 888; 902, SD 1; 910, SD 1; 927, SD 1;

932, SD 1; 934, SD 1; 936; 938, SD 1; 940; 941, SD 1; 944, SD 2; 952, SD 1; 957, SD 1; 961, SD 2; 969; 984, SD 1; 986, SD 1; 989, SD 1; 990, SD 1; 991, SD 2; 1005, SD 1; 1016; 1018, SD 1; 1023, SD 2; 1028, SD 1; 1032, SD 2; 1033; 1037; 1053, SD 1; 1055; 1062, SD 1; 1064, SD 1; 1065, SD 1; 1066, SD 1; 1069, SD 1; 1070; 1071, SD 1; 1074, SD 1; 1078, SD 1; 1082, SD 1; 1087, SD 1; 1088, SD 1; 1089, SD 2; 1098, SD 1; 1109, SD 1; 1113, SD 1; 1114, SD 1; 1115, SD 1; 1116, SD 1; 1117, SD 1; 1118, SD 1; 1122, SD 1; 1143, SD 1; 1144, SD 1; 1146; 1153, SD 2; 1159; 1160, SD 1; 1170, SD 1; 1171, SD 2; 1191, SD 1; 1197, SD 1; 1222, SD 1; 1239, SD 1; 1240, SD 1; 1242, SD 1; 1262; 1263, SD 1; 1264, SD 1; 1266, SD 2; 1267, SD 1; 1268, SD 2; 1269, SD 2; 1277, SD 1; 1278; 1279, SD 1; 1285, SD 1; 1286; 1289, SD 1; 1293, SD 1; 1300, SD 1; 1302, SD 2; 1303; 1309, SD 1; 1310, SD 1; 1312; 1314, SD 2; 1316, SD 2; 1336; 1351, SD 1; 1352, SD 2; 1353; 1357; 1359, SD 1; 1361, SD 1; 1363; 1372, SD 2; 1377, SD 1; 1418, SD 2; 1421, SD 2; 1423; 1428, SD 1; 1433, SD 1; 1464, SD 1; 1466, SD 1; 1470, SD 2; 1472, SD 2; 1474, SD 1; 1484, SD 2; 1487, SD 1; 1490, SD 1; 1495, SD 1; 1498, SD 1; 1499, SD 1; 1504; 1506, SD 1; 1507; 1508; 1509; 1510; 1511; 1513; 1514; 1515, SD 1; 1516, SD 1; 1517; 1518; 1519; 1520, SD 1; 1521, SD 1; 1522, SD 1; 1523; 1524; 1525; 1527, SD 1; 1528, SD 1; 1531; 1532; 1535, SD 1; 1536, SD 1; 1546, SD 2; 1548, SD 1; 1549, SD 1; 1551, SD 1; 1553, SD 1; 1554, SD 1; 1556; 1560, SD 1; 1561, SD 2; 1562; 1565, SD 1; 1571, SD 1; 1572, SD 2; 1574, SD 1; 1575; 1576, SD 1; 1579, SD 1; 1581, SD 2; 1584, SD 1; 1588, SD 1; 1589, SD 2; 1597, SD 1; 1598, SD 1; 1599, SD 1; 1600, SD 1; 1601, SD 1; 1605, SD 1; 1611, SD 1; 1616, SD 1; 1617, SD 1; 1618; 1619; 1620; 1621; 1628, SD 2; 1631, SD 2; 1636, SD 2; 1652, SD 1; 1653; 1657; 1665, SD 1; 1668; 1678, SD 2; 1683, SD 1; 1692, SD 1; 1699, SD 1; 1701, SD 1; 1706, SD 1; 1711, SD 1; 1718; 1732, SD 2; 1736, SD 1; 1740; 1742, SD 2; 1746, SD 1; 1750; 1766, SD 1; 1773, SD 2; 1778, SD 1; 1794, SD 1; 1802, SD 2; 1806, SD 2; 1812, SD 1; 1814, SD 1; 1859, SD 1; 1860; 1862, SD 2; 1874, SD 2; 1879, SD 2; 1881, SD 1; 1884, SD 2; 1889, SD 1; 1891, SD 1; 1901, SD 1; 1907, SD 1; 1918, SD 1; 1919, SD 1; 1923, SD 1; 1924, SD 1; 1925, SD 1; 1934, SD 1; 1939, SD 1; 1943, SD 1; 1948, SD 1; 1951; and 1954, SD 1, passed First Reading by title and further action was deferred until later in the calendar.

Sen. Com. No. 384 returning H.B. No. 455, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OR REPEALING OBSOLETE OR UNNECESSARY PROVISIONS," which passed Third Reading in the Senate on March 4, 1997.

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

Representative Pendleton introduced Mrs. Shanti Pandey of Saskatoon, Canada, originally from the state of Bihar in India. "She is the mother of four children, three grandchildren and 10 great grandchildren, and her lifetime dream was to visit Hawaii."

Representative Menor introduced a group of fifth grade students from Wheeler Elementary School. They were accompanied by their teachers and chaperones: Mrs. Sugiyama, Mrs. Ogawa, Mrs. Nakasato, Mrs. Wallace and Mrs. Funk.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following Senate Bills were referred to committee by the Speaker, as follows:

S.B.
No.

Referred to:

- 5 Committee on Judiciary
- 12 Committee on Labor and Public Employment, then to the Committee on Finance
- 14 Committee on Transportation, then to the Committee on Judiciary
- 26 Committee on Education, then to the Committee on Judiciary
- 30 Committee on Labor and Public Employment, then to the Committee on Finance
- 35 Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary
- 37 Jointly to the Committee on Economic Development and Business Concerns and the Committee on Agriculture, then to the Committee on Finance
- 45 Committee on Public Safety and Military Affairs, then to the Committee on Water and Land Use, then to the Committee on Finance
- 57 Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary
- 58 Committee on Education, then to the Committee on Finance
- 59 Committee on Finance
- 68 Committee on Finance
- 81 Committee on Energy and Environmental Protection, then to the Committee on Judiciary
- 130 Committee on Transportation, then to the Committee on Judiciary
- 135 Committee on Health, then to the Committee on Consumer Protection and Commerce
- 136 Committee on Health, then to the Committee on Consumer Protection and Commerce
- 137 Committee on Health, then to the Committee on Consumer Protection and Commerce
- 138 Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 140 Committee on Consumer Protection and Commerce
- 141 Committee on Consumer Protection and Commerce
- 145 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 146 Committee on Tourism, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance

- 147 Committee on Finance
- 152 Jointly to the Committee on Consumer Protection and Commerce, then to the Committee on Judiciary
- 159 Committee on Health, then to the Committee on Consumer Protection and Commerce
- 160 Committee on Health, then to the Committee on Consumer Protection and Commerce
- 161 Committee on Human Services and Housing, then to the Committee on Education
- 165 Committee on Health, then jointly to the Committee on Judiciary, then to the Committee on Consumer Protection and Commerce
- 168 Committee on Water and Land Use, then to the Committee on Judiciary, then to the Finance
- 169 Committee on Transportation, then to the Committee on Finance
- 193 Committee on Transportation, then to the Committee on Consumer Protection and Commerce
- 202 Committee on Labor and Public Employment, then to the Committee on Finance
- 207 Committee on Finance
- 209 Committee on Judiciary, then to the Committee on Finance
- 211 Committee on Judiciary
- 223 Committee on Consumer Protection and Commerce
- 226 Committee on Consumer Protection and Commerce
- 228 Committee on Health, then to the Committee on Consumer Protection and Commerce
- 231 Committee on Judiciary
- 242 Committee on Judiciary, then to the Committee on Finance
- 243 Committee on Judiciary
- 246 Committee on Finance
- 248 Committee on Transportation, then to the Committee on Water and Land Use, then to the Committee on Judiciary
- 251 Committee on Health, then to the Committee on Finance
- 252 Committee on Human Services and Housing, then to the Committee on Finance
- 256 Committee on Judiciary
- 257 Committee on Labor and Public Employment, then to the Committee on Finance
- 259 Committee on Labor and Public Employment
- 260 Committee on Labor and Public Employment

262	Committee on Labor and Public Employment, then to the Committee on Finance	498	Committee on Health, then to the Committee on Consumer Protection and Commerce
263	Committee on Health, then to the Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce	512	Committee on Health, then to the Committee on Consumer Protection and Commerce
285	Committee on Judiciary	527	Committee on Tourism, then to the Committee on Finance
286	Committee on Judiciary, then to the Committee on Finance	538	Committee on Education, then to the Committee on Finance
293	Committee on Judiciary	560	Committee on Labor and Public Employment, then to the Committee on Judiciary
298	Committee on Transportation, then to the Committee on Judiciary	623	Committee on Finance
300	Committee on Transportation, then to the Committee on Judiciary	631	Committee on Judiciary
305	Committee on Judiciary	632	Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance
321	Committee on Judiciary	633	Committee on Economic Development and Business Concerns, then to the Committee on Water and Land Use
328	Committee on Judiciary	635	Committee on Finance
333	Committee on Judiciary	640	Committee on Finance
335	Committee on Judiciary	647	Committee on Economic Development and Business Concerns, then to the Committee on Judiciary
346	Committee on Judiciary	653	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Judiciary
364	Committee on Judiciary	654	Committee on Finance
373	Committee on Energy and Environmental Protection, then to the Committee on Judiciary	656	Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
375	Committee on Energy and Environmental Protection	657	Committee on Legislative Management, then to the Committee on Finance
377	Committee on Health, then to the Committee on Judiciary	680	Committee on Consumer Protection and Commerce
382	Committee on Transportation, then to the Committee on Judiciary	681	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary
388	Committee on Higher Education, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary	682	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary
404	Committee on Finance	691	Committee on Labor and Public Employment, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary
406	Committee on Labor and Public Employment, then to the Committee on Finance	715	Committee on Judiciary, then to the Committee on Finance
412	Committee on Human Services and Housing, then to the Committee on Finance	717	Committee on Judiciary, then to the Committee on Finance
426	Committee on Culture and the Arts, then to the Committee on Finance	718	Committee on Judiciary
447	Committee on Energy and Environmental Protection, then to the Committee on Transportation, then to the Committee on Finance	719	Committee on Judiciary, then to the Committee on Finance
490	Jointly to the Committee on Energy and Environmental Protection and the Committee on Water and Land Use, then to the Committee on Finance	722	Committee on Finance
497	Committee on Health, then to the Committee on Finance		

727	Committee on Labor and Public Employment, then to the Committee on Finance	888	Committee on Consumer Protection and Commerce
728	Committee on Labor and Public Employment, then to the Committee on Finance	902	Committee on Labor and Public Employment, then to the Committee on Judiciary
730	Committee on Labor and Public Employment, then to the Committee on Judiciary	910	Committee on Finance
734	Committee on Labor and Public Employment	927	Committee on Health, then to the Committee on Finance
736	Committee on Labor and Public Employment, then to the Committee on Judiciary	932	Committee on Finance
739	Committee on Labor and Public Employment, then to the Committee on Finance	934	Committee on Finance
757	Committee on Education, then to the Committee on Finance	936	Committee on Finance
760	Committee on Education, then to the Committee on Finance	938	Committee on Finance
799	Committee on Finance	940	Committee on Finance
817	Committee on Education	941	Committee on Judiciary, then to the Committee on Finance
818	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary	944	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance
823	Committee on Judiciary	952	Committee on Consumer Protection and Commerce
824	Committee on Human Services and Housing, then to the Committee on Judiciary	957	Committee on Consumer Protection and Commerce
831	Committee on Judiciary, then to the Committee on Finance	961	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary, then to the Committee on Finance
834	Committee on Judiciary	969	Committee on Higher Education, then to the Committee on Judiciary, then to the Committee on Finance
835	Committee on Health, then to the Committee on Consumer Protection and Commerce	984	Committee on Health, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary
838	Committee on Judiciary, then to the Committee on Finance	986	Committee on Judiciary
842	Committee on Judiciary, then to the Committee on Finance	989	Committee on Judiciary
843	Committee on Economic Development and Business Concerns, then to the Committee on Finance	990	Committee on Human Services and Housing, then to the Committee on Finance
844	Committee on Judiciary	991	Committee on Transportation, then to the Committee on Judiciary
846	Committee on Health, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary	1005	Committee on Tourism, then to the Committee on Finance
852	Committee on Tourism, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	1016	Committee on Agriculture, then to the Committee on Water and Land Use, then to the Committee on Finance
853	Committee on Transportation, then to the Committee on Judiciary	1018	Committee on Energy and Environmental Protection, then to the Committee on Finance
860	Committee on Education, then to the Committee on Finance	1023	Committee on Labor and Public Employment, then to the Committee on Finance
870	Committee on Transportation, then to the Committee on Judiciary	1028	Committee on Finance
871	Committee on Economic Development and Business Concerns, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	1032	Jointly to the Committee on Human Services and Housing and the Committee on Health, then jointly to the Committee on Consumer Protection

	and Commerce and the Committee on Judiciary, then to the Committee on Finance	1146	Committee on Labor and Public Employment, then to the Committee on Finance
1033	Committee on Judiciary	1153	Committee on Consumer Protection and Commerce
1037	Committee on Judiciary, then to the Committee on Finance	1159	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary
1053	Committee on Judiciary	1160	Committee on Energy and Environmental Protection, then to the Committee on Transportation, then to the Committee on Finance
1055	Committee on Judiciary	1170	Committee on Health, then to the Committee on Judiciary
1062	Committee on Judiciary	1171	Committee on Agriculture, then to the Committee on Finance
1064	Committee on Judiciary	1191	Committee on Consumer Protection and Commerce
1065	Committee on Judiciary	1197	Committee on Transportation, then to the Committee on Judiciary
1066	Committee on Judiciary	1222	Committee on Consumer Protection and Commerce
1069	Committee on Judiciary	1239	Committee on Labor and Public Employment, then to the Committee on Judiciary
1070	Committee on Judiciary	1240	Committee on Judiciary
1071	Committee on Judiciary	1242	Committee on Labor and Public Employment
1074	Committee on Judiciary	1262	Committee on Judiciary
1078	Committee on Consumer Protection and Commerce	1263	Committee on Judiciary, then to the Committee on Finance
1082	Committee on Energy and Environmental Protection, then to the Committee on Finance	1264	Committee on Judiciary, then to the Committee on Finance
1087	Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance	1266	Jointly to the Committee on Judiciary and the Committee on Consumer Protection and Commerce, then to the Committee on Finance
1088	Committee on Energy and Environmental Protection, then to the Committee on Finance	1267	Committee on Judiciary
1089	Committee on Energy and Environmental Protection, then to the Committee on Finance	1268	Committee on Judiciary, then to the Committee on Finance
1098	Committee on Judiciary	1269	Committee on Judiciary, then to the Committee on Finance
1109	Committee on Health, then to the Committee on Consumer Protection and Commerce	1277	Committee on Judiciary
1113	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary	1278	Committee on Judiciary
1114	Committee on Consumer Protection and Commerce	1279	Committee on Judiciary
1115	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary	1285	Committee on Judiciary, then to the Committee on Finance
1116	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary	1286	Committee on Judiciary
1117	Committee on Consumer Protection and Commerce, then to the Committee on Finance	1289	Committee on Judiciary
1118	Committee on Consumer Protection and Commerce	1293	Committee on Labor and Public Employment, then to the Committee on Finance
1122	Committee on Energy and Environmental Protection, then to the Committee on Finance	1300	Committee on Labor and Public Employment
1143	Committee on Labor and Public Employment, then to the Committee on Finance	1302	Committee on Labor and Public Employment, then to the Committee on Finance
1144	Committee on Labor and Public Employment, then to the Committee on Finance		

1303	Committee on Transportation, then to the Committee on Consumer Protection and Commerce	1472	Committee on Tourism, then to the Committee on Finance
1309	Committee on Judiciary, then to the Committee on Finance	1474	Committee on Human Services and Housing, then to the Committee on Finance
1310	Committee on Judiciary, then to the Committee on Finance	1484	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary
1312	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Judiciary	1487	Committee on Consumer Protection and Commerce
1314	Committee on Health, then to the Committee on Public Safety and Military Affairs, then to the Committee on Finance	1490	Committee on Consumer Protection and Commerce
1316	Committee on Finance	1495	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary
1336	Committee on Higher Education, then to the Committee on Finance	1498	Committee on Health, then to the Committee on Consumer Protection and Commerce
1351	Committee on Human Services and Housing, then to the Committee on Finance	1499	Committee on Consumer Protection and Commerce
1352	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance	1504	Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce
1353	Committee on Public Safety and Military Affairs, then to the Committee on Finance	1506	Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
1357	Committee on Judiciary	1507	Committee on Consumer Protection and Commerce
1359	Committee on Education, then to the Committee on Finance	1508	Committee on Consumer Protection and Commerce
1361	Committee on Consumer Protection and Commerce	1509	Committee on Consumer Protection and Commerce
1363	Committee on Health, then to the Committee on Consumer Protection and Commerce	1510	Committee on Consumer Protection and Commerce
1372	Committee on Finance	1511	Committee on Consumer Protection and Commerce
1377	Committee on Legislative Management, then to the Committee on Finance	1513	Committee on Consumer Protection and Commerce
1385	Committee on Public Safety and Military Affairs, then to the Committee on Finance	1514	Committee on Consumer Protection and Commerce
1418	Committee on Hawaiian Affairs, then to the Committee on Finance	1515	Committee on Consumer Protection and Commerce
1421	Committee on Finance	1516	Committee on Consumer Protection and Commerce
1423	Jointly to the Committee on Economic Development and Business Concerns, the Committee on Agriculture, and the Committee on Tourism	1517	Committee on Consumer Protection and Commerce
1428	Committee on Economic Development and Business Concerns, then to the Committee on Ocean Recreation and Marine Resources	1518	Committee on Consumer Protection and Commerce
1433	Committee on Tourism, then to the Committee on Finance	1519	Committee on Consumer Protection and Commerce
1464	Committee on Human Services and Housing	1520	Committee on Health, then to the Committee on Consumer Protection and Commerce
1466	Committee on Judiciary, then to the Committee on Finance	1521	Committee on Consumer Protection and Commerce
1470	Committee on Finance		

- 1522 Committee on Consumer Protection and Commerce
- 1523 Committee on Consumer Protection and Commerce
- 1524 Committee on Consumer Protection and Commerce
- 1525 Committee on Consumer Protection and Commerce
- 1527 Committee on Consumer Protection and Commerce
- 1528 Committee on Consumer Protection and Commerce
- 1531 Committee on Consumer Protection and Commerce
- 1532 Committee on Consumer Protection and Commerce
- 1535 Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary, then to the Committee on Finance
- 1536 Committee on Consumer Protection and Commerce
- 1546 Committee on Human Services and Housing, then to the Committee on Judiciary
- 1548 Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance
- 1549 Committee on Human Services and Housing, then to the Committee on Judiciary
- 1551 Committee on Human Services and Housing, then to the Committee on Finance
- 1553 Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance
- 1554 Committee on Human Services and Housing, then to the Committee on Judiciary
- 1556 Committee on Human Services and Housing
- 1560 Committee on Health, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary
- 1561 Committee on Health, then to the Committee on Consumer Protection and Commerce
- 1562 Committee on Health, then to the Committee on Consumer Protection and Commerce
- 1565 Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary
- 1571 Committee on Judiciary, then to the Committee on Finance
- 1572 Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Judiciary, then to the Committee on Finance
- 1574 Committee on Health, then to the Committee on Education, then to the Committee on Finance
- 1575 Committee on Energy and Environmental Protection, then to the Committee on Judiciary
- 1576 Committee on Transportation, then to the Committee on Judiciary
- 1579 Committee on Energy and Environmental Protection, then to the Committee on Finance
- 1581 Committee on Energy and Environmental Protection, then to the Committee on Finance
- 1584 Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance
- 1588 Committee on Health, then to the Committee on Judiciary
- 1589 Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance
- 1597 Committee on Ocean Recreation and Marine Resources, then to the Committee on Judiciary
- 1598 Committee on Ocean Recreation and Marine Resources, then to the Committee on Judiciary
- 1599 Committee on Ocean Recreation and Marine Resources, then to the Committee on Consumer Protection and Commerce
- 1600 Committee on Water and Land Use, then to the Committee on Finance
- 1601 Committee on Ocean Recreation and Marine Resources, then to the Committee on Judiciary
- 1605 Committee on Water and Land Use, then to the Committee on Transportation, then to the Committee on Finance
- 1611 Committee on Agriculture, then to the Committee on Water and Land Use, then to the Committee on Finance
- 1616 Committee on Transportation, then to the Committee on Judiciary
- 1617 Committee on Transportation, then to the Committee on Finance
- 1618 Committee on Transportation, then to the Committee on Finance
- 1619 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance
- 1620 Committee on Transportation
- 1621 Committee on Transportation, then to the Committee on Judiciary
- 1624 Committee on Education, then to the Committee on Finance
- 1625 Committee on Education, then to the Committee on Finance
- 1628 Committee on Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance

1631	Committee on Human Services and Housing, then to the Committee on Education, then to the Committee on Finance	1773	Committee on Energy and Environmental Protection, then to the Committee on Finance
1632	Committee on Human Services and Housing, then to the Committee on Labor and Public Employment, then to the Committee on Finance	1778	Committee on Consumer Protection and Commerce
1636	Committee on Higher Education, then to the Committee on Finance	1794	Committee on Health, then to the Committee on Finance
1652	Committee on Labor and Public Employment, then to the Committee on Finance	1802	Committee on Finance
1653	Committee on Labor and Public Employment, then to the Committee on Finance	1806	Committee on Tourism, then to the Committee on Finance
1657	Committee on Judiciary, then to the Committee on Finance	1812	Jointly to the Committee on Consumer Protection and Commerce, to the Committee on Judiciary, and to the Committee on Finance
1665	Jointly to the Committee on Ocean Recreation and Marine Resources, to the Committee on Water and Land Use, and the Committee on Energy and Environmental Protection	1814	Committee on Consumer Protection and Commerce
1668	Committee on Transportation, then to the Committee on Judiciary	1859	Committee on Judiciary, then to the Committee on Finance
1678	Committee on Education, then to the Committee on Finance	1860	Committee on Judiciary
1683	Committee on Hawaiian Affairs, then to the Committee on Higher Education, then to the Committee on Finance	1862	Committee on Consumer Protection and Commerce
1692	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce	1874	Committee on Human Services and Housing, then to the Committee on Finance
1699	Committee on Finance	1879	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance
1701	Committee on Human Services and Housing, then to the Committee on Water and Land Use, then to the Committee on Finance	1881	Committee on Economic Development and Business Concerns, then to the Committee on Finance
1706	Committee on Judiciary, then to the Committee on Finance	1884	Committee on Finance
1711	Committee on Health, then to the Committee on Judiciary	1889	Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance
1718	Jointly to the Committee on Higher Education and the Committee on Education, then to the Committee on Finance	1891	Committee on Tourism, then to the Committee on Finance
1732	Committee on Labor and Public Employment, then to the Committee on Finance	1901	Committee on Consumer Protection and Commerce
1736	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary	1907	Committee on Higher Education, then to the Committee on Finance
1740	Committee on Transportation, then to the Committee on Judiciary	1918	Committee on Consumer Protection and Commerce, then to the Committee on Finance
1742	Committee on Education, then to the Committee on Finance	1919	Committee on Legislative Management, then to the Committee on Finance
1746	Committee on Judiciary	1923	Committee on Judiciary
1750	Committee on Judiciary, then to the Committee on Finance	1924	Committee on Consumer Protection and Commerce, then to the Committee on Finance
1766	Committee on Transportation, then to the Committee on Judiciary	1925	Committee on Consumer Protection and Commerce, then to the Committee on Finance
		1934	Jointly to the Committee on Transportation and the Committee on Hawaiian Affairs, then to the Committee on Finance
		1939	Committee on Consumer Protection and Commerce

- 1943 Committee on Transportation, then to the Committee on Finance
- 1948 Committee on Consumer Protection and Commerce
- 1951 Committee on Economic Development and Business Concerns, then to the Committee on Finance
- 1954 Committee on Consumer Protection and Commerce, then to the Committee on Finance

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 45 through 50) and concurrent resolutions (H.C.R. Nos. 51 through 58) were referred to committee by the Speaker, as follows:

- | <u>H.R.</u>
<u>Nos.</u> | <u>Referred to:</u> |
|----------------------------|---|
| 45 | Committee on Higher Education, then to the Committee on Finance |
| 46 | Committee on Water and Land Use, then to the Committee on Finance |
| 47 | Committee on Agriculture, then to the Committee on Water and Land Use |
| 48 | Committee on Education, then to the Committee on Finance |
| 49 | Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance |
| 50 | Committee on Human Services and Housing, then to the Committee on Labor and Public Employment, then to the Committee on Finance |

- | <u>H.C.R.</u>
<u>Nos.</u> | <u>Referred to:</u> |
|------------------------------|---|
| 51 | Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management |
| 52 | Committee on Higher Education, then to the Committee on Finance |
| 53 | Committee on Water and Land Use, then to the Committee on Finance |
| 54 | Committee on Agriculture, then to the Committee on Water and Land Use |
| 55 | Committee on Education, then to the Committee on Finance |
| 56 | Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance |
| 57 | Committee on Human Services and Housing, then to the Committee on Labor and Public Employment, then to the Committee on Finance |
| 58 | Committee on Human Services and Housing, then to the Committee on Finance |

COMMITTEE REASSIGNMENT

The following concurrent resolution (H.C.R. No. 44) was re-referred by the Speaker, as follows:

- | <u>H.C.R.</u>
<u>No.</u> | <u>Re-referred to:</u> |
|-----------------------------|---|
| 44 | Jointly to the Committee on Economic Development and Business Concerns and the Committee on Tourism |

STANDING COMMITTEE REPORTS

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1095) recommending that H.R. No. 33, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 33, HD 1, entitled: "HOUSE RESOLUTION URGING A CONCERTED STATE EFFORT TO ENCOURAGE STATE AGENCIES AND PRIVATE PROVIDERS TO MEET THE NEEDS OF YOUTH IN THE WAIALUA AND LAIE REGION," was referred to the Committee on Finance.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1096) recommending that H.C.R. No. 34, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 34, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING A CONCERTED STATE EFFORT TO ENCOURAGE STATE AGENCIES AND PRIVATE PROVIDERS TO MEET THE NEEDS OF YOUTH IN THE WAIALUA AND LAIE REGION," was referred to the Committee on Finance.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1097) recommending that H.C.R. No. 27, as amended in HD 1, be referred to the Committee on Higher Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 27, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF YOUTH SERVICES TO DEVELOP A PROGRAM THAT PAIRS COLLEGE STUDENTS WITH DELINQUENT YOUTHS TO TRACK THEIR PROGRESS AND SERVE AS MENTORS AND ROLE MODELS," was referred to the Committee on Higher Education.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1098) recommending that H.R. No. 7 be referred to the Committee on Water and Land Use.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 7, entitled: "HOUSE RESOLUTION SUPPORTING THE HISTORIC HOMEOWNERSHIP TAX CREDIT," was referred to the Committee on Water and Land Use.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com.

Rep. No. 1099) recommending that H.C.R. No. 5, as amended in HD 1, be adopted.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 5, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO SUBMIT TO THE LEGISLATURE FOR REVIEW A DRAFT OF THE STATE WELFARE PLAN INTENDED FOR SUBMITTAL TO THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES PURSUANT TO THE PERSONAL RESPONSIBILITY AND WORK OPPORTUNITY RECONCILIATION ACT OF 1996 (PUBLIC LAW 104-193) BEFORE MARCH 31, 1997," was adopted.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1100) recommending that S.B. No. 1304 pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1304, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce.

Representative Yoshinaga, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1101) recommending that S.B. No. 1578, as amended in HD 1, pass Second Reading and be referred to the Committee on Transportation.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1578, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GLASS RECYCLING," passed Second Reading and was referred to the Committee on Transportation.

Representative Yoshinaga, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1102) recommending that S.B. No. 175, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 175, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was placed on the calendar for Third Reading.

SUSPENSION OF RULES

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

THIRD READING

H.B. No. 2060, HD 1:

On motion by Representative Say, seconded by Representative Kawakami and carried, H.B. No. 2060, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS BUDGET," passed Third Reading by a vote of 50 ayes with Representative Kawanakoa being excused.

The Chair directed the Clerk to note that H.B. No. 2060 had passed Third Reading at 11:52 o'clock a.m.

H.B. No. 1390, HD 1:

Representative Say moved that H.B. No. 1390, HD 1, pass Third Reading, seconded by Representative Kawakami.

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

"Mr. Speaker, in these difficult economic times, it is easy for us to lose sight of those issues which are most important to the quality of life which we enjoy in our beautiful island state. The importance of being able to go home after working two or three jobs and knowing that our homes will be safe. The importance of knowing that our children would not be harmed when they go to school in the morning, come home in the afternoon.

"Fundamental to assuring the quality of life which we enjoy in Hawaii is a respect and appreciation for the laws which govern our State and provide protection for our citizens. The bill which you see before you is an effort at reminding our community that the judicial process is a significant and integral part of our lives.

"Before discussing a few of the details of the Judiciary's budget with you, I would be remiss if I did not acknowledge the hard work of various individuals who helped to craft this piece of legislation. First, the members of the House Judiciary Committee are to be commended for their untiring commitment to excellence. Thank you members of the House Judiciary Committee.

"I would like to especially thank Vice Chair Yamane who has acted as my eyes during this session. I really do appreciate, Vice Chair Yamane, all of your hard work.

"Also, under the leadership of Chairman Calvin Say, the Finance Committee has produced a bill which balances the economic realities with the need to continue to nurture the judicial branch of government. Thank you, Calvin Say, and thank you, members of the Finance Committee.

"I also would like to acknowledge the commitment of Chief Justice Moon and the other justices and judges who have provided me and the members of my Committee with information which has helped to make our deliberations more productive. And, finally, a special mahalo to the various Judiciary employees -- the real hardworking guts of the division -- who work tirelessly to make sure that the wheels of justice continue to turn. Thank you to all the Judiciary employees throughout the State.

"The budget which you see before you appropriates \$90,818,123 in fiscal year 1997-1998 and another \$90,687,000 in fiscal year 1998-1999. Though the budget provides essential funds to various programs throughout the State, I would just like to focus your attention on three significant areas that are of particular importance.

"In their testimony to the House Judiciary Committee, the Judiciary identified the need to improve building security for facilities on Oahu as well as the neighbor islands. I am pleased to inform you that funds are included in the budget to improve security services throughout the Judiciary.

"Again, in these tough economic times, it is essential that we get the biggest bang for our buck. House Bill 1390, HD 1, includes much needed additional funds for the Hawaii Drug Court Program. This program began in

1995 to address the growing drug offender problem. The program offers a viable alternative to incarceration and provides enhanced treatment options. Drugs are a serious problem in our community and their abuses are often linked to acts of larceny and violence.

"Finally, Mr. Speaker, a court building is more than just four walls and a roof. In communities throughout our nation, the courthouse continues to be a symbol of law and order. The capital improvements portion of House Bill 1390, HD 1, is something of which we can all be proud. This bill includes repair and maintenance funds for buildings throughout the State. It also includes funds for new construction on Oahu, Kauai, and eventually, Molokai. When I talk about symbols of law and order, please do not misunderstand me...I am not talking about 'palaces of justice' but, rather, facilities which are free of termites...facilities which do not have leaky roofs...facilities which are safe, secure, and designed for efficiency. I believe that the projects included in this bill will accomplish these goals.

"Finally, it is an honor, Mr. Speaker, for me to serve as Chair of the House Judiciary Committee, because it provides me with an opportunity to make a difference. As I reflect back on the five years I have been Chair of this House Judiciary Committee, I am most grateful for the diligence with which the members of the House conduct their business. This Judiciary budget is a tangible symbol of this diligence and the commitment of our members.

"And on a personal note. During the heat of the legislative session, there are so many things I have wanted to accomplish, so many battles to be fought, and so little time. But I cannot let this opportunity pass without acknowledging the one individual without whom I would not have had this once-in-a-lifetime opportunity and honor to serve as Chairman of the House Judiciary Committee. I will never forget the confidence and trust placed in me by this individual. Mr. Speaker, I thank you."

The Chair remarked: "Thank you very much. That almost sounded like a swan song. I hope not."

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

"Thank you, Mr. Speaker."

"Although, of course, we are facing very difficult times, and as I've said on this floor many, many times, I am opposed to any tax increases. In the budget itself, we don't see the direct link to where the money comes from, but I have to speak from where the money will be spent, and that's all I can do on this bill.

"I am totally in favor of the drug programs that the chairman just talked about -- the Drug Court Program. It has been effective and we need to continue that program. And anything that we can do. . .

At this point, the Chair interrupted and asked:

"Excuse me, Representative, are you speaking in favor of the budget?"

Representative Moses answered:

"I'm speaking in favor of this measure, Mr. Speaker."

The Chair asked Representative Moses to "please proceed" and Representative Moses continued, saying:

"And the Drug Court Program has been money well spent, I believe, and it is going a long way in helping us bring children back not just children, but I think, especially the children back into the main stream, if you will, instead of a life of crime.

"Secondly, I speak in strong support of the provision for the Kapolei Family Court Center which is also contained in this measure. As you know, the Second City is just that. It will be the Second City on this island and in a sense then becomes a second center for the growth of the State, too. The Family Court's willingness and desire to move to Kapolei, I think, will be for the benefit of at least everybody on this island and, thereby, will benefit the people of the State in its entirety.

"As you know, Kapolei is being built to help alleviate the congestion that we have here in Honolulu. And by doing that, by alleviating the congestion, we will improve the people's access to their government. And for that reason, I am in strong support of the decentralization, at least of the location of the seat of government in Honolulu, decentralizing it so the people have more access to services provided with their tax dollars.

"Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 1390, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 1390 had passed Third Reading at 12:03 o'clock p.m.

H.B. No. 350, HD 1:

Representative Say moved that H.B. No. 350, HD 1, pass Third Reading, seconded by Representative Kawakami.

Representative Say rose to speak in support of the bill, stating:

"Before I begin, may I introduce the staff of the Finance Committee to the members of the State House of Representatives. In the gallery, Mr. Speaker and members, is our Chief Clerk, Kevin Kuroda. The clerical staff that fed the House Finance Committee members during the weeks that we were busily working, we have Gail Kakuda who is my Office Manager, Lilinoe Lindsey, Tess Nishioka, Karen Kiyota and Cindy Odachi.

"And the Research Staff, Mr. Speaker and members of this House, which had to digest 868 bills that were referred to Finance and we did pass out 283 from Finance, is Mr. Rod Tanonaka who is our Supervisor, RJ Yahiku, Jo Hamasaki, Lisa Kim and Brad Dang.

"And now is our Budget Staff, Mr. Speaker and members of this House, which I am very fortunate to have as the Supervisor, Brian Furuto, Brian Hallett who did the CIP, Miki Tomita from Representative Nakasone's office, Shari Fujita, Rumiko Okuda, Lance Suzuki, Brent Yoshikami, Ellen Shimada, Michelle Kim, Edmund Lauron, Michelle Apana and Jocelyn Collado. I want to thank you all for a tremendous job you have done in coming up with this budget.

"Mr. Speaker and members of this House, this legislative session the Finance Committee has once again enjoyed lively debate and open discussions regarding our State's budget. However, one underlying theme that has always been brought back to the senior members of the Committee, and I have dealt with for the past two fiscal

bienniums, has been the declining revenues and our increasing obligations.

"For the past four years, our State's economy has experienced little or no growth. I take you back to 1995 when, for the first time in our history, Hawaii's economy encountered a negative growth rate. Fortunately, since that time we have realized a very slight growth in our revenues, however, early indications regarding the Council on Revenues next forecast do not look very good. I can only hope that their findings are not as bleak as what I had feared.

"Unfortunately, while growth has been restrained, our obligations have increased. We are compelled, Mr. Speaker, to continue funding the State's fixed costs and entitlement programs, both of which are included in this budget. In addition, due to the various court rulings, mandated reparations are another part of this budget. And finally, while some believe that the State's agencies and departments have further areas in which to cut, I truly believe that the programs currently funded are essential to the health, safety, and welfare of this State's residents.

"Mr. Speaker, from the beginning of the budget review process, your Committee on Finance was placed in a very tough predicament. When we received this budget, it was already outdated. I say this not as a detraction from the Governor's diligence in preparing his budget proposal, but this budget was based on the Council on Revenues' September projections for expected tax revenues. You see, Mr. Speaker and members of this House, when we received this budget, the latest Council forecasts showed only a 1.2 percent growth in tax revenues. The September projections were off 2.1 percent. This translated, Mr. Speaker, into a \$141 million shortfall over the next biennium -- this, before your Committee even started the initial analysis and evaluation of our programs.

"Because of this \$141 million shortfall, the Finance Committee worked through various options in developing a sound and responsible budget. First and foremost, we deliberated an across-the-board cut of 2 percent and 3 percent for each of our State agencies. However, Mr. Speaker and members, would this be fair to those departments that are very small in their funding? Could the Department of Human Services absorb such a cut? Could our prisons afford to lose their funding? I believe that this is an inequitable proposal. Mr. Speaker and members, we also examined the effects of not approving any additional general fund requests. . .

At this time, Representative Okamura rose and yielded his time to Representative Say.

Representative Say thanked the Chair and continued, saying:

"By doing this, how would our schools cope with increases in enrollment? How would our less fortunate continue to live in these islands? Another inequitable proposal, Mr. Speaker. Your Committee even went so far as to examine the possibility of privatizing our prison and hospital systems.

"At this point, I would like to illustrate our fixed costs, Mr. Speaker, to the members.

"Mr. Speaker and members of the House, the budget that you see before you represents many, many hours of analysis by the respective subject committees and the Finance Committee analysts. I believe it is a budget that is resource driven, responsible, and responsive. While some will look at the bottom line figures only and

recognize increases, I must reiterate -- as I've done for the past four years -- that reducing our costs is limited to those that are not fixed costs. Fixed costs, as I have repeatedly told this House, comprises almost one-third of our State's budget in regards to the general fund appropriations.

"To keep our tourism industry strong and healthy, it was necessary to appropriate \$30 million per year to the State Tourism Office -- this is out of a total DBEDT budget of \$45 million. And for the members, compare this to the emergency funding appropriation given for Medicaid this year at \$55.4 million. On just one measure, it cost more than the Department of Business, Economic Development and Tourism's total operating budget.

"To finance the construction costs for schools, prisons, and other facilities, which were approved in previous years, we must float bonds, Mr. Speaker, at a cost of approximately \$440 million in debt service payments per year. These are the debt service that we have to pay based on our bond float of the past. If we chose to go with the Governor's proposal to float \$1 billion in GO Bonds, debt service would be \$463 million in fiscal year 1999. The CIP budget represented in House Bill 350, HD 1, will be at a level of about \$461 million in fiscal year 1999.

"Next, to maintain the well-being of our most essential asset, our public employee workforce, we must spend, Mr. Speaker, over \$400 million on employees' health, retirement, workers' compensation, and unemployment benefits.

"To continue aid to the most needy in our community, we must spend approximately \$500 million in programs such as TANF; TANOF; General Assistance; Aged, Blind and Disabled (ABD); Health QUEST; and Medicaid

"Finally, members of this House, we must not forget the court orders which mandates funds for programs which will continue to support mental health services to our children, adolescents, and adults at a price tag of \$76 million. The breakdown I could give you here this morning is: the DOE cost will be \$25.6 million for fiscal year 1998, and \$26.2 million for fiscal year 1999. The Department of Health cost will be \$49.9 million for fiscal year 1998, and \$49.6 million for fiscal year 1999, for the Felix Consent Decree, and, Mr. Speaker and members, another \$4.5 million for the Hawaii State Hospital (Department of Justice).

"Mr. Speaker, despite these overwhelming restrictions, the Finance Committee has developed, I believe, a budget which is fiscally sound, yet responsive to the people's needs. And although our fiscal situation does not warrant increases in many areas, creating opportunities for both economic and educational advancement, as well as ensuring societal security, are priorities of your Committee.

"In the area of economic development, to keep the visitor industry -- our strongest and most vital area -- robust, we injected an additional \$10 million in new moneys into tourism promotion. We have also approved a \$10 million special fund increase for the operations of our Convention Center. And, furthermore, because Hawaii cannot continue to rely on tourism as its sole economic driver, we have appropriated almost \$2 million in new moneys for private sector development.

"Finally, to ensure that agriculture continues to maintain a part in the rebuilding of Hawaii's economy, an additional \$1 million over the biennium has been approved for diversified agriculture, research, and

development. This influx of new moneys will create additional economic and employment opportunities for the people of the State of Hawaii.

"Members of this House, up until several years ago, Hawaii's economy was divided into four main sectors: tourism, agriculture, military, and construction -- the four pillars of the economy as they were respectively known. With recent mill and plantation closures, a decline in military spending in Hawaii, and a decrease in construction opportunities; in fact, Mr. Speaker and members, according to the February 17th issue of the **Pacific Business News**, compared to 1995, overall construction is down 29 percent, or \$1.25 billion. The breakdown, Mr. Speaker and members, I could give you is like this: for commercial activities, down 37 percent. .

At this point, Representative P. Oshiro rose and yielded his time to Representative Say.

Representative Say thanked the Chair and continued, saying:

"Residential home activities, down 29 percent, and non-building activities, down 7 percent. Hawaii's economy has become much too dependent on one pillar, which is tourism. Unfortunately, this sector, while our strongest, is not enough to sustain our economy. Therefore, in addition to providing emergency dollars to the visitor industry in the amount of \$5 million, over the course of the legislative session, the Committee on Finance also heard and passed many measures which will help in rehabilitating Hawaii's economic vitality. For example, Mr. Speaker and members:

- * House Bill 1694 which exempts the general excise taxes on certain professional services performed on international projects, a measure which will help to make our architects and engineers more competitive internationally.
- * House Bill 1528, HD 1, which provides a tax credit for hotel renovations. This will not only make the cost of renovation cheaper, but also, Mr. Speaker, spur our construction industry growth in the private sector.
- * House Bill 1640 makes the general excise tax uniform for both in-state and out-of-state consignors.
- * House Bill 183, HD 2, which authorizes the development of a Sports Complex, a measure which will help to further diversify our economy.
- * House Bill 1700 which increases the Hawaii Community Development Authority's tax exempt public facilities revenue bond authorization by \$90 million, a measure that will help to stimulate the construction industry also.
- * House Bill 101, HD 2, which tries to reduce workers' compensation. The insurance fraud which will mean employers will realize savings.

"Economic Development through capital improvements. In addition, the administration's budget proposed a 150 percent increase in GO bond funded projects. Due to a request of such magnitude, the Finance Committee pioneered a CIP subcommittee to better examine the administration's plan. At this time, I would like to thank Representative Nakasone, the CIP Chair, for his assistance in preparing a sound, responsible plan, and for making extremely tough decisions in his recommendations. Again, in keeping with the importance of economic development, this proposal was formulated

with two objectives in mind: stimulation of the economy and job creation. Although government is but one entity in this State, I believe that the projects which we have approved will revive yet another crucial pillar of our economy.

"On to education, Mr. Speaker and members. Several months ago, a report regarding the status of our nation's school systems was released. Unfortunately, Hawaii's ranking was very low when compared to other states. These problems ranged from insufficient teacher qualifications to inadequate educational facilities. Some people point to the amount of funding that our schools receive, citing this as a reason for our educational plight. Although I would like to be the first person to increase public school funding in times of surplus, I also believe that our educational problems are not due solely to funding levels. We, as parents, as teachers, and above all as role models of our future leaders, must be willing to step up and take an active role in their education.

"This budget, Mr. Speaker, addresses the DOE's two most pressing areas of concern: increased enrollment, and compliance with the Felix consent decree. For the biennium, Mr. Speaker, an additional 104 regular instructional teachers, 181 special education teachers, and 90 special education assistants have been approved. All of which will go toward increased enrollment. Moreover, the DOE has been appropriated an additional \$43 million, representing a 5.1 percent growth from last year's appropriation. In addition, to ensure that Hawaii's youth have the necessary technological skills for the future, this budget, Mr. Speaker, includes funds for the purchase of new computers as well as funds which will expand the high tech infrastructure within our schools.

"This is not to say that I have not examined ways for our State to find savings in education. Indeed, Mr. Speaker, while many members view education as an area which should not be touched, I have looked for ways to bring savings to the State in the least harmful way to our children. . .

At this point, Representative Yamane rose and yielded his time to Representative Say.

Representative Say thanked the Chair and continued, saying:

"One approach which I introduced this year, House Bill 1919, dealt with the reporting requirements for the consolidation of our smaller schools. While only a small piece of the bigger picture, a step in this direction would enable the State to realize some savings in this area.

"Furthermore, as I mentioned earlier, this budget addresses the mandated court costs due to the Felix vs. Cayetano consent decree. Members, as many of you know, this consent decree is farther reaching than we originally thought. In fact, appropriated funds, for the decree only, reflect a 24 percent increase when compared to last year's appropriation level. However, Mr. Speaker and members, at the present time, we are caught between a rock and a hard place -- funds must be provided to stay in compliance with the consent decree.

"Moving on to another priority of the Finance Committee, Mr. Speaker, was in public safety.

"The problem of the 'revolving door' in Hawaii's criminal justice system is a concern of every member of this House. Despite increases in funds over the past two years, most correctional facilities were forced to operate under overcrowded conditions. As a result, many inmates were either released or transferred to other prisons. To resolve this situation, the Finance Committee approved

appropriations to expand correctional facilities and increase the number of correctional positions within the Department of Public Safety. Additionally, Mr. Speaker, to address immediate needs for prison bed space, approximately \$10 million was approved to enable the transfer of 300 inmates to mainland-based correctional facilities.

"Another highlight in regards to the health and welfare -- human services, Mr. Speaker.

"Finally, in addition to the \$565 million which is currently appropriated for our payment programs, the Finance Committee approved the launching of QUEST II, with the concurrence of the subject matter chair. Funding for this measure represents approximately \$170 million for the biennium. This measure will ensure that our aged, blind, and disabled continue to receive the necessary medical care.

"Finally, Mr. Speaker, do we have a sound financial plan? My answer is 'yes.' I would like to conclude by once again declaring that this budget is one part of a sound, balanced financial plan.

"In prior years, the executive budget was THE signature work of the Finance Committee. It showed everyone our priorities and commitments to the people of the State. THIS Finance Committee, however, cannot and will not use the State's budget as a benchmark of our success. This year, Mr. Speaker and members, our success truly lies in a package of bills that together form a sound financial plan. . .

At this point, Representative Ito rose and yielded his time to Representative Say.

Representative Say thanked the Chair and continued, saying:

"As a reminder to the members, over the past few weeks, we have passed out many other bills tagged as 'vital to the financial plan'. Some will generate savings, some will generate revenues. Some, admittedly, are short term solutions to a long term problem which I recognize. I submit to this body, however, that these proposals are the most prudent, least harmful methods for the State to address our current fiscal situation.

- * House Bill 1653 makes taxes on both in-state and out-of-state insurance companies equal. This measure will bring in approximately \$10.4 million to the general fund each year.
- * House Bill 1805 which freezes the counties' share of the TAT at their 1995 levels -- this measure, Mr. Speaker and members, will bring close to \$12 million to the general fund in fiscal year 1998. And moreover, with the opening of the Convention Center, this figure will continue to rise in the future.
- * House Bill 33 -- thank you to the Vice Speaker of this House -- in his HD 2, transfers the excess moneys in the Highway Special Fund. A short term solution, however, one which will bring over \$75 million, over the next three years, to the general fund.
- * And also, Mr. Speaker, House Bill 1806 which prevents the volatility from occurring within the Employees' Retirement System. This allows us to realize a one-time \$56 million savings to the employers' contribution.

"As for longer term solutions, we have also taken unprecedented steps towards reviewing tax reforms. Thanks to the work of Representative Suzuki as the Chair

of the Subcommittee on Taxation, this Committee participated in spirited debates on the work of the Tax Review Commission. Again, the bills that we have passed in prior weeks are just small steps toward reshaping our tax policies that will improve and stabilize our economic climate in the future.

"In conclusion, Mr. Speaker and members, I ask that all members remember that this budget is only a portion of our financial plan. It is very easy to criticize its components. However, when viewed holistically, it is hard to deny that this House will undoubtedly be passing legislation that is responsible as well as responsive to the people's needs.

"At this time, I have much to say about the insights that I have received from the members of the Finance Committee and also the subject matter chairs. Last but not least, I have to mention Vice Chair Kawakami for her hard work, patience, and understanding of what this job entails.

"And so, I ask for your support on House Bill 350, HD 1.

"Thank you."

Representative Fox then rose to speak in support of the bill with reservations, stating:

"This budget is too big. We need to downsize government and cut taxes in order to create jobs. We know that Hawaii is in an economic crisis. What's puzzling is, why? We are located in the middle of the Asia-Pacific at a time when regional growth is exploding. And Hawaii is the only state that has the cultural background to deal with Asian businesses, and as a state, located closest to populous Asia.

"In the U.S., business has reinvented itself and uncorked America's third longest period of sustained growth since the end of World War II. We used to hear that when California sneezed, Hawaii caught a cold. But California has been strong for more than two years, clipping off annual gross rates of four percent. Yet, Hawaii remains sick. And our problems contrast even more with the rest of the West and the Sunbelt.

"What's going right elsewhere, but wrong in Hawaii? The answer: in low-tax areas, business creates jobs. In high-tax Hawaii, business can't create jobs, because government sucks up needed capital to finance its large payroll. State and local taxes in Hawaii are the second highest in the nation. Our private sector is weak, unable to stand up to government and unable to lower taxes on its own.

"Leaders and the media are calling for answers, for a 'magic cure for our economic ailments,' (*Advertiser* editorial 2/17/97). But there is no magic cure.

"As State Budget Director Anzai told the Finance Committee, the Hawaii state government is too large for the economy that is supporting it. To his credit, the Governor in his first two years downsized government by three thousand jobs. He took tremendous heat for that cut.

"Governor Cayetano started the new year on a diet, but for the health of Hawaii he -- and we -- need to trim more fat off the State's job pool. We should cut another four thousand jobs.

"Each year, the executive branch loses around four thousand employees. If we replace none of those employees, the State would save \$180 million. Nobody

need be fired, though management has to reorganize to cover lost positions.

"The \$180 million saved by cutting four thousand jobs would help our economy grow, if returned to Hawaii's people as a tax cut and spent in the private sector. The State's own economist estimates that for every dollar given up in the public sector, private spending will generate a net \$1.50 more. In other words, every two jobs the State eliminates will lead to three private sector jobs.

"Several states have already cut taxes to boost growth, among them Michigan, Massachusetts and New Jersey. New York reduced government spending by 2.2 percent in 1995, cut the business tax surcharge 50 percent, and a year later had a \$445 million surplus with lower welfare and lower Medicaid payments.

"A study reported in Forbes magazine in October demonstrated a direct correlation over the past five years between job growth and low taxes. The study looked at 36 cities. Honolulu was second from the top in business costs including taxes. It was second from the bottom in job growth.

"One good way to cut taxes would be to follow the State's own Tax Review Commission recommendations: Raise personal exemptions from \$1,040 to \$1,500, raise the standard deduction, thereby cutting taxes from \$1,900 to \$2,600, and spread out income tax brackets so that the top 10 percent bracket begins with a family income of \$80,000 instead of the current \$40,000. Such changes mean a 56 percent tax cut -- a \$436 savings -- for a family of four making \$20,000, and a cut of \$755, a 30 percent savings for a family of four making \$40,000. . .

At this point, Representative Whalen rose and yielded his time to Representative Fox.

Representative Fox thanked the Chair and continued, saying:

"The administration prices these tax cuts at \$175 million, if we also eliminate, as planned, the \$27 per person food tax credit. The \$180 million we save by not filling four thousand jobs will pay for the tax cut our economy needs.

"A tax cut means higher tax collections once the economy picks up, boosted by the initiative of Hawaii's hard-working people. Given the chance, our business people are as capable of job creation as those in Asia or in Michigan, Massachusetts or New Jersey, or in Boise, Las Vegas or Salt Lake City.

"Nothing is wrong with Hawaii's economy that can't be fixed by a government willing to downsize, and return money to its people. Smaller government means more jobs, and a better economy for Hawaii's families.

"Thank you, Mr. Speaker."

Representative Kawakami then rose and stated:

"Mr. Speaker and colleagues, I rise to speak in strong support of House Bill 350, HD 1, relating to the State budget.

"Mr. Speaker, it has been said in previous legislative sessions that the measure before us was a difficult one, with many sacrifices made just to balance the budget. It was also believed, or at least hoped for, that the following year would see an increase in State revenues and an upturn in our economy. But every year, we have seen it slide a little lower. Our revenues continue to decline,

along with our mandated costs which continue to escalate, such as the Felix vs. Waihee consent decree.

"So, Mr. Speaker, your Finance Committee has established priorities among priorities among priorities in this operating and capital improvements budget. It has proposed cuts which will hurt and has crafted a budget which will have a significant impact on the entire State. But these things your Committee had to do and has met that challenge.

"Under the open leadership of Chairman Say, the Finance Committee discussed at great lengths, and I say at great lengths, how we could fund some initiatives and wait up on others, being ever so cognizant of the State's most pressing obligations and needs. My thanks to Chairman Say and his budgetary acumen, his diligent staff who sacrificed so many long hours, and also the Finance Committee members who all came together last week to unanimously support this measure before us today. Although we all believe in many different initiatives and represent diverse districts, when resources are severely restricted and flexibility curtailed, we can all compromise.

"I would also like to thank the Chairs of the subcommittees who spent after hours with their members to fashion their initiatives to make this budget whole. To Chair Nakasone who handled the CIP budget, ever mindful of the administration's thrust to invigorate our economy, yet maintaining a balance of capital construction and infrastructure projects for all of our communities. To Chair Suzuki, who tackled the ever difficult tax measures, especially the recommendations of the Tax Review Commission, and presented sound recommendations for a viable tax plan. And to Chair Kanoho for his expertise in handling the GIA and POS requests, it was no easy matter with a myriad of needs to fund.

"And special thanks to Chairman Say for the many, many briefings he held to give the members of the Committee a well-rounded outlook and in-depth look at various audits and such topics as the Tax Review Commission's recommendations, Felix-Waihee consent decree, community hospitals, and the A+ Program, to name a few.

"And so, Mr. Speaker and colleagues, this is the product of these long deliberations. It is lean, and some would even say mean, but it expresses a strong desire to do the very best with what we had to do. I feel comfortable that we have done just that! I ask all of my colleagues to support this budget.

"Thank you, Mr. Speaker."

Representative Ward then rose and stated:

"Mr. Speaker, I rise with support for the budget but with some observations and a few reservations.

"Mr. Speaker, I join with my colleagues in thanking Representative Say and the excellent job that he and his colleagues have done in putting together and crafting us a vessel that lets the ship of state stay afloat. And we are greatly appreciative from the Minority caucus when he came yesterday, personally to give us a briefing as to all of our questions, and after his twenty minutes of instruction this morning on the floor, clearly, Mr. Speaker, he would have been a teacher if he hadn't been elected, and we greatly appreciate that instructive teacher-like perspective that he has given us.

"Mr. Speaker, I would also like to jump a little bit out of context and thank the framers of the Constitution who

said that this \$12 billion budget must balance. And if any of us get to Congress, Mr. Speaker, we should not do what they did yesterday when they said we don't have to balance our budget in the United States and, in effect, we can live off social security and really do what I think this state has structurally avoided. Having said that, I will get to my two reservations.

"The first, Mr. Speaker, is that this budget has grown 4 percent from \$5.7 billion to \$5.9 billion, but there is no evidence that our economy has grown by that much or that tax revenues will increase by that much. In fact, the Council on Revenues has said, if anything, the trend is to go down. Mr. Speaker, if the size of government needs any benchmark or indicator, it's the size of the economy and its trends which, as the Chair said, all the indications are that it's going down. What in effect we've done is to go up even though, with good reasons for programs, we have not adjusted to the economy yet.

"My second reservation is this, Mr. Speaker: There are three missing ingredients in this budget. What's in there is in there but what's not in there, I think, is big and conspicuous. One is the stimulus to turn the economy around in the form of tax breaks for people and small businesses that my colleague, Representative Fox, so elaborately and very specifically has mentioned could be done.

"The second thing that's missing is the reduction in the size of government which he very specifically and very systematically said could be done.

"But thirdly, Mr. Speaker, one item in this budget that's really conspicuous in my perspective, in addition to those two, is about \$200,000 for a private sector firm to come in and do a financial and management audit on our departments, and as the Chair said, these are essential departments, and I agree. However, we can always do better; we can do it efficiently and more systematically, and with less waste, to be able to get the moneys that the Tax Review Commission, as my colleague has mentioned, would clearly come out from this management and financial audit which, Mr. Speaker, we have not had yet. So that's a very big and conspicuous item.

"And I say these three things to say that there are opportunity costs that we are missing in this budget because we are still without any turnaround of the economy in sight, and we've got a 4.6 percent increase, of which none of this stimulates the economy except for small things for architects, and if you're a hotel and you renovate your rooms. Mr. Speaker, that's not going to do it. What I am saying is that until there is a light at the end of the tunnel, in regards to turning around the economy of Hawaii, Mr. Speaker, and I know you'll like this, this is like saying: this is a gaming bill. It's a gamble that if the economy turns around, this budget is okay, it's kosher. But if the economy doesn't turn around, Mr. Speaker, this budget is a gamble.

"My concern is the future, not what this budget does today. We'll make it through, but what happens to the future and the future of our children? That's my concern. What do we do after Mr. Anzai and the budget committee have very astutely, cleverly, and I'll use the term -- taking funds from here, there and everywhere, rounded up funds here, raided funds there? Mr. Speaker, let's call a spade a spade, and in some of those areas there will be less potholes fixing in this State because we have taken some of the money away. There's going to be less benefits in some areas because we have taken some of the money away.

"My point is not to harp on that and get people's dander up about how we're complaining about where the

money is coming from through various accounting gimmicks. My fear is that we have doubled, triggered and trapped funds to the point where we are setting a trap for ourselves in 1998 when there are no longer any of these things to come up with. And if the economy does not turn around, Mr. Speaker, what are we going to do?

"The point is, if we prime the pump, taking a few risks using what my colleague said -- freeing up a little bit of money to free up some taxes for both our people through adjustments in brackets and adjustments in the small business community, we could have gambled that when 1998 comes around. We'll have had some of these breaks as my colleague has said, that in many other states have proven to be worthy, but we're risking that if we've not stimulated the economy. We are not going to have a turnaround.

"Let's be frank. We're still suffering from the explosive growth of government from 1987 through 1995, when it expanded almost a hundred percent. Mr. Speaker, the bottom line is: you can't have champagne diets on beer budgets and, unlike the Governor, this budget clearly reflects that the government is not ready to go on a diet.

"Yes, I vote for this budget, Mr. Speaker, but I dread to think of the budget in the next biennium. I pray our bond rating doesn't slip, of which we are jeopardizing by this budget; I pray that our Asian and American visitors don't slip by, which polls indicate are in the process; and I pray our Convention Center is going to be filled up though some of the lights in the first year are not going to be lit. And lastly and most importantly, Mr. Speaker, I pray this State, this body, you, every leader, every Representative have the political courage and the political fortitude to face the realities that this budget is going to bring upon us in 1998. Other than that, I think it's a good budget."

Representative Tarnas then rose to speak in support of the bill, stating:

"As Chair of the House Committee on Ocean Recreation and Marine Resources, I want to highlight for this body what I consider to be a very wise investment that is included in the budget.

"When the Governor submitted the budget to us, he included very few proposed increases. One of them he termed the ocean initiative, for the proposed increase in the aquatic resources budget as well as conservation enforcement. He said that he wanted to change our funding status from that of a desert state to one of an ocean state. I supported his initiative, saying that it's about time that we had a strong leadership in the executive office that believes that this is truly an ocean state, and is willing to put his money where his mouth is.

"Our challenge was to figure out how to do that and balance the budget. The Finance Committee listened carefully, weighed the choices, and decided to support in part this ocean initiative. And I think, truly, that is a wise and cost effective move, and I thank the Finance Chair and Committee members for doing that.

"But why is it useful? Why is it indeed cost effective? One, we are surrounded by the ocean. We are an ocean state. If you consider our two hundred mile exclusive economic zone, we cover nearly over half the land area of the United States on the mainland. Ocean industries represent a strong and vibrant part of our State economy. It has lots of room to grow, but we need to manage our resources very, very carefully, and this funding will help us to do that.

"Aquatic resources is not just business, it's not just fisheries, ocean recreation, but it is also essential for our quality of life. Therefore, I believe this is very good fiscal policy for us now and for the future.

"I thank you, Mr. Speaker, for your leadership in this regard, and encourage all of our members here to support this measure.

"Thank you, Mr. Speaker."

Representative McDermott then rose to speak against the measure, stating:

"First, let me say I appreciate all of Representative Say's hard work, and we all know he is a man of integrity and honesty, and I thank him for his hard work. That being said, I cannot support this budget because it is based in part on increased fees and taxes that I have voted against on this floor. I took a pledge -- no new taxes, no new fees -- and I am going to stick to that pledge. I am not going to be selective about it, so I won't vote for any new taxes or fees that are included in this budget: cigarette tax, abstract fee, legal appeals fee, annuities' tax that taxes the elderly. But the most egregious tax of all is in House Bill 1805, which takes moneys away from the counties and is going to force Jeremy Harris and the City Council to raise taxes. That's an indirect tax increase I believe.

"Secondly, Mr. Speaker, I will not be a hypocrite. I will not sit over here and slam the majority, critique the majority, criticize them on things that I think they should do, and then say: Well, I'm going to vote for it. My mama didn't raise that kind of a son, so I'm going to be consistent and if I criticize you and I don't believe in this budget, I'm not going to vote for it.

"Mr. Speaker, I oppose all new taxes and fees, therefore, I oppose this budget, and lest it be said that any of my colleagues get up and say: Well, McDermott, you're opposing new taxes, where are you going to get the money? I'm willing to sit down with Representative Say and the Governor and go over the budget line by line, dime by dime.

"Thank you very much."

Representative M. Oshiro then rose to speak in support of the bill, stating:

"The previous speaker mentioned that he made a promise -- no new taxes, no new fees -- and he would stick to this promise. I would just like to point out for your information, Mr. Speaker, that the previous speaker, along with some other members of this House. . .

At this point, Representative Thielen rose and asked:

"Excuse me, Mr. Speaker, are we speaking on the budget bill?"

Chair: "Are you speaking on the budget? And, of course, you're for the budget."

Representative Oshiro: "I am for the budget, Mr. Speaker."

Chair: "Thank you very much for reminding me."

Representative Thielen: "And are we speaking comments on the budget now or are we on another speech?"

Chair: "Representative, you're not the Speaker of the House. Will you please be seated."

Representative Thielen remarked:

"Not yet, sir."

The Chair responded:

"That's right, it might be a while. Thank you very much," and asked Representative M. Oshiro to "please proceed."

Representative M. Oshiro continued, saying:

"Mr. Speaker, I'm speaking on this bill. I would just like to clarify for the members that the previous speaker did make a promise and a claim. . .

Representative Thielen rose and asked:

"Mr. Speaker, are we speaking on the bill, or are we speaking about individual members, which are not in this bill?"

Chair: "Will you please rise for a point of order, and just don't rise and speak. You're out of order."

Representative M. Oshiro continued, saying:

"Mr. Speaker, I am responding to comments that was made by the previous speaker."

Chair: "Representative, you need to speak on the budget and not speak on the comments of the previous speaker. If, in the process you wish to mention it, that's fine, but stick to the budget, please, so that we won't have someone in green standing up again."

Representative M. Oshiro continued, saying:

"I would just like to mention that a House Bill 199. . .

Representative Thielen rose and said:

"Mr. Speaker, that is not the bill before us."

At 12:51 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:54 o'clock p.m., Representative M. Oshiro continued his remarks, saying:

"I will restrain myself to speak on this budget and this bill before us. I would like to speak in strong support of this bill, and I will make my comments brief.

"There has been much discussion this morning on different strategies. I would just like to inform you, Mr. Speaker, and the members of this House, that in December of 1996, the National Conference of State Legislatures came out with a report entitled: 'State Strategies to Manage Budget Shortfalls,' which was passed by the NCSL, which is a non-partisan organization. Some of the points, as far as budget strategies. . .let's take a look at the strategies, Mr. Speaker.

"In the report, it suggests and imposes cuts; this budget has done that. It imposes selective cuts, Mr. Speaker; this budget has done that. It talks about eliminating programs; this budget has done that. It talks about relegating aid to local governments; this budget has done that. It talks about implementing a furlough system; this budget has attempted that. We're doing that and we're being criticized for that. This budget has talked about eliminating vacant positions, and that has been done.

"The National Council also recommended that we reduce employer contribution to the state pension fund. That has been done, Mr. Speaker. The NCSL report also recommends to offer early retirement program, and that has been done in past years. It also talks about raising fees for certain services where the nexus can be made; that has been done, Mr. Speaker. They also recommend that we accelerate our tax collections; that has been done, Mr. Speaker, and there are funding provisions within the current budget bill. It also talks about transferring funds to the general fund; that has been done, Mr. Speaker.

"Once again, Mr. Speaker, the Finance Committee as well as the subcommittees on taxation and CIP, have done everything reasonably possible to create a financial plan that addresses the budget shortfall and takes care of the needs of our citizens.

"Thank you."

Representative Thielen then rose to speak in support of the bill with reservations, stating:

"Mr. Speaker, most of the reservations I would express have been expressed very ably by my colleagues in the Minority caucus. I, instead, would like to focus on some creative thinking in the budget, which is contained about 300 pages apart, but it is very creative thinking. And I would refer the members to page 322, which sets up a decategorization demonstration program. I think this is very sound thinking, Mr. Speaker, and what it addresses is the Felix consent decree. It requests different departments to look at ways that they could use an interdepartmental decategorization program to deal with the Felix consent decree issues. In other words, instead of staying separated in certain departments that may be costing more money, is there a way that we can look at this from a different perspective? That's very creative thinking, Mr. Speaker.

"You turn then to page 72, and the budget also directs the Legislative Auditor to conduct a study on the privatization of the Child and Adolescent Mental Health Program. Taken together, these directives in the State budget, I think, ultimately will provide better services to the children, and also at a lower cost. I think that's very creative thinking.

"Another item popped out at me, Mr. Speaker, on page 91, requesting the Department of Accounting and General Services to submit an updated listing of all leases that are used for state departments. In other words, where is the state leasing from the private sector, and once we get that information we could probably look at: can we place those different state agencies into public buildings instead of leasing from the private sector?

"So I looked at the 1996 Department of Accounting and General Services' updated listing of office leases centralized within the Department of Accounting and General Services, and I discovered that the state is paying to Bishop Estate over \$2 million in lease rent. I think we may be able to find state buildings where we could locate those offices. And I think that this section in the budget is a very good one because it will give us the information to say: Where can we house our state offices and not have to pay over \$2 million to Bishop Estate in lease rent? So there are some creative provisions in the budget, Mr. Speaker.

"There are also some others that you know that I do have some concerns about, and as I've said, that's been very ably expressed by my colleagues in the Minority caucus, soon to be Majority, Mr. Speaker.

"Thank you."

Representative Garcia then rose to speak in support of the bill, stating:

"First, I want to extend my gratitude to the Chair of the Finance Committee, to the members of his Committee, and to the staff for their able work in fashioning this budget proposal. And especially, I want to speak to the items on pages 262 through 264 with reference to the CIP appropriations that we are requesting for our prison system.

"Mr. Speaker, as I have been told regularly, especially by my colleagues from across the aisle, when they seem to think that prison expansion is their issue, their priority, when it is our priority.

"I would like to thank the Finance Committee for seeing to it that we get the prison space that is necessary to take care of the so-called 'revolving door' policy in our prisons. We have about 718 prison bed spaces being called for in this budget. That will be in addition to the three hundred some odd prison beds already in the system by a thousand or so in the coming year, but I am told that the expansion that we are calling for will soon be occupied, not so much by prisoners or convicts that we are dealing with now, but even much more so with the pending measures before us that call for tougher sentencing. I commissioned a recent study, Mr. Speaker, with reference to prison expansion which is being covered, hopefully, by this budget proposal. And in just an analysis of one of the bills that is moving in this Legislature, I will need at least another 330 prison beds if that bill were to be signed into law. Now this budget proposal before us also, and I want to thank the Chairman, calls for a \$5 million appropriation for each of the next two years to transfer another three hundred some odd inmates to our Texas prison system.

"So I find it rather odd, Mr. Speaker, when people across the aisle talk about cutting government, cutting government jobs, but at the same time they are talking about getting more prison beds and expanding our prison system which I guess is politically correct for some people in this chamber. But I don't think, and I will challenge anyone across the aisle to tell me whether or not they would be willing to cut government jobs and spending for our prison system. Let me hear them say that from across the aisle. When we need it, you want to go line by line and dime by dime? Let's look at the Public Safety's budget. Nobody is going to touch it.

"Mr. Speaker, when people talk about cutting government, cutting jobs, let's hear some answers instead of rhetoric. Other than that, Mr. Speaker, thank you very much, and I pay attention to what the instructor, Mr. Say, who has been ably defined as such by someone in this chamber. And I seem to recall that there were some measures in this budget that talk about reviving our economy, and I want to thank the Chairman for doing that, and especially for dealing with the Public Safety Department's budget for the next two years.

"Thank you."

Representative Herkes then rose to speak in support of the bill, stating:

"I think the most difficult job of all in this House is the job that Chairman Say has because after all the rhetoric is done and all the suggestions are made, he is the one that has to finally balance this budget, and balance all of the appeals, rights and wishes of all of our people in the State.

"In the discussions of the budget, the role of business has been linked to our budget. It is what drives our economy -- there is no question about that. And I think this House has certainly tried to see how we can move towards deregulation and privatization and things of that nature.

"We passed a bill to streamline the building permit process in order to stimulate the construction business. Unfortunately, that was killed in the Senate last year because of opposition from some members in the business community.

"We look towards sort of privatizing DBEDT by turning the control of DBEDT over to an independent commission made up of private sector people in order to manage DBEDT, and that was opposed by business, a voice of the Chamber of Commerce.

"We talk about the regulation of business, yet, two new industries came into Chairman Menor's committee this year and asked to be regulated, all of which add, we would think, to their costs as well as the cost of government. The State came in and asked to deregulate a portion of the transportation industry that was opposed by the industry and opposed by the Chamber of Commerce. And so it is a struggle to try to get some of these things done when many times business comes in and opposes it.

"Now another positive thing that we have done in this House was to create the Small Business Commission on Regulatory Relief. We were hoping for the first report this past November. They didn't get organized in time to do that so we've extended their life. I think this House will continue to look at ways that we can bring regulatory relief to business, but we need the businesses cooperation.

"And lastly, as far as competing with the Pacific Rim countries, I'm fortunate, and I think we all are, that we live in a state that doesn't have the same wages and living conditions as many of those Pacific Rim countries.

"Thank you."

Representative Kawanakoa then rose to speak in support of the bill with grave reservations, stating:

"First, I'd like to respond to the challenge posed to the Minority caucus, I guess, by the people from across the aisle with regard to measures that would have reduced government and increased prison bed space. I believe we did have some bills before the Legislature that would have called for use of the private sector in managing or otherwise operating, perhaps even constructing, prisons that certainly would have reduced some of the government costs involved with incarceration and otherwise expand our prison base, so I would like to respond to that particular measure. Unfortunately, those bills all passed -- I don't say PASS, I say, 'P-A-S-T' -- they have passed us by and we don't have an opportunity to vote on them at this point. They have died.

"At this time, I would like to mention some of my reservations with regard to the budget, and I guess it is very simple. My colleagues have already outlined the Minority's position with regard to reducing government, reducing taxes, thereby creating jobs, and by encouraging growth in our economy, which will give us more tax revenues in the future and allow us to continue our good work that the State does do.

"But with respect to the overall increase of 7.8 percent in our budget, Mr. Speaker, I have grave concerns. When I go to my constituents, and I don't believe they're spending 7.8 percent more in their annual spending. In fact, they reduced their spending; businesses have reduced

their spending. Everyone has taken cost-cutting measures to otherwise live up to their balanced budget because they are required to spend what they have. They don't have the power of taxing. So in that manner, I am very concerned with what has occurred here with the 7.8 percent increase in our budget. I imagine, as it goes over to the Senate, they'll have a similar increase and by the time we get to Conference Committee for the final vote, we would probably be up to an eight percent increase in our budget, perhaps more. Add that on to the 11 percent increase of the past year's budget, add that on to the 12 percent increase of the prior biennium's budget and I find that we are escalating costs.

"We are escalating our spending at a time when we certainly must reduce our spending. And for those reasons, I will continue to vote in favor to see what the final outcome is. However, I do have those grave reservations with the direction that we're moving.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, I guess I am not going to try to speak to the entire budget, but I do want to bring up some issues that I think would be relevant at this point.

"When I hear the request for: where have the cuts occurred, or that we're increasing government, it troubles me somewhat as the Chair of the Health Committee because, and I think the members of the Committee will attest to this, we sit through hearing after hearing and we hear about the cuts that are occurring. The state government has, in fact, concurred. We also hear about the uncontrolled costs, or those fixed costs that continue to rise. We hear about the shortfalls as we have individuals who are out there in great need and many of these needs are not being met. I can get specific in terms of how much the hospitals have come in terms of their shortfall, I can talk about the Medicaid shortfalls that we have had to fund, and these are increases that I don't think anybody in this chamber can say: Oh, let's just not fund this because we are going to have some extremely terrible detrimental effects.

"My concern, Mr. Speaker, is that we do have an economy that needs to get going again. My concern is that we find courageous ways, if necessary, to get that economy going again. And as I look over this budget, I do see some glimpse of hope that prior to the end of session, the focus will be there so that when this economy recovers and moves again, those of us who are mandated to look at the health and human services cost of the State will find some comfort in knowing that we will begin again to achieve and take care of those costs.

"At this time, it is very difficult for me to have to sit here, knowing that there are cuts being made in the private sector, cuts to those who come to the government for services in substance abuse counseling. There are a lot of people out there who no longer have jobs, and these are government costs that have been cut over the years, and I can personally attest to that, having seen them out there. With those concerns, I support the direction that the budget is taking and again, we have another chance when it comes back.

"Thank you, Mr. Speaker."

Representative Moses then rose to speak in support of the bill with reservations, stating:

"I believe this budget proposal is going in the right direction. It could have been much larger, and I think

there has been a good faith effort to try to reduce the budget.

"My reservations are that although I know that this is not our last look at it, we will get a few times to talk about this budget. We still have passed measures, as was previously mentioned, that we shuffle money from one pot to another; for instance, the Employees' Retirement System. We passed previous measures out of this House which I opposed because they were tax increases such as the tax on annuities, and although it is not directly in the budget it is used to generate the funds which are expended in this budget proposal.

"What troubles me even more, as I've seen no comprehensive overall long-range plan to not just jump start our economy, but to fix it for the long range for us and for our children. I believe a major aspect of that plan should be a reduction of taxes, as can be clearly shown that a reduction in taxes puts more money in the people's pocket, that money is then used for them to spend on their families as they wish and not as the government dictates. And those people spend that money for their families, and it goes through the economy, and it's taxed several times. A reduction in taxes does lead, honestly and truthfully, and has been proven in history as under President Kennedy and under President Reagan. It has been proved to generate more revenues, more taxes, by each person paying less but having more to spend. Now, Mr. Speaker, with more take-home pay, the people can decide their own destiny because we all must remember: It is the people that support government. Government does not support the people.

"I'd also like to accept the invitation from my distinguished colleague across the aisle, who is my neighbor and my dear friend. And not only would I like to sit down and go over this proposal line by line and dime by dime, but program by program, cost by cost, and need by need.

"Thank you, Mr. Speaker."

Representative Okamura then rose to speak in favor of the budget, saying:

"Mr. Speaker, I, too, would like to commend Chair Calvin Say and his Committee for doing an outstanding job. I believe that they have come up with a very sound . . .

At this point, Representative Halford rose on a point of personal privilege and said:

"I believe he yielded his time."

The Chair responded:

"He yielded once, he still has a second time."

Representative Okamura, in rebuttal, then stated:

"Mr. Speaker, I believe it's a very sound budget, it's one that does not call for increase in taxes, nor does it call for a decrease in taxes as some claim that we should do. I think it would be irresponsible at this time to cut our taxes when we have fixed costs, we have consent decrees that we have to meet, we have a population growth -- we have to build more schools, build more prisons.

"When Hawaii's economy was booming, Mr. Speaker, in the 1980s, most of the rest of the nation were going through very tough fiscal times, and many increased their taxes to meet the needs of their states and their constituents. Cuts are being made now when all of those

economies are doing very well. In Hawaii, in the 1980s when the economy was doing well, we actually did cut our taxes, we cut our personal income taxes at one point. And perhaps we certainly would consider those initiatives again when Hawaii's economy is in the recovery mood.

"Thank you, Mr. Speaker."

Representative White then rose to speak in strong support of the bill, stating:

"Having been on the Finance Committee this year, I have gained an even greater respect for Calvin Say, and a greater respect for the staff that he has put together to help craft this measure. In addition to standing as a representative of the Finance Committee, I also stand as a representative of probably the most heavily taxed business in the State, that is the hotel industry. From that position, I don't have a problem with our taxes. Would I like to see them reduced? Certainly, I would. It would allow me the funds to spend on other things; it would allow me the time or the ability to do a little bit more for my own employees.

"However, as a member of the visitor industry also, I recognize that we, in depending on the tourism economy, also depend on a strong community. So, from my perspective, I would rather continue to pay the taxes as I see the challenges that we face in providing the foundation of a good community. By that I mean, having the ability to provide health and human services that are protective and nurturing. By that I mean, respecting and supporting our Hawaiian community in their move toward self determination.

"Mr. Speaker, I also feel that as a part of the visitor industry, we have great interest in controlling crime, possibly a greater interest than many have spoken to yet. So as a part of the most heavily taxed industry in the State, I say: Continue to support those things that make this a community that is a viable place for visitors to come.

"I strongly support this measure because I think we have included many of the items that we need to have to maintain a viable destination, and at the same time, as many of you in this chamber know, I feel that, while I am more than willing to keep paying our level of taxes, I strongly believe that we need to continue to support the Chairman in his efforts to add more to the budget for the Hawaii Visitors Bureau, because give me a strong economy, and as a business person I don't have a problem with the taxes. Give me a strong economy, and we will get rid of some of the costs that we're now having to face in terms of the human services, welfare and social services.

"So again, as I stand in support of this measure, I stand in support of a strong economy and moving in that direction. And I take my hat off to the Chair of Finance for his moves in that direction, and I stand in strong support for continued moves in that direction.

"Thank you, Mr. Speaker."

Representative Stegmaier then rose to speak in support of the bill with some concerns, stating:

"First of all, an earlier speaker who spoke about decategorization was mentioning specific creative aspects to this budget bill, and I wanted to add one more. In proviso number 42, section 42, we are calling on the Board of Education to commission a study to classify types of school instructions, services and activities that are considered essential for an adequate student education. The Board of Education would also be having

this commission look at instruction services and activities that are considered enrichments, peripheral or ancillary. Also, the commission will determine the impact that a transfer of personnel and funds from nonessential to essential instruction and services would have upon student education and make recommendations concerning the improvement of the delivery of essential student instruction and services. I believe that this proviso will give us an excellent opportunity to receive information as a Legislature on how we can change our appropriations for the Department of Education to improve basic student academic performance that needs to be uppermost in our minds.

"As the Chair of the Education Committee, I appreciate the fact that the Finance Committee chose to maintain the totality of the education budget intact and even in the face of tremendous pressures, given our fiscal picture to reduce educational expenditures, it was able to maintain that full budget for education. Yet, as the Chair of Education has a mentally ill sister, I have some concerns about the manner in which we are putting moneys and positions into child and adolescent mental health services, and I would appreciate an opportunity, given the urgency of this issue, to expand on that, Mr. Speaker.

"My concern is that we are throwing money at a problem without insisting that we get cost effective results. I am concerned that we are treating the federal court decree in the Felix vs. Waihee court case as a hammer over our head, and that we are losing sight of its main purpose and reacting with a traditional quantitative approach. That is more moneys and more warm bodies thrown at a problem in hopes that it will go away rather than to insist on quality. Insisting on quality is what is at the heart of the Felix vs. Waihee consent decree, that there is nothing in the language of our budget provisos nor in our emergency bill which requires quality use of the funds and positions that we are appropriating and creating.

"To go over the specific amounts of moneys we are appropriating in this budget bill for child and adolescent mental health and special education services, two years ago we hired 39 new behavioral management resource teachers at \$1.5 million a year; 20 new social workers at \$1.3 million, and these appropriations are continuing in this budget. We are spending over \$51 million for 1,935 special education teachers, and another \$17 million for 458 counselors in our schools. Additionally, we already spent \$12.6 million a year on 410 positions which comprise what is called diagnostic teams, diagnosing learning and other problems of our students. And this year, we are being asked to add another 53 counselor positions at \$1.3 million, another 8 off-ratio teachers, 42 educational assistants, 21 educational assistants/home school 85 positions, all of whom are to provide early identification and intervention and education and mental health services for another \$1.3 million. In addition, another 23 positions at over a half million dollars for care coordination services to assist in the coordination of multi-agency services to our youth, and an additional 78 positions that is two per complex for additional educational assistants to support the Board of Education's inclusion policy. This, for a cool \$1 million.

"Members, let's not forget that all of these moneys are part of our education budget: in EDN 100, school-based budgeting, and in EDN200, instructional support. These amounts, and the Chair mentioned that altogether for education, we're talking about \$25.2 million for Felix vs. Waihee. Don't even include the huge sums of money that we yearly appropriate for the Department of Health's Child and Adolescent Mental Health Division. This division alone gobbles up \$45 million a year in state general funds, and that doesn't include another \$4.5

million within HTH530 having to do with children with special health needs, or \$3.1 million consumed under school health services. Or, by the way, Mr. Speaker, the \$9.2 million in House Bill 1839 which we passed on Tuesday, which is an additional emergency appropriation for this fiscal year, mind you, for the Child and Adolescent Mental Health Division. . .

At this point, Representative Morita rose and yielded her time to Representative Stegmaier.

Representative Stegmaier thanked the Chair and continued, saying:

"My point in bringing these expenditures to your attention is to acknowledge where we are and what we need to be vigilant about. In our desire to please the federal court, we have added a lot of quantity, that is, dollars and bodies to child and adolescent mental health services. Now, we must insist on quality and, Mr. Speaker, this is the difficult part. If we thought that finding those moneys was hard, this will be the difficult part because it involves shifting people around, moving people who have been in certain positions to doing other kinds of things. And yet all of us, including Judge Ezra, Court Master Portnoy, Court Monitor Rose, the parents and children who are the plaintiffs in this case, the Department of Health and the Department of Education personnel and we legislators all agree that the only way we are going to get quality services is to restructure what is done presently into school-based teams of professionals and parents working together. This means dismantling much of the bureaucratic structure that exists right now, and utilizing the many professionals within the Department of Health and the Department of Education as members of teams operating at each school. I can't emphasize this enough. It means training existing professionals to do things differently and to act more collaboratively. Quality also means insisting on qualified special education teachers to teach our special education students, and based on the problem that we've had in finding qualified special education teachers, I need not have to say that much has to be done by the Department of Education, the teachers' union, and the College of Education to make this a reality.

"Mr. Speaker, if we don't insist on this collaborative and decategorized program, more cost effective school and family-based approach towards delivery of services to children, these massive new infusion of moneys and people will just be the tip of the iceberg, the tip of the price tag. And the truly frightening thing about this is that we will be significantly taking away from the quality of learning that is taking place in our classrooms.

"Haste makes waste, Mr. Speaker, as we continue to look at the way we are responding to the consent decree during the rest of the session. Let's make sure that we are not putting moneys into an old services system rather than perhaps biding a little more time, reviewing the results of the three demonstration projects that are now under way on the Big Island, Kauai and Leeward Oahu, and putting our resources behind new service systems where that has been developed.. Let's remember that we have until the year 2000 to fully complete the implementation of the Felix vs. Waihee consent decree. To do otherwise, we may be foolishly putting ourselves in a position of being out of compliance with the consent decree despite our generous infusions of moneys and positions in this and future budgets.

"Thank you."

Representative Meyer then rose to speak in support of the bill, stating:

"I would like to say that I agree one hundred percent with the Chair of the Education Committee. His comments are very well taken. I also want to thank the Chair of Finance and his wonderful staff for all the good work that they've done. It is my privilege to serve on the Finance Committee. Although I am truly a neophyte, I'm learning a lot in the process.

"In looking at some of the ways our moneys are being spent, I cannot help but notice that 70 percent of the general funds go for salaries, health benefits, and retirement benefits, and these are indeed fixed expenses. So to go back to the words of one of my colleagues, the only way we can reduce the spending is to reduce the size of government through attrition, without giving anybody a pink slip, and we can do that to a tune of \$180 million a year. Obviously, we don't want to cripple our government by having too few employees to do the job properly. But with more flexibility and the ability to move positions from one department to another and let our department heads make those decisions because they are the people on the front line working with their employees, I think that we can use our resources more efficiently.

"Thank you, Mr. Speaker."

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

"As Chairman of the Higher Education Committee over the past few months, I have seen the struggles the University of Hawaii has had to go through and the many tough decisions they have had to make. The University of Hawaii has taken restrictions of up to \$40 million this past year despite our legislative efforts to keep their funding intact. I certainly want to thank the Finance Committee this year for their effort to keep some bottom line on the base and even set a goal of returning funding in the future despite the lean times that has forced us to do with less. But in this lean time, we must look to the future, and this budget in particular, with its capital improvements, does that.

"Hamilton Library which had \$36 million is long awaited and much deserved. Our commitment to catch up on some of our most pressing repair and maintenance projects is desperately needed. Expansion of our community colleges and other campuses are key to delivering continuing education to the public. These projects that we've added in our CIP will help the University maintain its quality. In fact, they total well over \$100 million. It is this access and educational outreach that will keep our people strong and competitive, and certainly it is the people that are Hawaii's greatest asset.

"Thank you for recognizing that higher education, and education in general, is part of the infrastructure for economic development, and I continue to work with you to improve that infrastructure.

"Thank you."

Representative Jones then rose to speak in support of the bill, stating:

"House Bill 350, HD 1, is a very austere budget. It is not a big budget. It reflects the status of our economy under these difficult times. Under the guidance of Chairman Say, Vice Chair Kawakami, and the able staff of the Finance Committee, I believe they did an outstanding job in setting new priorities, in rightsizing our programs, and in establishing a sound direction for the State of Hawaii over the next two years.

"In the area of agriculture, I feel the Finance Committee did an excellent job in establishing a level of funding that is very appropriate. Funds are provided for parity programs such as to control the spread and growth of the micronia plant. This plant is called a 'green cancer.' Micronia trees form dense thickets and cast shades that kill plants beneath them. This plant, already established on several of our islands, is killing native plants and needs to be controlled, which is exactly what we are attempting to do in this bill.

"Funds are also provided to establish another brown tree snake team at the Honolulu Airport. The brown tree snakes, if established in Hawaii, would cause economic and environmental chaos in Hawaii. In Guam, where it is already established, it has nearly wiped out the native bird population. In this budget, we are increasing the number of brown tree snake teams at the airport from five to six teams. Hopefully, this will keep out the brown tree snakes from Hawaii.

"Other funds are also provided to maintain research and development for various agricultural products which are very important to the State. For example, we are providing about \$200,000 for each of the fiscal year to continue pineapple research; \$120,000 to continue the fruit fly post harvest research, and many other research programs vital to the State of Hawaii for our agricultural programs.

"Although there have been cutbacks in the budget, I believe we have reordered the priorities and are on the right track. So, Mr. Speaker, I urge every member of the House to please support this bill. It is a real equitable bill.

"Thank you, Mr. Speaker."

Representative Ward then rose and stated:

"Mr. Speaker, I would like to briefly respond to three remarks relating to economic development, and regarding prison development on the other hand.

"Firstly, Mr. Speaker, I think this is very healthy debate, this is what the marketplace of ideas is all about. This is a debate going back and forth, and it really is an opportunity to show the dividing line between the thinking, if you will. One of my colleagues in the past came and saw what was going on and he said: 'Boy, it's really boring, most of this stuff you people talk about.' But today, are really the cutting-edge issues of which really define some of the directions that we are or are not going to take in the future. But one of the dividing lines, I think we have, is that one of our colleagues, the Representative from Maui, sees no nexus between taxation and economic development. Now for those of us who are in that particular area, this is Economics 101. For those of you who have been to India, it's Economics 102. Those of you who read the World Bank Report on the East Asian miracle, it's Economics 103. But the nexus between taxation of a people or of a business community is so clearly related to the rate of economic development, that is undeniable. If those are too far away examples, look at California, Massachusetts, New Jersey, which Representative Fox very, very, very elaborately pointed out earlier.

"Mr. Speaker, the image of the dividing line and the thinking that has come on the floor today was a comment by our colleague from the Big Island who would challenge the assumption that our future is in the Pacific Rim or that we may have, because of his pejorative look at their wages, somehow made a mistake by suggesting that our future is intimately and intricately linked with Asia. I find that in it's irony being that 70 percent of us have our

roots in the Pacific and Asia. Half of my family lives in Kuala Lumpur, and I find the myopia of that kind of thinking denies the opportunity to link our wagon and our businesses to those places in Asia and the Pacific which are growing. . . if I say dynamically, it's an understatement when you get fifteen to twenty percent growth per year. What we do in America at two and three percent is very, very small.

"Mr. Speaker, I am afraid that that remark represents some of the myopia that the UK had when the waning of the British Empire gave freedom to the colonies, and they wondered what's going on in that rich place called America, or those rich places now that are no longer under the tutelage of that. Mr. Speaker, the comment denies the reality of what's going on in Asia and the Pacific, realities that have shifted from the European-Oriental thinking to the Asian and Pacific thinking.

"Lastly, Mr. Speaker, I will not give in to a contest with the Chair of the Public Safety Committee and say: hey, we fight crime here better than you, or we fight crime harder and stronger than you, and we believe in it. Mr. Speaker, the reality is that safety doesn't belong to a party, security doesn't belong to an ideology; safer streets belong to everyone. We just happen to listen to the people of Hawaii closer. We happen to put it on our emergency agenda and said that in the first twenty days. .

The Chair interrupted and said: "We disagree. Will you please proceed."

Representative Ward continued, saying:

"Well, that's why the marketplace of ideas has agreements and disagreements. We might have spoken louder and quicker and got the leg up on it so it has provoked the jealousy. That's our role as the Minority: to speak out what the people of Hawaii. . .

The Chair interrupted and said: "Will you please speak on the bill. You're out of order."

Representative Ward continued, saying:

"So lastly, Mr. Speaker, in the final analysis: whose thinking is correct: on taxation, on Asia and the Pacific, and on safety in the State of Hawaii? That is what this budget is all about, and we're saying there's a couple of things missing because the thinking that we represent is not there and that, in the final analysis, will be the test in 1998 when another budget comes up and another round of selection of who's going to stand up here and speak on it.

"Thank you, Mr. Speaker."

Representative Ahu Isa then rose to speak in strong support of the bill, stating:

"Being a freshman legislator and a member of the Finance Committee, I was given the privilege to be educated in every phase of our state government. Mr. Speaker, I would be remiss this morning if I did not stand to thank my Chairperson and the Vice Chair for their hard work, and for his wisdom and his guidance in helping us work out and balance this budget. I also want to thank the Committee Chairs at this time, because as a freshman I just marvel at the work they put in -- long hours, sitting for hours, and I am sure the other members of the Finance Committee agree with me.

"If anyone knows anything about accounting, it is very difficult to come up with a balanced budget. I want to commend the staff and the analysts that worked so hard in making these bottom line figures equal each other.

And, Mr. Speaker, before I sit down, I want to say before we even think of raising taxes, I hope we can work with the public sector unions and help them realize that they should also hold the line and not raise their pay while our private sector employees are trying so hard to do that.

"Thank you, Mr. Speaker."

Representative Takai then rose to speak in strong support of the bill, stating:

"I also commend Finance Committee Chairperson Calvin Say and members of the Finance Committee, as well as the Finance Committee staff, for a job well done on this bill. Before I talk a little bit about the cuts in culture and the arts and cuts in other areas that have already been done, I just wanted to mention that I do not see in this bill nor any other bill that we passed, a tax on annuities, and let's make it very clear to the public out there that there is no tax on annuities in our financial plan right now. We passed no bills. . .

At this point, Representative Thielen rose and asked:

"Mr. Speaker, is he speaking to the budget? The annuities tax we passed a few days ago. . .

Chair: "Please stick to your point of order. Are you questioning. . .

Representative Thielen: "Yes, I'm saying, is he speaking to the bill, Mr. Speaker? The annuities tax passed earlier. . .

Chair: "Representative, will you please sit down; you're out of order."

Representative Takai continued, saying:

"Thank you very much, Mr. Speaker. Let me continue along the lines of comments made by the other side in regards to cuts in our budget.

"As the Chair of the Culture and the Arts Committee, I take great exception to the comments made that there have been no cuts because as we already mentioned in previous discussions, in programs like the Waikiki Aquarium, Hawaii Public Broadcasting, the the Performing and Visual Arts, these three programs have taken significant cuts in the past few years. Specifically, Mr. Speaker, for the State Foundation on Culture and the Arts' grant programs budget has been reduced from \$5.2 million in fiscal year 1995 to \$1.4 million this current fiscal year.

"In addition, Mr. Speaker, I would like to just talk a few minutes in regards to the cuts that have already been made in the University of Hawaii's budget. For this year, if estimated tuition revenues of \$50.6 million were added to the general fund allocations of \$242 million for 1997, the total allocation would be approximately \$293 million, or \$19.1 million less than in fiscal year 1995, and \$54.1 million less than in fiscal year 1992. From another perspective, the University's general fund appropriation has been an addition to the cuts that we already made and further restricted in every single year since fiscal year 1990 by the Governor. Cumulative reductions total more than \$107 million in this eight-year period. In fiscal year 1995, the University's budget was cut \$10 million; in fiscal year 1996, it was cut by \$30 million; and in fiscal year 1997, if you carry forward the previous fiscal years, and the Governor's restriction, an additional \$10 million was added for a total of \$43 million in restrictions.

"The reductions have come at an expense of positions, and the repair and maintenance of facilities. And with respect to positions, Mr. Speaker, the University has abolished nearly 300 civil service positions since 1995 and is currently holding 656 positions vacant. And with respect to the repair and maintenance of our campuses across the State, among the most serious and perhaps least recognized problem the University currently faces is the deteriorating condition of its physical plant. Since 1992, we have added 940,000 gross square feet of new space and there is an additional 223,000 gross square feet of space under construction. And it is estimated, Mr. Speaker, that the deferred repair and maintenance totals more than \$70 million.

"So, as you can see, Mr. Speaker, I think we have made the cuts in the area of culture and the arts and in the area of higher education. Those two areas specifically, have seen their share of cuts. And I once again want to commend the Chair of the Finance Committee and its members and the staff for a job well done on this budget.

"Thank you, Mr. Speaker."

Representative White then rose and stated:

"I find it necessary to rise and make a few more comments and, Mr. Speaker, I would like to point out that the remarks made by the Majority Floor Leader with respect to the NCSL report, during their visit to present us with that report, the representative from the NCSL made a presentation to the Finance Committee and during that informational briefing, a specific question was asked: What impact does a tax cut have on economic prosperity? The response was: The jury is still out. There is no specific economic benefit being shown in a variety of states that have made the tax cuts and seen the economic benefits. There is no direct tie between the tax cut and the economic benefit. It can't be explained away by strong influence from outside their state or from within the state.

"So there are times when I think it would be fun to be in the 'Pollyanna' state of mind that the members on the other side of this chamber are in. When they feel that they can cut 4,000 jobs without impacting the services that are so necessary to keep the state moving in the direction that it needs to move, to think that we can cut 4,000 jobs without impacting unemployment, without impacting welfare, without impacting a variety of things that we so tenderly nurture, there are times when I would love to think that we can just simply make all these things happen. When the Minority Leader stands and says: And we have shared with you. . .

At this point, Representative Thielen rose and asked:

"Mr. Speaker, excuse me, is the Representative from Maui speaking to the bill or to the Minority Leader?"

The Chair responded:

"Representative, he is speaking on the bill, You are out of order. Representative White, please proceed."

Representative Thielen: "Not to the individual then, Mr. Speaker?"

The Chair answered:

"Representative, you are out of order. Sergeant-at-Arms, I want to instruct you to escort her out of here if she interrupts anymore," and asked Representative White to "please proceed."

Representative White thanked the Chair and continued, saying:

"If I were in green, I would stand up more often. Nevertheless, Mr. Speaker, with respect to the specifics, I would simply like to ask that as we go through the remainder of this session that we hear some of these specifics, because cutting 4,000 jobs and not identifying where those jobs could or should be cut, then we can all move together arm-in-arm to make this state the way it should be, but until we get some of those specifics, I think this budget is a wonderful start."

Representative Thielen then rose and stated:

"Again, as I was before, I'm still in favor of the bill but with some reservations. . . I would be glad to lend a green sweater to my colleague from Maui.

"Mr. Speaker, I listened very carefully to the words of the Minority members. They did not say 'cut jobs.' They said, when vacancies occurred, that those vacancies not be filled, and that the department heads be the ones to make those decisions -- not we in the Legislature micromanaging. There is a big difference, and I really resent the mischaracterization of it.

"In speaking to the budget, the Maui Representative with the hotel industry made a very good statement. He said: Give me a strong economy. What we're saying here is: Hey, guys, we know how to do that. You stop the tax burden on the people of Hawaii, and we will develop a strong economy.

"Thank you, Mr. Speaker."

Representative Herkes then rose and stated:

"I rise again just to clarify the remarks that I made.

"As I remember, I believe that one of the previous speakers, the Representative from Waikiki, felt that we should emulate the rise and growth of industries and economies of the Pacific Rim countries, and what I said was that I didn't think that we needed to have our economy rise based on the wages and living conditions of those countries.

"And as far as cutting jobs, the Majority was criticized a few years ago, maybe it was even last year, for just cancelling out the vacant positions and not getting rid of warm bodies. So this seems to be a change of positions by the Minority."

At this time, Representative Okamura called for the question, seconded by Representative M. Oshiro and carried by voice vote.

The motion was put to vote by the Chair and carried, and H.B. No. 350, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Third Reading by a vote of 49 ayes to 1 no, with Representative McDermott voting no, and Representative Kahikina being excused.

The Chair directed the Clerk to note that H.B. No. 350 had passed Third Reading at 1:53 o'clock p.m.

At this time, the Chair introduced to the members of the House Mayor Linda Lingle of Maui and Mayor Maryanne Kusaka of Kauai, who were seated in the gallery.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 51 through 53) and concurrent resolutions (H.C.R. Nos. 59 through 66) were offered and referred to committee by the Speaker:

H.R. No. 51, entitled: "HOUSE RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES TO CONVENE A WHITE HOUSE CONFERENCE ON CHILDREN AND YOUTH IN 1998, WITH THE THEME 'IT TAKES A VILLAGE TO RAISE A CHILD'," was jointly offered by Representatives Arakaki, Takai, M. Oshiro, Kawakami, Yamane, White, Case, Cachola, Kahikina, Abinsay, Morihara, Kanoho, Morita, Lee and Tarnas.

Referred to: Committee on Human Services and Housing.

H.R. No. 52, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII CIVIL RIGHTS COMMISSION TO PROMULGATE RULES RELATING TO CRIMINAL HISTORY RECORD CHECKS OF APPLICANTS FOR POSITIONS THAT PLACE THEM IN CLOSE PROXIMITY TO CHILDREN," was jointly offered by Representatives Pendleton, Whalen, Arakaki, Kahikina, Lee, Saiki, Santiago and Stegmaier.

Referred to: Committee on Human Services and Housing, then to the Committee on Judiciary, then to the Committee on Finance.

H.R. No. 53, entitled: "HOUSE RESOLUTION ENDORSING THE DESIGNATION OF THE OLD KONA AIRPORT STATE PARK AS THE PERMANENT SITE OF THE BIG ISLAND FARM FAIR," was offered by Representative Tarnas.

Referred to: Committee on Agriculture, then to the Committee on Water and Land Use.

H.C.R. No. 59, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES TO CONVENE A WHITE HOUSE CONFERENCE ON CHILDREN AND YOUTH IN 1998, WITH THE THEME 'IT TAKES A VILLAGE TO RAISE A CHILD'," was jointly offered by Representatives Arakaki, Takai, M. Oshiro, Kawakami, Yamane, White, Case, Cachola, Kahikina, Abinsay, Morihara, Kanoho, Morita and Tarnas.

Referred to: Committee on Human Services and Housing.

H.C.R. No. 60, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII CIVIL RIGHTS COMMISSION TO PROMULGATE RULES RELATING TO CRIMINAL HISTORY RECORD CHECKS OF APPLICANTS FOR POSITIONS THAT PLACE THEM IN CLOSE PROXIMITY TO CHILDREN," was jointly offered by Representatives Pendleton, Whalen, Arakaki, Kahikina, Lee, Saiki, Santiago and Stegmaier.

Referred to: Committee on Human Services and housing, then to the Committee on Judiciary, then to the Committee on Finance.

H.C.R. No. 61, entitled: "HOUSE CONCURRENT RESOLUTION ENDORSING THE DESIGNATION OF THE OLD KONA AIRPORT STATE PARK AS THE PERMANENT SITE OF THE BIG ISLAND FARM FAIR," was offered by Representative Tarnas.

Referred to: Committee on Agriculture, then to the Committee on Water and Land Use.

H.C.R. No. 62, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE FEDERAL GOVERNMENT TO PERMIT AND FACILITATE RESEARCH ON THE EFFICACY OF THE MEDICAL USES OF CANNABIS," was offered by Representative Tarnas.

Referred to: Committee on Health, then to the Committee on Judiciary.

H.C.R. No. 63, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE COUNTIES TO USE ALL APPROPRIATE MEANS TO CONTROL THE CONSTRUCTION OF STRUCTURES IN THE SHORELINE AREA AND ON STATE BEACH LANDS, AND TO DEVELOP AND ENCOURAGE INNOVATIVE MEANS THAT MAY BE EFFECTIVE IN CONTROLLING EROSION AND PROTECTING STATE BEACH LANDS," was offered by Representative Tarnas.

Referred to: Jointly to the Committee on Water and Land Use and the Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance.

H.C.R. No. 64, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AUDIT OF MARRIOTT EDUCATION SERVICES AT THE UNIVERSITY OF HAWAII AT MANOA," was offered by Representative Case.

Referred to: Committee on Higher Education, then to the Committee on Legislative Management.

H.C.R. No. 65, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF PUBLIC FINANCING OF STATE ELECTIONS," was jointly offered by Representatives Case, Tarnas, Hamakawa, M. Oshiro and Santiago.

Referred to: Committee on Judiciary, then to the Committee on Finance.

H.C.R. No. 66, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE WHETHER THE OUTSOURCING OF LIBRARY SERVICES IS COST-EFFECTIVE FOR PUBLIC RESOURCES," was jointly offered by Representatives Yamane and Stegmaier.

Referred to: Committee on Education, then to the Committee on Finance.

ADJOURNMENT

At 1:54 o'clock p.m., on motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, March 7, 1997.

TWENTY-EIGHTH DAY

Friday, March 7, 1997

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 12:10 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Sister Beatrice Tom of the Order of St. Francis, after which the Roll was called showing all members present with the exception of Representatives Menor, Morihara, Saiki and White, who were excused.

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

GOVERNOR'S MESSAGE

Gov. Msg. No. 161, transmitting copies of the Hawaii Paroling Authority's Annual Report, July 1, 1995 - June 30, 1996, prepared pursuant to Chapter 353, Hawaii Revised Statutes, was received and announced by the Clerk and was placed on file.

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

Representative Ahu Isa introduced Mr. Gene Tiwanak, President of the St. Francis Healthcare System of Hawaii; and Mrs. Agnes Conrad, State Archivist Emeritus, and a member of the Historical Commission on the Cause of Marianne Cope, "two outstanding people committed to our health care services."

The Chair then introduced Ms. Paula Soos, "a good friend who is very active at the Speakers' Conference."

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATION)

The following resolutions (H.R. Nos. 56 and 57) were announced by the Clerk and the following actions were taken:

H.R. No. 56, entitled: "HOUSE RESOLUTION HONORING THE SISTERS OF ST. FRANCIS AND ST. FRANCIS MEDICAL CENTER ON ITS 70TH ANNIVERSARY," was jointly offered by Representatives Morita, Abinsay, Ahu Isa, Aiona, Arakaki, Cachola, Case, Chang, Fox, Garcia, Goodenow, Halford, Hamakawa, Herkes, Hiraki, Ito, Jones, Kahikina, Kanoho, Kawakami, Kawananakoa, Lee, Marumoto, McDermott, Menor, Meyer, Morihara, Moses, Nakasone, Okamura, M. Oshiro, P. Oshiro, Pendleton, Saiki, Santiago, Say, Souki, Stegmaier, Suzuki, Takai, Takamine, Takumi, Tarnas, Thielen, Tom, Ward, Whalen, White, Yamane, Yonamine and Yoshinaga.

H.R. No. 57, entitled: "HOUSE RESOLUTION RECOGNIZING MOTHER MARIANNE COPE--THE FOUNDRESS OF THE FRANCISCAN MISSION IN HAWAII," was jointly offered by Representatives Morita, Abinsay, Ahu Isa, Aiona, Arakaki, Cachola, Case, Chang, Fox, Garcia, Goodenow, Halford, Hamakawa, Herkes, Hiraki, Ito, Jones, Kahikina, Kanoho, Kawakami, Kawananakoa, Lee, Marumoto, McDermott, Menor, Meyer, Morihara, Moses, Nakasone, Okamura, M. Oshiro, P. Oshiro, Pendleton, Saiki, Santiago, Say,

Souki, Stegmaier, Suzuki, Takai, Takamine, Takumi, Tarnas, Thielen, Tom, Ward, Whalen, White, Yamane, Yonamine and Yoshinaga.

Representative Morita moved that H.R. Nos. 56 and 57 be adopted, seconded by Representative Lee.

Representative Morita rose and stated:

"Today we honor dedicated women committed to the welfare of Hawaii's people for more than 100 years, the Sisters of St. Francis and the memory of Mother Marianne Cope.

"Let me start with the arrival of the Sisters of St. Francis in Hawaii. It begins with a story about Mother Marianne, for without her desire and calling to serve the people of Hawaii, our history with regard to healthcare, education and Kalaupapa would be greatly altered.

"She was born as Barbara Cope on January 23, 1838 in Germany. As a child, she emigrated to the United States and resided in Utica, New York. She trained as a nurse and in 1862, at the age of 24, she entered the religious community of the Sisters of St. Francis in Syracuse, New York as Sister Marianne. In 1863 her rare talents as an administrator were recognized and she became one of the five governing members of her religious community who established two of the first 50 hospitals in the United States. In 1879 Sister Marianne became head of St. Joseph's Hospital, the first hospital in Syracuse. Her varied associations in the medical field gave helpful experience for her future innovative work in Hawaii.

"In the early 1880's, the Hawaiian government sought help from fifty religious communities in Europe, Canada and the United States to help Hawaii's leprosy patients. Sister Marianne was the first and only religious leader to answer the call. In 1883, Mother Provincial Marianne and her small group of six sisters arrived in Honolulu.

"The Kakaako Branch Hospital near Honolulu Harbor was no better than a lazaretto. It was poorly run, ill kept and unsanitary. Mother Marianne was given full charge of the hospital and with the help of the Hawaiian government and her co-workers, made the long overdue changes and improvements for 200 patients. King Kalakaua and Queen Kapiolani were frequent visitors to the Kakaako Hospital. It is said that the Queen was moved to tears by the plight of the leprosy patients and the devotion of the sisters to the afflicted young and old. For her dedication to the patients at Kakaako and for her part in establishing the Kapiolani Home for girls of leprosy parents, King Kalakaua awarded Mother Marianne the Royal Medal of Kapiolani.

"Also during this period, Mother Marianne was sent to Maui to establish the first hospital there, and later assigned three sisters from her small group to continue on to maintain that institution.

"In 1888, upon the closing of the hospital at Kakaako, due to the laws requiring the exile of leprosy patients, Mother Marianne, accompanied by two sisters, opened the Home at Kalaupapa, Molokai for homeless leprosy females. The Bishop Home soon became known as a place where female patients received love and care rather than the neglect, loneliness and abuse of the past.

"Petty jealousies, abuse and neglect of children, immorality, violence, drunkenness and resistance to rules were not unknown at Kalaupapa. Yet, under the strength and leadership of Mother Marianne, the sisters remained

unharmd from threats by those who resented their protection of the women and children.

"Five months after the arrival of the sisters on Molokai, Father Damien died, a victim of leprosy. After his death, Mother Marianne again responded to the Board of Health's request to assume a greater role at Kaulapapa as the administrator of the Boys Home at Kalawao which was founded earlier by Father Damien.

"In due time, Mother Marianne and her sisters improved conditions by creating a desire in the patients to live and by fostering an appreciation for the beauties of life and the care of body and soul. She brought joy and fun into the lives of her exiled patients, those living in lonely isolation on the windswept plains of Kalaupapa, shunned or forgotten by the rest of civilization.

"Although she lived and died in self-imposed exile among her patients, Mother Marianne's fame is worldwide. A candidate for sainthood, Mother Marianne has attained the rank of 'Servant of God' with two steps remaining before being named a saint. Mother Marianne, along with Father Damien bring great honor and international recognition to Hawaii for their humanitarian efforts. Mr. Speaker, I would like to add that the Cause for Mother Marianne is one of the Vatican's top 200 cases. The Vatican has for review over 1,400 causes, mostly from European countries.

"Today, the Sisters of St. Francis continue the legacy. Mr. Speaker, the Sisters of St. Francis are a group of women who do not know the words 'cannot' or 'impossible'. In May, we celebrate the 70th anniversary of St. Francis Medical Center of Honolulu. However, never underestimate the extent of their presence nor their ability to reach every community in our State in providing health and homecare assistance, not to mention their ties to educational institutions. Today, St. Francis Healthcare System of Hawaii is one of the largest health care providers in our State and ranks in the upper 20 percent of the top 250 businesses in Hawaii. The system has some 3,300 employees statewide.

"Yes, Mr. Speaker, the Sisters of St. Francis have come a long way since Mother Marianne and six brave sisters answering a plea for help from the Kingdom of Hawaii.

"It is now my pleasure to introduce members of the Sisters of the Third Franciscan Order who will be receiving the resolutions and certificates."

Representative Morita then introduced and asked the following honorees to stand to be recognized:

"Sister Francis Regis Hadano. She is the Regional Administrator for the Sisters of the Third Franciscan Order, Hawaii Region. A keiki o ka aina and graduate of St. Francis High School, Sister Francis Regis' home base is Syracuse, New York, but currently resides in Hawaii."

Sister Francis Regis Hadano rose to be recognized.

"Sister Beatrice Tom is Chief Executive Officer of St. Francis Healthcare System of Hawaii. Sister Beatrice is a native Hawaiian who attended St. Francis High School in Manoa and the University of Notre Dame. Sister Beatrice returned to Hawaii in 1989 to open St. Francis Medical Center-West in Ewa Beach. She was named CEO of St. Francis Healthcare System of Hawaii in 1996."

Sister Beatrice Tom rose to be recognized.

"Sister Gretchen Gilroy who is Chief Operating Officer for St. Francis Healthcare System and Chief Executive

Officer for both medical centers at Liliha and Ewa Beach. Sister Gretchen is a registered nurse and a native of New York. She came to Hawaii in 1990 to take over the administration of St. Francis Medical Center-West and was named to her present post in 1996."

Sister Gretchen Gilroy rose to be recognized.

"I was told, besides sharing many responsibilities within the St. Francis Healthcare organization, that these two sisters also regularly share the same golf cart. Both are avid golfers but neither want to divulge their handicap. So, Mr. Speaker, I'm just giving you fair warning when you meet up with these two women on the course.

"Liaison and consultant to advance the cause for the canonization of Mother Marianne is Sister Davilyn Ah Chick. My fellow colleagues may recognize Sister Davilyn as a member and Vice Chair of the City and County of Honolulu Board of Water Supply for the past eight years. Sister Davilyn and the Cause committee members have a big year ahead of them as they are planning for several significant events in 1998: On January 23rd is the 160th anniversary of the birth of Mother Marianne; on November 8th is the 115th anniversary of the arrival of Mother Marianne in Honolulu; and on November 14th is the 110th anniversary of the arrival of Mother Marianne in Kalaupapa."

Sister Davilyn Ah Chick rose to be recognized.

"So, I am very pleased to have these devoted, giving women with us here today, to honor them and the organizations that they represent.

"One last note, Mr. Speaker, Mother Marianne needs two miracles attributed to her to attain sainthood. Mr. Speaker, we need a miracle with our budget. Perhaps we can get together with the Sisters on this. . .well, I'll leave that up to you."

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

"Mr. Speaker, I also wish to extend my aloha to our honorees, particularly to the two women I know: Sister Beatrice, as a native Hawaiian who has ascended to the position of Chief Executive Officer of the multi-million dollar St. Francis Healthcare System with its 3,300 statewide employees. You make us all, especially those of us who are Hawaiians, you make us all very, very proud. As for Sister Gretchen, not only is she Chief Operating Officer of the Healthcare System and Chief Executive Officer of both the St. Francis facilities at Liliha and Ewa Beach, even more importantly for me, she is my golf partner.

"Two years ago, she, former Representative Herb Segawa and I were partners, and we won the annual Swing for Life St. Francis Golf Tournament. Well, last year we decided to give others a chance. But this year in May, I am looking forward to being with her again because not only do we want to reclaim our title, she is so much fun to be with. On the 18th hole we thoroughly enjoy ourselves, and on the 19th hole, we really have a ball. She is great fun.

"So, Sisters, as we recognize the day -- the Order of St. Francis -- we would also like to extend our thanks and congratulations to all of you, and our aloha for the good work that you continue to do.

"God bless you and give you continued strength in all the work that you do in your important life's mission.

"Thank you very much."

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

"I, too, rise to honor and thank St. Francis Hospital, and the reason for that is not only do I play or see the two sisters play golf, but way back in 1971 when we arrived from the Philippines as first generation immigrants, my wife did her internship and residency program at St. Francis, and our first residence was close to the emergency room in the old building. And I used to go around there and my daughter, who was then a year-and-a-half or close to two years old, played practically every night with Sister Maureen Kelleher. And also, I happen to know and met Sister Aileen, and that used to be our residence for the past three or four years before my wife became a practicing physician. And because of our start at St. Francis and start here in the State of Hawaii, I will never forget Sister Maureen and Sister Aileen and St. Francis for giving us a start here in Hawaii. And that is the reason why I am standing here today, Mr. Speaker, to thank them for their help and contribution to us, and I came a long way, Sister.

"If my good friend, Gene Tiwanak is here -- he is a good golfer -- and I want to thank him also for his help when we were there. And again, Sisters of St. Francis, if there is anything I can do to help, just let me know. Whatever little help I can, we give.

"And also, you've been a great help when it comes to the Aloha Medical Mission, and please extend your help when it comes to giving health care to the needy and the poor in other countries.

"Again, Mr. Speaker, and to St. Francis, I honor you. Thank you for your contribution here in the State of Hawaii."

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

"Mr. Speaker, my association with St. Francis goes back many, many, many years, to the days of my sister who is a 1970 graduate of the school, and to the many people I have come to know over the years. Many of my staff people and I do want to take a moment to introduce some people who are sitting in the gallery today."

Representative Santiago then introduced the following persons who were seated in the gallery: Aileen Stewart, "my office manager and also a graduate of St. Francis"; Carol Caspillo, "a good friend who for many years worked over here"; and Sister Joan of Arc Souza, "who has been the President of St. Francis High School for the past six years."

"A few years ago, Mr. Speaker, I had the very distinct honor of visiting Kalaupapa with the Hawaii Ecumenical Chorale. We went there to sing and share some aloha with the residents. As a 1975 graduate of Damien Memorial High School, I really looked forward to the visit, and I began wanting to research even more about Father Damien, knowing how special the trip was going to be for my wife and I. And in my research, I began to read about Mother Marianne, and I was so moved by the stories that I heard about Mother Marianne, and about all those who had the very rich history that goes along with Kalaupapa. So I am humbled today to be a small part of the honor of St. Francis and the St. Francis nuns, and Mother Marianne.

"I do want to just make mention also of the fact that St. Francis High School plans to open a satellite campus on Kauai in August of 1997, on the grounds of the old

Immaculate Conception School. The people of Kauai have been waiting for Catholic high schools for fifty years, and the new campus will start with ninth and tenth grade students with additional grade levels being added each year. It will be coeducational and Immaculate Conception Church, Holy Cross, St. Theresa's and St. Catherine's Church have all been behind this effort one hundred percent. So I just wanted to take this opportunity to thank everybody and to offer my congratulations on behalf of all the people.

"Thank you."

Representative Moses then rose and stated:

"I also wish to rise in support of this resolution and to correct one thing that I have heard on the floor today.

"Contrary to popular belief, St. Francis-West is not in Ewa Beach. I am the proud Representative of the district from where St. Francis-West is. It is actually closer to Honolulu and North of Ewa, but I will not take any of the wonderful things I've heard about St. Francis-West today just because I nod in one of the other districts.

"What I would like to say, Mr. Speaker, is that St. Francis-West has been such a boon to the people, such a support mechanism, to the people in Leeward and West Oahu. As you know, Mr. Speaker, for many years there has been nothing in that area. Today, we are building the Second City, but there was nothing for the people to support them and to serve their needs before there was St. Francis-West, and the people there look at it as a landmark which it rightfully is.

"And, Representative Morita, perhaps we have seen one of the miracles already, and that is the hope that St. Francis-West has brought to the people of the Ewa Plain, and I wish to commend all of the sisters and their carrying on in the great tradition of Mother Marianne.

"Thank you very much."

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

"I didn't realize Sister Gretchen and Sister Beatrice were avid golfers. Maybe I can join you some day in a round of golf.

"St. Francis Hospital sits in the middle of my district, and they have done really tremendous work there. I am so proud to represent that district where we also have the Kuakini Medical Center, and we have the Rehabilitation Center of the Pacific, and it is the most safest place to live. So I am proud to represent them, and if I can be of any service to you, please don't hesitate to call.

"Thank you, Mr. Speaker."

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

"I rise to express my gratitude not only as a representative of the entire state, but also for our Manoa community because, of course, the Sisters of St. Francis settled in Manoa many years ago on the banks of Manoa Stream. They operate the St. Francis High School there and live there as well. And I just want to say that your community is especially grateful for your presence and your many contributions to making up the rich mosaic of our community.

"I also have very selfish reasons for rising, Mr. Speaker, because I have been trying to get Sister Davilyn to join the Manoa Neighborhood Board. I've tried to get

her in there a couple of times, and I can assure her that our Neighborhood Board would be a much better utilization of her time than the Board of Water Supply.

"Thank you."

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

"I just wanted to say that I had a little part in trying to help St. Francis in getting one of their hospital bills paid. Apparently, after President Ferdinand Marcos died, I understand he had a bill outstanding of over \$400,000, and I was able to publicize this fact, and I think it led to the payment of this bill. But I guess the Marcos family did not have HMSA and it was a big pill to swallow, so the publicity did work in embarrassing them, and they did end up paying the bill.

"Also, Leilani Florist had been owed over \$20,000 for his funeral flowers and that was paid also as a result of good publicity. But, anyway, that's my small part in helping St. Francis.

"Congratulations and good luck in your future endeavors in the next 70 years. You will provide a great service to our community.

"Thank you."

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

"Mr. Speaker, I would be remiss if I didn't say anything, because in 1990 my Mom was admitted to St. Francis-West, dying of lung cancer. And after listening to the history of where the sisters come from, I realize why the love and compassion was shown to my Mom. When she requested and begged me to take her home to die in her own bed, the people there at St. Francis-West accommodated us.

"For that, and on behalf of my family and my Mom who is Home with the Lord, I want to say 'thank you very much.'

"God bless you."

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

"I do want to congratulate the sisters on their 70th anniversary. And I just remembered that they recently opened a dialysis program in Waianae and that is a real boon to the people in Waianae. Now our residents don't have to drive all the way to town to go on the dialysis machine.

"So I just want to thank them for doing a good job. Keep up the good work.

"Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.R. Nos. 56 and 57 were adopted, with Representatives Menor, Morihara, Saiki and White being excused.

At this time, Certificates of Recognition and floral leis were presented to the honorees.

At 12:43 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:56 o'clock p.m., Representative Yonamine was permitted a late

introduction and he introduced to the members of the House 28 fourth, fifth and sixth grade students from Pearl City Elementary School who are members of the Student Council and Peer Mediators, and Council officers, as follows: Neil Teves (Grade 6), First Vice President; Tiare Camarillo (Grade 5), 2nd Vice President; Ryann Sharwin (Grade 5), Secretary; and Ashley Paulo (Grade 5), Treasurer. They were accompanied by their advisors, Ms. Robyn Andrade and Ms. Cynthia Oyama.

STANDING COMMITTEE REPORTS

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1103) recommending that H.R. No. 31, as amended in HD 1, be referred to the Committee on Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 31, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THAT CARDIOPULMONARY RESUSCITATION AND FIRST AID BE REQUIRED IN ALL PUBLIC AND PRIVATE HIGH SCHOOL HEALTH CLASSES," was referred to the Committee on Education with Representatives Herkes, Hiraki, Ito, Menor, Morihara, Saiki, Say, Tom and White being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1104) recommending that H.C.R. No. 32, as amended in HD 1, be referred to the Committee on Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 32, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT CARDIOPULMONARY RESUSCITATION AND FIRST AID BE REQUIRED IN ALL PUBLIC AND PRIVATE HIGH SCHOOL HEALTH CLASSES," was referred to the Committee on Education with Representatives Herkes, Hiraki, Ito, Menor, Morihara, Saiki, Say, Tom and White being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1105) recommending that H.R. No. 32, as amended in HD 1, be referred to the Committee on Labor and Public Employment.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 32, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO ALTER THE CONTENT OF THE REQUIRED HEALTH CLASSES IN SECONDARY SCHOOLS," was referred to the Committee on Labor and Public Employment with Representatives Herkes, Hiraki, Ito, Menor, Morihara, Saiki, Say, Tom and White being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1106) recommending that H.C.R. No. 33, as amended in HD 1, be referred to the Committee on Labor and Public Employment.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 33, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO ALTER THE CONTENT OF THE REQUIRED HEALTH CLASSES IN SECONDARY SCHOOLS," was referred to the Committee on Labor and Public Employment with

Representatives Herkes, Hiraki, Ito, Menor, Morihara, Saiki, Say, Tom and White being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1107) recommending that H.R. No. 16, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 16, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF HEALTH TO PROVIDE FOR ACUTE CARE LIFE SUPPORT AMBULANCE SERVICE TO THE HANA DISTRICT IN THE UPCOMING MAUI COUNTY AMBULANCE CONTRACT," was referred to the Committee on Finance with Representatives Herkes, Hiraki, Ito, Menor, Morihara, Saiki, Say, Tom and White being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1108) recommending that H.C.R. No. 16, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 16, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH TO PROVIDE FOR ACUTE CARE LIFE SUPPORT AMBULANCE SERVICE TO THE HANA DISTRICT IN THE UPCOMING MAUI COUNTY AMBULANCE CONTRACT," was referred to the Committee on Finance with Representatives Herkes, Hiraki, Ito, Menor, Morihara, Saiki, Say, Tom and White being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1109) recommending that H.C.R. No. 19, be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 19, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR POST-MASTECTOMY BREAST RECONSTRUCTION SURGERY," was referred to the Committee on Consumer Protection and Commerce with Representatives Herkes, Hiraki, Ito, Menor, Morihara, Saiki, Say, Tom and White being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1110) recommending that H.C.R. No. 20 be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 20, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES TO ESTABLISH A NATIONAL BLUE RIBBON COMMISSION TO REEXAMINE THE DRUG PROBLEM IN THE UNITED STATES AND SUBMIT ITS RECOMMENDATIONS TO THE PRESIDENT, THE CONGRESS, AND THE PEOPLE OF THE UNITED STATES," was referred to the Committee on Judiciary with Representatives Herkes, Hiraki, Ito, Menor, Morihara, Saiki, Say, Tom and White being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1111)

recommending that H.C.R. No. 25 be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 25, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR MEDICALLY NECESSARY EARLY INTERVENTION OF CHILDREN UP TO THREE YEARS OF AGE," was referred to the Committee on Consumer Protection and Commerce with Representatives Herkes, Hiraki, Ito, Menor, Morihara, Saiki, Say, Tom and White being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 54 and 55) and concurrent resolutions (H.C.R. Nos. 67 through 69) were referred to Printing and further action was deferred:

H.R. No. 54, entitled: "HOUSE RESOLUTION URGING THE LEGISLATURE TO AFFIRM ITS DEVOTION TO THE CREATION OF AN INCLUSIVE SOCIETY IN WHICH HAWAIIAN AND AMERICAN CITIZENS ARE PROVIDED EQUAL OPPORTUNITIES," was jointly offered by Representatives Kahikina, Arakaki, Morita, Ahu Isa, Kanoho, Aiona and Kawanakoa.

H.R. No. 55, entitled: "HOUSE RESOLUTION URGING THE HAWAII STATE EMPLOYEES' RETIREMENT SYSTEM TO EXPEDITE THE CALCULATION OF SICK LEAVE CREDIT FOR RETIREES," was offered by Representative Souki.

H.C.R. No. 67, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE LEGISLATURE TO AFFIRM ITS DEVOTION TO THE CREATION OF AN INCLUSIVE SOCIETY IN WHICH HAWAIIAN AND AMERICAN CITIZENS ARE PROVIDED EQUAL OPPORTUNITIES," was jointly offered by Representatives Kahikina, Arakaki, Morita, Ahu Isa, Kawakami, Aiona and Kawanakoa.

H.C.R. No. 68, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO RESEARCH THE FUNDAMENTAL ELEMENTS OF THE HARM REDUCTION APPROACH TO SUBSTANCE ABUSE POLICY," was offered by Representative Tarnas.

H.C.R. No. 69, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII STATE EMPLOYEES' RETIREMENT SYSTEM TO EXPEDITE THE CALCULATION OF SICK LEAVE CREDIT FOR RETIREES," was offered by Representative Souki.

ANNOUNCEMENTS

Representative Whalen rose and stated:

"This is announcing the Second Annual Kuhio Day Canoe Regatta for my office. Leinaala is arranging it. It is going to be on March 26. The deadline to sign up is March 14 -- this Friday. The races will start at 9:00 a.m. There will be a potluck at noon, and for those of you elected officers, Channel 2 News is planning on being there so make sure you're there with your campaign buttons on. It should be a lot of fun. If there are any questions, please give our office a call. It will be at Magik Island."

Representative Moses then rose and stated:

"Directly after session today, we have a presentation by the Kapolei Middle School Task Force, which I am privileged to be one of the eleven members. This Middle School is being designed from the ground up with community input. It will be single-phased, turn key delivered to the State. It will be completed within two years and will open for sixth, seventh and eighth graders. And I am sure you will come to hear all about it and not because of the heavy pupus and refreshments, and it will be immediately after session in Room 325. Some of the people that came to be moderators of the process are from the mainland. Over the last several months, they have built hundreds and hundreds of schools throughout the nation, and I can say quite honestly, this will be a model for schools throughout America, so please come and hear it."

Representative Marumoto then rose and stated:

"Two of our members will celebrate their '39th' birthdays again this weekend -- Colleen Meyer on Saturday and Gene Ward on Sunday. And in honor of this occasion, their staffs are inviting all members and their staffs to join them for birthday cake at 3:00 p.m. this afternoon in the hallway outside of Room 442."

Representative Chang, on behalf of the members of the House, then wished Representative Cachola a "Happy Birthday."

Representative Cachola, on behalf of the members of the House, then wished Representative Nakasone a "Happy Birthday."

Representative Takumi then rose and stated:

"I would be remiss if I didn't mention the festivities last night at the Governor's Mansion, and the Karaoke contest that was held between the Senate, the Administration, and the House. And perhaps, unlike the basketball games of years past, the House won last night, and I think our singers, and I use the term loosely with some of them, but in any case, Representatives Kahikina, Takai, Lee, Meyer, Aiona, M. Oshiro, Arakaki and 'songbird' Yonamine did a great job, particularly Mike who took first place, and I think they all deserve our applause for even attempting to do that."

Representative Ward then rose and stated:

"One birthday always remembers another," and wished Representative Morihara who is having a birthday on Sunday, a "Happy Birthday."

At this time, Representative M. Oshiro moved to keep the Journal open until 4:30 o'clock p.m. this legislative day for the purpose of receiving House Resolutions and House Concurrent Resolutions, seconded by Representative Thielen and carried, with Representatives Herkes, Hiraki, Ito, Menor, Morihara, Saiki, Say, Tom and White being excused.

At 1:03 o'clock p.m., the House of Representatives stood in recess for the purpose of receiving House Resolutions and House Concurrent Resolutions.

INTRODUCTION OF RESOLUTIONS

In accordance with the motion made earlier, the following resolutions (H.R. Nos. 58 through 80) and concurrent resolutions (H.C.R. Nos. 70 through 128) were received in the Clerk's Office up to 4:00 o'clock

p.m. this legislative day and were referred to Printing and further action was deferred:

H.R. No. 58, entitled: "HOUSE RESOLUTION REQUESTING THE MAJOR TELEVISION NETWORKS TO INCLUDE WEATHER MAPS AND FORECASTS FOR HAWAII WHEN BROADCASTING NATIONALLY SYNDICATED PROGRAMS THAT INCLUDE NATIONAL WEATHER REPORTS," was jointly offered by Representatives Cachola, Chang, Jones, Ahu Isa, Morita, Aiona, McDermott, Ito, White and Souki.

H.R. No. 59, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO INITIATE A PILOT INTERNATIONAL STUDENT VISA WAIVER PROGRAM FOR INTERNATIONAL STUDENTS WHO HAVE BEEN ADMITTED TO BONA FIDE EDUCATIONAL INSTITUTIONS IN HAWAII," was jointly offered by Representatives Cachola and Morihara.

H.R. No. 60, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE EMPLOYMENT AND TRAINING FUND," was jointly offered by Representatives Herkes and Say.

H.R. No. 61, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO MODIFY THE CAPITAL IMPROVEMENT PROJECT PROCESS TO ENSURE GREATER UNIFORMITY IN THE ADVERTISEMENT OF CAPITAL IMPROVEMENT PROJECT BID REQUESTS THROUGHOUT THE FISCAL YEAR," was offered by Representative Herkes.

H.R. No. 62, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH A JUNIOR RESERVE OFFICER TRAINING CORPS PROGRAM AT KA'U HIGH SCHOOL ON THE BIG ISLAND," was offered by Representative Herkes.

H.R. No. 63, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO REVIEW PROJECT MA'ALO AND MAKE RECOMMENDATIONS WHETHER IT SHOULD BE ESTABLISHED AT THE UNIVERSITY OF HAWAII-HILO OR ELSEWHERE," was offered by Representative Herkes, by request.

H.R. No. 64, entitled: "HOUSE RESOLUTION URGING THE ESTABLISHMENT OF A JOINT TASK FORCE TO WORK TOWARD INNOVATIVE SOLUTIONS TO HAWAII'S MOST PRESSING LEGAL PROBLEMS," was offered by Representative Herkes, by request.

H.R. No. 65, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION TO SEEK ASSISTANCE FROM THE COUNTY WATER SUPPLY AGENCIES AND UTILITY COMPANIES IN SOLICITING DONATIONS FOR SUPPORT OF PUBLIC LIBRARIES," was offered by Representative Herkes, by request.

H.R. No. 66, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONSIDER PROVIDING IN-SERVICE TRAINING OPPORTUNITIES FOR SCHOOL-LEVEL CERTIFICATED PERSONNEL OVER THE SUMMER VACATION WITH COMPENSATION TO MINIMIZE THE AMOUNT OF TIME THAT THESE CERTIFICATED PERSONNEL ARE OUT OF THE CLASSROOM AND SCHOOL OFFICE DURING THE

REGULAR SCHOOL YEAR," was offered by Representative Herkes, by request.

H.R. No. 67, entitled: "HOUSE RESOLUTION REQUESTING THE DIRECTOR OF FINANCE TO USE THE FEDERAL LOCATOR SYSTEM FOR UNCLAIMED PROPERTY," was offered by Representative Herkes, by request.

H.R. No. 68, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONSIDER THE ESTABLISHMENT OF A TOLL-FREE TELEPHONE NUMBER FOR REPORTS OF ARCHAEOLOGICAL SITE DISTURBANCE, DESTRUCTION, OR VANDALISM," was offered by Representative Herkes.

H.R. No. 69, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CREATE A SPECIAL PROJECTS COORDINATOR AND DEVELOPMENT OFFICER," was offered by Representative Herkes, by request.

H.R. No. 70, entitled: "HOUSE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION TO AUTHORIZE A CHECKOFF ON THE FEDERAL INCOME TAX RETURN FOR DONATIONS TO A STATE ENVIRONMENTAL FUND," was offered by Representative Herkes.

H.R. No. 71, entitled: "HOUSE RESOLUTION REQUESTING LOCAL NEWSPAPERS TO PUBLISH A WEEKLY CRIME WATCH REPORT," was offered by Representative Herkes.

H.R. No. 72, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO EXAMINE THE PROBLEMS, DANGERS, AND THE NEED FOR REGULATORY CONTROLS RELATING TO COSMETIC SURGERY PROCEDURES IN OUTPATIENT SETTINGS," was offered by Representative Hiraki.

H.R. No. 73, entitled: "HOUSE RESOLUTION URGING THE HAWAII STATE LEGISLATURE TO SUPPORT SENATOR JOHN MCCAIN'S FEDERAL LEGISLATION TO PROVIDE FOR THE MANAGEMENT OF THE AIRSPACE OVER UNITS OF THE NATIONAL PARK SYSTEM," was jointly offered by Representatives Hiraki, Thielen, Morita, Whalen, Case, Garcia, Herkes, Kawananakoa and Saiki.

H.R. No. 74, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO UNDERTAKE MEASURES TO CONTROL THE COSTS OF PUBLISHING AND DISTRIBUTING STATE AGENCY ANNUAL REPORTS AND OTHER REPORTS TO THE LEGISLATURE," was jointly offered by Representatives Arakaki, Okamura and Say.

H.R. No. 75, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO ESTABLISH AND OPERATE AS A DEMONSTRATION PROJECT, A SCHOOL NUTRITION PROGRAM IN TWO PUBLIC SCHOOLS IN EACH DEPARTMENTAL SCHOOL DISTRICT, IN ORDER TO INSTITUTE A 'HEALTH CHOICE' OPTION IN SCHOOL LUNCHESES, AND TO FURTHER EDUCATE THOSE STUDENTS WHO CHOOSE TO ADOPT A HEALTHIER EATING PLAN," was jointly offered by Representatives Arakaki, Tarnas, Pendleton, Takai, Takumi, Okamura, Yonamine, Ahu Isa, Whalen, Saiki, Lee, Santiago and Morita.

H.R. No. 76, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO STUDY THE NEEDS OF, AND THE PROVISION OF SERVICES AND SHELTER TO, MINORS AGES FOURTEEN TO EIGHTEEN WHO ARE VICTIMS OF DOMESTIC VIOLENCE," was jointly offered by Representatives Arakaki, Thielen, Lee, Ahu Isa, Marumoto, Meyer, Morita, Pendleton, Saiki, Santiago, Takai, Tarnas and Whalen.

H.R. No. 77, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES TO BEGIN DEVELOPMENT OF A MEDICAID LONG-TERM CARE DEMONSTRATION PROJECT," was jointly offered by Representatives Arakaki, Abinsay, Ahu Isa, Kanoho, Kawakami, Lee, Pendleton, Saiki and Santiago.

H.R. No. 78, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO CONSIDER SHIFTING A PORTION OF FOREIGN LANGUAGE EDUCATION RESOURCES FROM THE HIGH SCHOOL TO THE ELEMENTARY SCHOOL LEVEL," was jointly offered by Representatives Arakaki, Tarnas, Pendleton, Takai, Garcia, Ahu Isa, M. Oshiro, Ward, Morihara, Morita, Saiki, Thielen, Kanoho and Lee.

H.R. No. 79, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO RETAIN THE KALIHI-PALAMA FAMILY GUIDANCE CENTER IN KALIHI," was jointly offered by Representatives Arakaki, Abinsay, Cachola, Ahu Isa, Kawakami, Saiki and Santiago.

H.R. No. 80, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO EASE REQUIREMENTS FOR PUBLIC ASSISTANCE FOR DOCUMENTED VICTIMS OF DOMESTIC VIOLENCE," was jointly offered by Representatives Arakaki, Abinsay, Ahu Isa, Aiona, Kawakami, Lee, Meyer, Pendleton, Saiki, Santiago and Thielen.

H.C.R. No. 70, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PREPARATION OF A LONG-TERM STRATEGIC PLAN OF ACTION FOR THE STATE'S TRAVEL AND TOURISM INDUSTRY," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 71, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF METHODS OF PROVIDING TAX INCENTIVES TO BUSINESSES FOR SUPPORTING THE EMPLOYMENT OF HAWAII WORKERS," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 72, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT AND IMPLEMENTATION OF A COMPREHENSIVE RURAL TRANSITION PLAN THAT PROMOTES NEW AND DIVERSIFIED AGRICULTURE AND INCREASES RURAL EMPLOYMENT AND DEVELOPMENT IN THE STATE," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 73, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A PUBLIC-PRIVATE HAWAII PRODUCTS BUREAU TO SUPPORT NEW AGRICULTURAL DEVELOPMENT AND MARKETING," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 74, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN INDUSTRY ANALYSIS OF THE ECONOMIC POTENTIAL OF EQUESTRIAN ACTIVITIES," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 75, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING UNIVERSITY OF HAWAII SPORTS PROGRAMS," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 76, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING IMPLEMENTATION OF EXPEDITED AUTOMATIC BORDER CLEARANCE; EXTENSION OF THE VISA WAIVER PROGRAM; AND ELIMINATION OF VISA REQUIREMENTS WHERE POSSIBLE," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 77, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE IMPLEMENTATION OF A PLAN OF ACTION TO MAKE HAWAII THE TELECOMMUNICATIONS HUB OF THE PACIFIC," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 78, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT AND IMPLEMENTATION OF AN INTERNATIONAL TECHNO-TOURISM POLICY," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 79, entitled: "HOUSE CONCURRENT RESOLUTION URGING INVESTMENT IN EDUCATION, TRAINING, TECHNOLOGY, AND INFRASTRUCTURE FOR A MORE RESPONSIVE ECONOMIC WORKFORCE," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 80, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO PROMOTE THE DEVELOPMENT OF THE HEALTH AND WELLNESS INDUSTRIES," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 81, entitled: "HOUSE CONCURRENT RESOLUTION URGING SUPPORT FOR THE EXPEDITED IMPLEMENTATION OF THE SADDLE ROAD REALIGNMENT PROJECT," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 82, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PROVISION OF ALTERNATIVE EDUCATION PROGRAMS FOR HIGH SCHOOL STUDENTS," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 83, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO SUGGEST STRATEGIES TO DEVELOP AN EDUCATIONAL INDUSTRY IN THE STATE," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 84, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A STATEWIDE WORKFORCE DEVELOPMENT PLAN IN TIMES OF

BUDGETARY CONSTRAINTS," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 85, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING IMPLEMENTATION OF MULTICULTURAL CURRICULUM, AFFIRMATIVE ACTION, AND CIVIL RIGHTS PROGRAMS AND POLICIES IN THE STATE OF HAWAII," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 86, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF CURRICULUM TO EDUCATE STUDENTS ABOUT UNDERREPRESENTED ETHNIC GROUPS," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 87, entitled: "HOUSE CONCURRENT RESOLUTION CALLING FOR A MORATORIUM ON THE EXCHANGE, SALE, OR OTHER ENCUMBRANCES ON OLD GOVERNMENT ROADS, TRAILS AND NONVEHICULAR RIGHTS-OF-WAY IN HAWAII," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 88, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE AND THE CITY AND COUNTY OF HONOLULU TO CREATE A PARK ENCOMPASSING THE ENTIRE KA IWI COASTLINE," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 89, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PROTECTION OF LAVA TUBE CAVES," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 90, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO MAKE THE PROTECTION AND PRESERVATION OF THE STATE'S WETLANDS AND ITS SURROUNDING FASTLANDS, A TOP PRIORITY FOR LAND BANKING PROGRAMS," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 91, entitled: "HOUSE CONCURRENT RESOLUTION CALLING FOR SUPPORT OF THE HAWAII OCEAN RESOURCES MANAGEMENT PLAN AND THE HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE SANCTUARY ENVIRONMENTAL IMPACT STATEMENT/ MANAGEMENT PLAN," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 92, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF MANDATING INSURANCE COVERAGE FOR MENTAL ILLNESS THAT IS EQUAL TO COVERAGE FOR ALL OTHER MEDICAL ILLNESSES," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 93, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A VALUES AND ETHICS PROGRAM," was jointly offered by Representatives M. Oshiro by request, Okamura by request and Garcia by request.

H.C.R. No. 94, entitled: "HOUSE CONCURRENT RESOLUTION URGING SUPPORT FOR THE PROMOTION OF NONPROFIT HOUSING DEVELOPMENT IN HAWAII," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 95, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO CAREFULLY ASSESS THE IMPACT OF NEW FEDERAL LAWS AFFECTING IMMIGRANTS TO PROTECT THEIR RIGHTS TO RECEIVE ADEQUATE HEALTH AND HUMAN SERVICES," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 96, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO ESTABLISH GUIDELINES FOR THE MED-QUEST PROGRAM," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 97, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE TO JOIN A COALITION OF STATES NOW SUING THE TOBACCO COMPANIES FOR INCREASED COSTS OF LOCAL MEDICAL CARE," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 98, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO INCORPORATE ASSISTIVE TECHNOLOGY CONSIDERATIONS IN ALL ADMINISTRATION MEASURES RELATING TO PERSONS WITH DISABILITIES," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 99, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO REVIEW ITS TUITION ASSISTANCE PROGRAM," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 100, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF REGENTS TO REINSTATE FREE BORROWING PRIVILEGES AT ALL UNIVERSITY OF HAWAII LIBRARIES FOR HAWAII RESIDENTS," was jointly offered by Representatives Okamura by request, M. Oshiro by request, and Garcia by request.

H.C.R. No. 101, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE MAJOR TELEVISION NETWORKS TO INCLUDE WEATHER MAPS AND FORECASTS FOR HAWAII WHEN BROADCASTING NATIONALLY SYNDICATED PROGRAMS THAT INCLUDE NATIONAL WEATHER REPORTS," was jointly offered by Representatives Cachola, Chang, Jones, Ahu Isa, Aiona, McDermott, Morita, Ito, White and Souki.

H.C.R. No. 102, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO INITIATE A PILOT INTERNATIONAL STUDENT VISA WAIVER PROGRAM FOR INTERNATIONAL STUDENTS WHO HAVE BEEN ADMITTED TO BONA FIDE EDUCATIONAL INSTITUTIONS IN HAWAII," was jointly offered by Representatives Cachola and Morihara.

H.C.R. No. 103, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF THE

EMPLOYEES' RETIREMENT SYSTEM TO DETERMINE IF THERE ARE OVERTIME ABUSES," was jointly offered by Representatives Yonamine, Yamane, Case, Garcia, Yoshinaga, Abinsay, Ahu Isa, Arakaki, Cachola, Herkes, Ito, Jones, Kanoho, Morihara, Nakasone, M. Oshiro, P. Oshiro, Say, Souki and Stegmaier.

H.C.R. No. 104, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE TENTH AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES AND URGING THE FEDERAL GOVERNMENT TO RECOGNIZE THE RIGHTS OF STATES TO MAKE DETERMINATIONS REGARDING DRUG POLICY AND OTHER MATTERS WITHOUT FEDERAL INTERFERENCE," was offered by Representative Tarnas.

H.C.R. No. 105, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE EMPLOYMENT AND TRAINING FUND," was jointly offered by Representatives Herkes and Say.

H.C.R. No. 106, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO MODIFY THE CAPITAL IMPROVEMENT PROJECT PROCESS TO ENSURE GREATER UNIFORMITY IN THE ADVERTISEMENT OF CAPITAL IMPROVEMENT PROJECT BID REQUESTS THROUGHOUT THE FISCAL YEAR," was offered by Representative Herkes.

H.C.R. No. 107, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH A JUNIOR RESERVE OFFICER TRAINING CORPS PROGRAM AT KA'U HIGH SCHOOL ON THE BIG ISLAND," was offered by Representative Herkes.

H.C.R. No. 108, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO REVIEW PROJECT MA'ALO AND MAKE RECOMMENDATIONS WHETHER IT SHOULD BE ESTABLISHED AT THE UNIVERSITY OF HAWAII-HILO OR ELSEWHERE," was offered by Representative Herkes, by request.

H.C.R. No. 109, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ESTABLISHMENT OF A JOINT TASK FORCE TO WORK TOWARD INNOVATIVE SOLUTIONS TO HAWAII'S MOST PRESSING LEGAL PROBLEMS," was offered by Representative Herkes, by request.

H.C.R. No. 110, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO SEEK ASSISTANCE FROM THE COUNTY WATER SUPPLY AGENCIES AND UTILITY COMPANIES IN SOLICITING DONATIONS FOR SUPPORT OF PUBLIC LIBRARIES," was offered by Representative Herkes, by request.

H.C.R. No. 111, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONSIDER PROVIDING IN-SERVICE TRAINING OPPORTUNITIES FOR SCHOOL-LEVEL CERTIFICATED PERSONNEL OVER THE SUMMER VACATION WITH COMPENSATION TO MINIMIZE THE AMOUNT OF TIME THAT THESE CERTIFICATED PERSONNEL ARE OUT OF THE CLASSROOM AND SCHOOL OFFICE DURING THE REGULAR SCHOOL YEAR," was offered by Representative Herkes, by request.

H.C.R. No. 112, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF FINANCE TO USE THE FEDERAL LOCATOR SYSTEM FOR UNCLAIMED PROPERTY," was offered by Representative Herkes, by request.

H.C.R. No. 113, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONSIDER THE ESTABLISHMENT OF A TOLL-FREE TELEPHONE NUMBER FOR REPORTS OF ARCHAEOLOGICAL SITE DISTURBANCE, DESTRUCTION, OR VANDALISM," was offered by Representative Herkes.

H.C.R. No. 114, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CREATE A SPECIAL PROJECTS COORDINATOR AND DEVELOPMENT OFFICER," was offered by Representative Herkes, by request.

H.C.R. No. 115, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION TO AUTHORIZE A CHECKOFF ON THE FEDERAL INCOME TAX RETURN FOR DONATIONS TO A STATE ENVIRONMENTAL FUND," was offered by Representative Herkes.

H.C.R. No. 116, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING LOCAL NEWSPAPERS TO PUBLISH A WEEKLY CRIME WATCH REPORT," was offered by Representative Herkes.

H.C.R. No. 117, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF ARCHAEOLOGISTS," was offered by Representative Herkes, by request.

H.C.R. No. 118, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO EXAMINE THE PROBLEMS, DANGERS, AND THE NEED FOR REGULATORY CONTROLS RELATING TO COSMETIC SURGERY PROCEDURES IN OUTPATIENT SETTINGS," was offered by Representative Hiraki.

H.C.R. No. 119, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII STATE LEGISLATURE TO SUPPORT SENATOR JOHN MCCAIN'S FEDERAL LEGISLATION TO PROVIDE FOR THE MANAGEMENT OF THE AIRSPACE OVER UNITS OF THE NATIONAL PARK SYSTEM," was jointly offered by Representatives Hiraki, Thielen, Morita, Whalen, Case, Garcia, Herkes, Kawanakoa and Saiki.

H.C.R. No. 120, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO UNDERTAKE MEASURES TO CONTROL THE COSTS OF PUBLISHING AND DISTRIBUTING STATE AGENCY ANNUAL REPORTS AND OTHER REPORTS TO THE LEGISLATURE," was jointly offered by Representatives Arakaki, Okamura and Say.

H.C.R. No. 121, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO ESTABLISH AND OPERATE AS A DEMONSTRATION PROJECT, A SCHOOL NUTRITION PROGRAM IN TWO PUBLIC SCHOOLS IN EACH DEPARTMENTAL SCHOOL DISTRICT, IN ORDER TO INSTITUTE A 'HEALTH CHOICE' OPTION IN SCHOOL LUNCHES, AND TO FURTHER EDUCATE

THOSE STUDENTS WHO CHOOSE TO ADOPT A HEALTHIER EATING PLAN," was jointly offered by Representatives Arakaki, Tarnas, Pendleton, Takai, Takumi, Okamura, Yonamine, Ahu Isa, Whalen, Saiki, Lee, Santiago and Morita.

H.C.R. No. 122, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO STUDY THE NEEDS OF, AND THE PROVISION OF SERVICES AND SHELTER TO, MINORS AGES FOURTEEN TO EIGHTEEN WHO ARE VICTIMS OF DOMESTIC VIOLENCE," was jointly offered by Representatives Arakaki, Ahu Isa, Lee, Thielen, Marumoto, Meyer, Morita, Pendleton, Saiki, Santiago, Takai, Tarnas and Whalen.

H.C.R. No. 123, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES TO BEGIN DEVELOPMENT OF A MEDICAID LONG-TERM CARE DEMONSTRATION PROJECT," was jointly offered by Representatives Arakaki, Lee, Abinsay, Ahu Isa, Kanoho, Kawakami, Pendleton, Saiki and Santiago.

H.C.R. No. 124, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO CONSIDER SHIFTING A PORTION OF FOREIGN LANGUAGE EDUCATION RESOURCES FROM THE HIGH SCHOOL TO THE ELEMENTARY SCHOOL LEVEL," was jointly offered by Representatives Arakaki, Tarnas, Pendleton, Takai, Garcia, Ahu Isa, M. Oshiro, Ward, Morihara, Saiki, Morita, Thielen, Kanoho and Lee.

H.C.R. No. 125, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO RETAIN THE KALIHI-PALAMA FAMILY GUIDANCE CENTER IN KALIHI," was jointly offered by Representatives Arakaki, Cachola, Abinsay, Ahu Isa, Kawakami, Saiki and Santiago.

H.C.R. No. 126, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO EASE REQUIREMENTS FOR PUBLIC ASSISTANCE FOR DOCUMENTED VICTIMS OF DOMESTIC VIOLENCE," was jointly offered by Representatives Arakaki, Abinsay, Ahu Isa, Aiona, Kawakami, Lee, Meyer, Pendleton, Saiki, Santiago and Thielen.

H.C.R. No. 127, entitled: "HOUSE CONCURRENT RESOLUTION AFFIRMING THE NEED FOR A LEGISLATIVE JOINT COMMITTEE TO ADDRESS THE LONG-TERM CARE FINANCING NEEDS OF THE RESIDENTS OF HAWAII," was jointly offered by Representatives Arakaki, Ahu Isa, Kawakami, Kanoho, Souki, Yonamine, P. Oshiro, Pendleton, Saiki, M. Oshiro, Cachola, Kahikina, Santiago, Stegmaier and Okamura.

H.C.R. No. 128, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF DEFENSE TO EVALUATE ITS CURRENT MILITARY PRESENCE IN OKINAWA AND TO RETURN LAND AND FACILITIES TO THE PREFECTURAL GOVERNMENT," was jointly offered by Representatives Arakaki, Yonamine, Takumi, M. Oshiro, Nakasone, Takamine, Saiki, Ahu Isa and Garcia.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 12:00 o'clock noon on Monday, March 10, 1997.

TWENTY-NINTH DAY

Monday, March 10, 1997

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 12:08 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Associate Pastor Dan Van Alstine of the Mililani Baptist Church, after which the Roll was called showing all members present with the exception of Representatives Menor, Morita and Takamine, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 162 and 163) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 162, transmitting copies of the following: Report to the Nineteenth Legislature, State of Hawaii, 1997, Urging the Governor to Reaffirm the Trust Responsibility of the State for Improving the Health Status of Hawaiians to the Highest Possible Level.

Gov. Msg. No. 163, transmitting copies of the 1996 Annual Report and Financial Statements prepared by the Housing Finance and Development Corporation, pursuant to Chapter 201E, Hawaii Revised Statutes, as amended.

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

Representative M. Oshiro introduced a group of 7th and 8th grade students from Wahiawa Intermediate School. They were accompanied by their teachers, Mrs. Sandra Kawasaki, JoAnn Ikemi, Danette Leong, Ursula Garrett, John Goold, Laura Suckow and Les Yafuso.

Representative Takai introduced the following delegates to the Young Democrats of America conference held this past weekend: Anna Song, Director of Youth Ministry of the Los Altos Youth Ministry; Chris Stumpolis, National Committeeman of the California Young Democrats; Alexis S. Blizman, National Committeewoman and Chair of the Gay, Lesbian and Bisexual Caucus of the Young Democrats of America; and James Apa, Region 8 Director, Young Democrats of America, "which covers Guam, American Samoa, Washington, Oregon, Idaho, Montana, Alaska and Hawaii."

At 12:16 o'clock p.m., Representative M. Oshiro asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:21 o'clock p.m.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following Senate Bills were re-referred by the Speaker, as follows:

S.B.
Nos. Re-referred to:

- 842 Jointly to the Committee on Public Safety and Military Affairs and the Committee on Judiciary, then to the Committee on Finance
- 1433 Jointly to the Committee on Tourism and the Committee on Finance
- 1506 Jointly to the Committee on Labor and Public Employment and the Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 1632 Committee on Human Services and Housing, then to the Committee on Finance
- 1766 Committee on Judiciary

STANDING COMMITTEE REPORT

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1112) recommending that H.R. No. 23, as amended in HD 1, be referred to the Committee on Education.

On motion by Representative Santiago, seconded by Representative Kahikina and carried, the report of the Committee was adopted and H.R. No. 23, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO EVALUATE THE BIG ISLAND PILOT PROJECT ON MENTAL HEALTH SERVICES," was referred to the Committee on Education, with Representatives Menor, Morihiro, Morita, Say and Takamine being excused.

SUSPENSION OF RULES

On motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the rules were suspended for the purpose of considering a bill on Third Reading on the basis of a modified consent calendar, with Representatives Menor, Morita, Pendleton, Say and Takamine being excused.

THIRD READING

S.B. No. 175, HD 1:

On motion by Representative Yoshinaga, seconded by Representative Goodenow and carried, S.B. No. 175, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Third Reading by a vote of 46 ayes, with Representatives Menor, Morita, Pendleton, Say and Takamine being excused.

The Chair directed the Clerk to note that S.B. No. 175 had passed Third Reading at 12:23 o'clock p.m.

ADJOURNMENT

At 12:24 o'clock p.m., on motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, March 11, 1997. (Representatives Menor, Morita, Pendleton, Say and Takamine were excused.)

THIRTIETH DAY

Tuesday, March 11, 1997

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 12:08 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Reverend Kathy Ledgerwood, Associate Pastor of the First United Methodist Church, after which the Roll was called showing all members present with the exception of Representatives Garcia, Halford, Meyer and Okamura, who were excused.

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

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

Representative Case introduced a group of first grade students from Noelani Elementary School. They were accompanied by their leader, Donna Hashimoto; teachers, Corrine Chinen, Marion Yasui and Cathy Shimoda; and parents, Sally Lee, Alice Sakuda, Sonia Kuboyama and Kelly Joy.

Representative Ward then welcomed the students from Noelani School and asked Kiley Ong, daughter of Mike Ong, Minority Attorney, to stand to be recognized.

Representative Tom also welcomed the students and asked Joshua Mun, "a child who I knew when he was born. His father, Ron, happens to be one of the attorneys in my office and he is, I believe, my best friend."

Representative Arakaki introduced a group of educators from Okinawa, saying:

"Mr. Speaker, on behalf of the Uchinanchus on the floor -- Representatives Nakasone, M. Oshiro, P. Oshiro, Suzuki, Takamine, Takumi and Yonamine -- it is my pleasure to introduce some special guests from Okinawa.

"This is the seventh year of the Hawaii-Okinawa Sister/State student exchange program, and one of the prevailing themes for the program has been *ichariba chode* (we are strangers when we meet but we are brothers and sisters under the skin). And indeed, Okinawa and Hawaii share many things in common, being both islands. We both have a population of 1.2 million, heavily dependent on tourism, and also having a large military population.

"The program looks to the 21st century, and how important it is for our students to be aware and know the culture, the history, and the language of Asia Pacific, and this helps to promote that kind of exchange.

"Besides that, Mr. Speaker, they say that the Portuguese and the Okinawans share many things in common, and there are two things, Mr. Speaker. They said that the Portuguese and the Okinawans are the hairiest people in the world. . .

At this point, the Chair remarked: "Also, very good-looking."

Representative Arakaki continued, saying:

"I was just going to say that. . . The other thing is that Okinawans and the Portuguese are either very good-looking or very not so good-looking.

"It is a pleasure to say *mensoree*, or *yokoso irashaimashita* (thank you for coming) to our guests."

Representative Arakaki then introduced the guests and asked them to stand to be recognized, as follows: Mr. Hiroshi Uezu, English teacher consultant from the Okinawan Prefectural Board of Education; Miss Tamiko Ganiko, English teacher at Ishikawa Senior High School; and Mr. Yuji Teruya, English teacher at Urasoi Senior High School. They were accompanied by Ms. Lana Mito, Student Activities Coordinator for the Department of Education.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolutions (H.R. Nos. 99 and 100) were announced by the Clerk and the following actions were taken:

H.R. No. 99, entitled: "HOUSE RESOLUTION RECOGNIZING THE 85TH ANNIVERSARY OF THE GIRL SCOUTS OF USA AND THE 80TH ANNIVERSARY OF THE GIRL SCOUTS OF HAWAII," was jointly offered by Representatives Marumoto, Ahu Isa, Thielen, Goodenow, Abinsay, Aiona, Cachola, Garcia, Halford, Hamakawa, Herkes, Hiraki, Jones, Kanoho, Kawakami, Kawanakao, Lee, McDermott, Menor, Meyer, Pendleton, Stegmaier, Suzuki, Takai and Whalen.

Representative Marumoto moved that H.R. No. 99 be adopted, seconded by Representative Ahu Isa.

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

"The Girl Scouts is celebrating its 85th anniversary this week. It was founded in Savannah, Georgia, in 1912, and it has provided fifty million young women with a strong commitment to community services and of love of country.

"This year, 1997, also marks the celebration of the 80th anniversary of the Girl Scouts of Hawaii. It has the distinction of being the oldest council West of the Mississippi River. It was organized under the auspices of Queen Liliuokalani, so this is why we have this presentation today.

"Mr. Speaker, I would like to introduce our guests," and asked the following honorees to stand to be recognized:

"Joyce Richards, Executive Director of the Girl Scouts of Hawaii. She is a very dynamic person and since she's been here, she has been a real spark plug. She has been instrumental in elevating the organizational structure and financial stability, almost to the point where it matches the Boy Scouts."

Joyce Richards rose to be recognized.

"Doris Cooke Derby. She is the oldest Girl Scout in Hawaii. She was the member of the first Girl Scouts troop that was organized by Queen Liliuokalani.

Accompanying her and helping her is her granddaughter, Caroline Dvojacki."

Doris Cooke Derby and Caroline Dvojacki rose to be recognized.

"Tamara E. Jernigan, PhD. She is an astronaut. She is Hawaii's official Girl Scout in space and she has a doctorate in space physics and astronomy. She was selected to be a NASA mission specialist and has logged over 1,277 hours in space, the longest of any American women astronaut. She recently had the distinction of being on the mission where the space walk had to be cancelled because they couldn't get the outer hatch on the air lock opened -- you remember that? Please greet Tammy."

Dr. Tamara E. Jernigan rose to be recognized.

"Kristina Carroll. The newest Girl Scout in the State. She signed up this morning to be a Daisy."

Kristina Carroll rose to be recognized.

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

"Mr. Speaker, I am proud to say that I was a former Girl Scout and do have this privilege of being here today to honor two great women: Doris Cooke Derby and Dr. Tamara E. Jernigan, Hawaii's official Girl Scout in space. And, Mr. Speaker, I also want to congratulate Joyce Richards and the Girl Scouts of Hawaii on their 80th anniversary in these islands.

"The Girl Scouts taught me to try the challenges and competition. I love competition and I remember wanting always to be the first to earn my badges. As a youngster, I tended to act first and think later. And I remember one Saturday up at Aiea Heiau, when our leader was giving instructions, I ran ahead of the group to gather what I thought was rare and unusual leaves. As I rushed back, proud as ever of my collection, I was shocked and saddened to learn that I had gathered nothing but weeds. This taught me a valuable lesson, Mr. Speaker, to first listen, to do my research, and stop rushing off and gathering up things that turn out to be nothing but opala (rubbish).

"Congratulations again, Girl Scouts of Hawaii, on your anniversary.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, I am delighted to add my congratulations to those of the other speakers on this occasion of the 85th anniversary of the Girl Scouts of the Pacific.

"As a Girl Scout myself for many years, and as a former Girl Scout leader, scouting has meant a great deal to me in my life.

"I have spent many happy days working on Scout projects such as paper drives, community cleanup, and community service projects. During my junior high school days, our troop did volunteer work in a nursing home, and this inspired me to embark upon a career in nursing.

"Many happy days were spent at camp and on hiking trails, and scouting was the place where I gained my lifelong appreciation for the out of doors.

"As a Girl Scout leader, I hope I was able to make a difference in the lives of several young people.

"Girl Scouts are one organization that has endured and changed over the years to become more meaningful to today's young people. An example is our astronaut who is here today.

"Congratulations and best wishes to all of you here today for your role in keeping Girl Scouts a valuable part of the life of young women.

"Thank you."

Representative Thielen then rose and stated:

"I am also rising to speak in support of the resolution, and congratulations to all of you.

"Mr. Speaker, I was especially privileged to be a Girl Scout and to have a mother that volunteered to be the Scout troop leader. It was wonderful being able to participate with my mother being the leader of the troop, and to participate with my classmates in Girl Scout activities.

"I did this at a time when not many doors were open to young girls or to women in the regular world. I give you special thanks and congratulations for your role as an astronaut. Those doors weren't particularly open to us, but scouting taught us one thing, that if we were prepared, if we worked hard, we could then go out there and open those doors. And I think that Girl Scouting provided a wonderful background for a lot of women who are now out in the professional fields.

"Thank you."

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

"It is my pleasure to honor Dr. Tamara Jernigan for being a role model and also an inspiration to the many young women throughout our communities and throughout the world. And I must say, I was not a Girl Scout. I did not have the opportunity in my youth; however, there were many opportunities for helping the Girl Scout movement in my adult life. As a teacher, I encouraged many of my students to the life of scouting.

"It is also my pleasure to honor Doris Cooke Derby, a member of the first Girl Scout troop in our State of Hawaii, founded in 1917. Thank you for your tireless efforts in scouting, in the Honolulu Academy of Arts, the Honolulu Symphony, and the school music programs.

"And I must say that Kauai was the last of the islands to charter a Girl Scout Council in 1950 to join the Girl Scout movement. We honor all of you women today for your devotion, your dedication in making the Girl Scout movement such a valuable learning experience for our young girls.

"Happy 80th anniversary to all of you and the Girl Scouts of Hawaii.

"Thank you very much, Mr. Speaker."

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

"I do have a confession. I never was a Girl Scout; however, I am aware of all the wonderful work that the Girl Scouts have done for the State of Hawaii, for our nation, and I am very pleased to have worked with the

Girl Scouts in a historic run that was taking place in our neighborhood last year.

"From what I have seen, and from what I have heard, and from what I know of the Girl Scout organization, they are truly a role model for all our youngsters, especially the girls, and for that we have much to be grateful, and this Representative would like to extend my appreciation, especially to the Girl Scouts of Hawaii.

"Thank you."

The motion was put to vote by the Chair and carried, and H.R. No. 99 was adopted, with Representatives Garcia, Halford, Meyer, Okamura and Say being excused.

Certificates of Recognition and floral leis were presented to the honorees.

H.R. No. 100, entitled: "HOUSE RESOLUTION HONORING AND COMMENDING MEADOW GOLD DAIRIES, INC., ON ITS ONE HUNDREDTH YEAR ANNIVERSARY OF PROVIDING EXCELLENT SERVICE AND QUALITY PRODUCTS TO THE PEOPLE OF HAWAII," was jointly offered by Representatives Jones, Yamane, Morita, Garcia, Goodenow, Yoshinaga, Kanoho, Kahikina, Abinsay, Ahu Isa, Arakaki, Cachola, Chang, Fox, Halford, Herkes, Moses, Nakasone, M. Oshiro, Saiki, Suzuki, Takai, Takamine, Takumi, Tom and White.

Representative Jones moved that H.R. No. 100 be adopted, seconded by Representative Yamane.

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

"Mr. Speaker, I would like to read a few excerpts from the House Resolution honoring Meadow Gold on its one hundredth year anniversary.

'WHEREAS, in Hawaii, there are only a few select number of companies that can celebrate a centennial year of providing excellent service, and rich and nourishing dairy products to the people of Hawaii; and

'WHEREAS, many of us look back fondly to our childhood and remember being raised on Meadow Gold quality beverages and milk products and growing up with Lani Moo, and taking school excursions to Meadow Gold farms and production facilities; and

'WHEREAS, in addition to its quality products and service, Glenn Muranaka, Meadow Gold's President and General Manager, continues the "Meadow Gold tradition" of commitment to community service by sponsoring such programs as the American Youth Soccer Organization (AYSO), the Healthy Baby Contest, the Children's Discovery Center, the Waimanalo HMSA sports clinics, the Honolulu Zoo's Easter Egg-Stravaganza, and many other community events; and

'WHEREAS, as Hawaii's largest and oldest supplier of dairy products, Meadow Gold continues to be a statewide leader in diversified agriculture by providing, producing, processing, distributing and selling more than 300 superior quality dairy products and beverages to the people of Hawaii, now, therefore,

'BE IT RESOLVED by the House of Representatives of the Nineteenth Legislature, that this body hereby honors and commends Meadow Gold Dairies, Inc., on its one hundredth year anniversary of providing excellent service and quality products to the people of Hawaii, and extends its warmest aloha and best wishes to Meadow Gold's

three hundred hardworking and dedicated employees statewide and all those associated with this reputable company.'

"Mr. Speaker, today, we want to recognize some of the executives of Meadow Gold and a few members of other organizations who sponsor community service programs in partnership with Meadow Gold."

Representative Jones then introduced and asked the following honorees to stand to be recognized: Mr. Glenn Muranaka, President and General Manager of Meadow Gold; Mr. Roger Wall and Mrs. Jenai Wall, husband and wife, representing Foodland; Ms. Rose Schiltz, representing the Mothers and Healthy Babies Coalition; Ms. Deanna Nakamura, representing the Hawaii Dietetic Association; Ms. Gretchen Neal, representing the American Cancer Society; and Mr. Stanley Seki, representing the Department of Education.

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

"I believe Representative Jones is supposed to invite all the colleagues here to lunch up in Room 423 but since he missed that, all members are invited to lunch following session in Room 423. The ice cream will be provided by Meadow Gold.

"I would like to, like my colleague, say that Mr. Muranaka is the first Oriental local boy to become president of Meadow Gold, and if some of the older members of the House remember, Meadow Gold used to be Dairymen's a few years ago.

"Glenn Muranaka was also born and raised here, but he was also raised like three blocks from here. If you folks remember Halekauwila Street, or back in the early 1950s, the Muranakas used to play on the dirt roads by the termite-eaten old wooden shanty town kind of structures we used to have in Kakaako, if any of you remember those days."

Representative Yamane then introduced the Muranaka family who were seated in the gallery, as follows: Mrs. Janice Agena, his wife; Brian and Ruth Igami; Charlotte Muranaka, Henry and Carol O'Neill, Gary and Irene Arakaki, Edwin and Charlene Muranaka, Alvin and Annette Muranaka, Kimberly Muranaka and Lance Muranaka; Meadow Gold associates: Ron Sugai, Ron Zahn, Darrel Tajima, Mike Kaya, Eric Hara, Blane AhQuin, Harolyn Toma, Charlie Seymour, Brian Winterton, Brad Kesser and Lani Moo; and Max Sword, an old friend of the Legislature.

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

"Like Representative Yamane, I am old enough to remember that it was Dairymen's before it was Meadow Gold. And for those members who were questioning whether Representative Yamane was a direct descendant of Lani Moo, I can tell you he is not. I hope that with the passage of this resolution, we can confirm what Lani Moo used to look like when she would be used in advertisements during our age. Since we came on the floor this morning, Lani Moo has been black and white, brown and white, and all brown.

"Unfortunately, I hate to report that some members felt that Lani Moo was a male; however, with the passage of this resolution, I would like that question to be answered as to whether Lani Moo was this color (held up brown puppet) or whether this is a misrepresentation.

"Thank you, Mr. Speaker."

The Chair remarked:

"It's kind of difficult for a male to provide milk, I would think."

The motion was put to vote by the Chair and carried, and H.R. No. 100 was adopted, with Representatives Garcia, Halford, Meyer, Okamura and Say being excused.

Certificates of Recognition and floral leis were presented to the honorees.

At 12:43 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:50 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1113) recommending that H.R. No. 30, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Stegmaier, seconded by Representative Morita and carried, the report of the Committee was adopted and H.R. No. 30, HD 1, entitled: "HOUSE RESOLUTION REQUESTING SAFER SCHOOLS IN SECONDARY EDUCATION," was referred to the Committee on Judiciary, with Representatives Abinsay, Arakaki, Garcia, Halford, Jones, Marumoto, Meyer, Morihara, Nakasone, Okamura, Saiki, Say and Yonamine being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1114) recommending that H.C.R. No. 31, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Stegmaier, seconded by Representative Morita and carried, the report of the Committee was adopted and H.C.R. No. 31, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING SAFER SCHOOLS IN SECONDARY EDUCATION," was referred to the Committee on Judiciary, with Representatives Abinsay, Arakaki, Garcia, Halford, Jones, Marumoto, Meyer, Morihara, Nakasone, Okamura, Saiki, Say and Yonamine being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1115) recommending that H.C.R. No. 21, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Stegmaier, seconded by Representative Morita and carried, the report of the Committee was adopted and H.C.R. No. 21, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE FORMULATION OF POLICIES AND PROCEDURES FOR HANDLING PUBLIC CONCERNS AND GRIEVANCES OF THE DEPARTMENT OF EDUCATION," was referred to the Committee on Judiciary, with Representatives Abinsay, Arakaki, Garcia, Halford, Jones, Marumoto, Meyer, Morihara, Nakasone, Okamura, Saiki, Say and Yonamine being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 81 through 98) and concurrent resolutions (H.C.R. Nos. 129 through 153) were referred to Printing and further action was deferred:

H.R. No. 81, entitled: "HOUSE RESOLUTION REQUESTING THE JUDICIARY TO REQUIRE SERVICE IN THE HONOLULU POLICE DEPARTMENT'S COMMUNITY-TRAFFIC AWARENESS PARTNERSHIP PROGRAM AS A SENTENCING OPTION FOR INDIVIDUALS CONVICTED OF MULTIPLE TRAFFIC INFRACTIONS," was offered by Representative P. Oshiro.

H.R. No. 82, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A PERSONNEL AND PROGRAM REVIEW OF STATE GOVERNMENT TO DEVELOP DOWNSIZING RECOMMENDATIONS," was offered by Representative P. Oshiro, by request.

H.R. No. 83, entitled: "HOUSE RESOLUTION REQUESTING THE STATE ATTORNEY GENERAL TO REVIEW THE CONSTITUTIONALITY OF RESTRICTING OR REVOKING THE VISITATION RIGHTS OF PARENTS WHO FAIL TO COMPLY WITH THEIR CHILD SUPPORT JUDGMENT," was offered by Representative P. Oshiro.

H.R. No. 84, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO DESIGN, PLAN, AND CONSTRUCT A NEW BICYCLE PATH TO ENSURE THE SAFETY OF CHILDREN WHO RIDE THEIR BICYCLES TO AND FROM HALEIWA AND WAIALUA ELEMENTARY SCHOOLS," was offered by Representative Santiago.

H.R. No. 85, entitled: "HOUSE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO CONTINUE EFFORTS TO CONSOLIDATE SEVEN UNITED STATES POSSESSIONS IN THE PACIFIC UNDER HAWAII'S JURISDICTION, BUT TO INCLUDE PROVISIONS FOR COST-SHARING BY THE FEDERAL GOVERNMENT," was jointly offered by Representatives Ward, Cachola, Herkes, Hiraki, Kanoho, Morihara, Nakasone, M. Oshiro, Takumi, Thielen and Yonamine.

H.R. No. 86, entitled: "HOUSE RESOLUTION REQUESTING THE SPEAKER OF THE HOUSE OF REPRESENTATIVES OF THE UNITED STATES CONGRESS TO SUPPORT THE PASSAGE OF H.R. NO. 627, ESTABLISHING A THREE-YEAR VISA WAIVER PILOT PROGRAM FOR KOREAN NATIONALS VISITING THE UNITED STATES AS TOURISTS," was jointly offered by Representatives Ward, Thielen, Cachola, Herkes, Hiraki, Kanoho, Morihara, Nakasone, M. Oshiro, Takumi and Yonamine.

H.R. No. 87, entitled: "HOUSE RESOLUTION ENCOURAGING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO OBTAIN THE SERVICES OF MEMBERS OF THE CURRENT MANAGEMENT OF THE HONG KONG CONVENTION AND EXHIBITION CENTER TO MANAGE HAWAII'S CONVENTION CENTER," was jointly offered by Representatives Ward, Kanoho, Morihara, Thielen and Yonamine.

H.R. No. 88, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON LAW ENFORCEMENT ISSUES RELATING TO INDUSTRIAL HEMP," was jointly offered by Representatives Tarnas and Thielen.

H.R. No. 89, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY ALTERNATIVES TO THE CURRENT METHOD OF ELECTING TRUSTEES OF THE OFFICE OF HAWAIIAN AFFAIRS," was jointly offered by Representatives Kawanānakoā, Case, Suzuki and Yamane.

H.R. No. 90, entitled: "HOUSE RESOLUTION REQUESTING AN EVALUATION OF THE NEED TO CONTINUE UPDATES OF THE STATE FUNCTIONAL PLANS," was jointly offered by Representatives Fox and Herkes.

H.R. No. 91, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO STUDY THE HAWAII HEALTH QUEST PROGRAM AND TO MAKE RECOMMENDATIONS TO IMMEDIATELY REDUCE THE PROGRAM'S INCREASING COSTS OR TO STABILIZE THEM, OR BOTH, WITHOUT AN INCREASE IN FUNDING," was jointly offered by Representatives Arakaki, Kanoho, Souki, Saiki, Pendleton, Kawakami, Santiago, Say, Kahikina, Lee, Stegmaier and Whalen.

H.R. No. 92, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A FATHERHOOD TASK FORCE TO PROMOTE STRONG FAMILIES THROUGH POSITIVE FATHERING," was jointly offered by Representatives Arakaki, Kahikina, Pendleton, Suzuki, Kanoho, Souki, Nakasone, Garcia, Herkes, Takamine, Tarnas, Takumi, Case, Abinsay, Stegmaier, Ward, Whalen, White, Halford, Fox, Menor, Cachola, Ito, P. Oshiro, Jones, Chang, Yonamine and Yamane.

H.R. No. 93, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE CITY AND COUNTY OF HONOLULU TO EXPEDITE THE CONVEYANCE OF KALIHI VALLEY STATE PARK TO THE STATE," was jointly offered by Representatives Arakaki, Abinsay, Cachola, Takamine and Hamakawa.

H.R. No. 94, entitled: "HOUSE RESOLUTION REQUESTING THE JUDICIARY TO CREATE A TASK FORCE TO EVALUATE THE COURT ANNEXED ARBITRATION PROGRAM," was offered by Representative Tom.

H.R. No. 95, entitled: "HOUSE RESOLUTION REQUESTING THE DEVELOPMENT AND IMPLEMENTATION OF A MONITORING SYSTEM TO ENSURE CONSISTENCY IN ADMINISTERING DISCIPLINE IN THE PUBLIC SCHOOLS," was offered by Representative Souki, by request.

H.R. No. 96, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE NEED FOR LABORATORY ASSISTANTS," was offered by Representative Souki, by request.

H.R. No. 97, entitled: "HOUSE RESOLUTION REQUESTING THE REGULAR MAINTENANCE AND REPAIR OF SCHOOL COMPUTERS," was offered by Representative Souki, by request.

H.R. No. 98, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DETERMINE STATE AND DISTRICT LEVEL MANAGEMENT AUTHORITY FOR THE HAWAIIAN STUDIES PROGRAM," was offered by Representative Stegmaier.

H.C.R. No. 129, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE HISTORIC HOMEOWNERSHIP TAX CREDIT," was offered by Representative Marumoto.

H.C.R. No. 130, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE HAWAII YACHT CLUB FOR ITS COMMUNITY AND YOUTH ACTIVITIES AND ITS REQUEST FOR A NEW LEASE WITH THE STATE," was offered by Representative Tarnas.

H.C.R. No. 131, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO REQUIRE SERVICE IN THE HONOLULU POLICE DEPARTMENT'S COMMUNITY-TRAFFIC AWARENESS PARTNERSHIP PROGRAM AS A SENTENCING OPTION FOR INDIVIDUALS CONVICTED OF MULTIPLE TRAFFIC INFRACTIONS," was offered by Representative P. Oshiro.

H.C.R. No. 132, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A PERSONNEL AND PROGRAM REVIEW OF STATE GOVERNMENT TO DEVELOP DOWNSIZING RECOMMENDATIONS," was offered by Representative P. Oshiro, by request.

H.C.R. No. 133, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE ATTORNEY GENERAL TO REVIEW THE CONSTITUTIONALITY OF RESTRICTING OR REVOKING THE VISITATION RIGHTS OF PARENTS WHO FAIL TO COMPLY WITH THEIR CHILD SUPPORT JUDGMENT," was offered by Representative P. Oshiro.

H.C.R. No. 134, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO DESIGN, PLAN, AND CONSTRUCT A NEW BICYCLE PATH TO ENSURE THE SAFETY OF CHILDREN WHO RIDE THEIR BICYCLES TO AND FROM HALEIWA AND WAIALUA ELEMENTARY SCHOOLS," was offered by Representative Santiago.

H.C.R. No. 135, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO CONTINUE EFFORTS TO CONSOLIDATE SEVEN UNITED STATES POSSESSIONS IN THE PACIFIC UNDER HAWAII'S JURISDICTION, BUT TO INCLUDE PROVISIONS FOR COST-SHARING BY THE FEDERAL GOVERNMENT," was jointly offered by Representatives Ward, Cachola, Herkes, Hiraki, Kanoho, Morihara, Nakasone, M. Oshiro, Takumi, Thielen and Yonamine.

H.C.R. No. 136, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SPEAKER OF THE HOUSE OF REPRESENTATIVES OF THE UNITED STATES CONGRESS TO SUPPORT THE PASSAGE OF H.R. NO. 627, ESTABLISHING A THREE-YEAR VISA WAIVER PILOT PROGRAM FOR KOREAN NATIONALS VISITING THE UNITED STATES AS TOURISTS," was jointly offered by Representatives Ward, Thielen, Cachola, Herkes, Hiraki, Kanoho, Morihara, Nakasone, M. Oshiro, Takumi and Yonamine.

H.C.R. No. 137, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO OBTAIN THE SERVICES OF MEMBERS OF THE CURRENT MANAGEMENT OF THE HONG KONG CONVENTION AND EXHIBITION CENTER TO MANAGE HAWAII'S CONVENTION CENTER," was

jointly offered by Representatives Ward, Kanoho, Morihara, Thielen and Yonamine.

H.C.R. No. 138, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON LAW ENFORCEMENT ISSUES RELATING TO INDUSTRIAL HEMP," was jointly offered by Representatives Tarnas and Thielen.

H.C.R. No. 139, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE AWARD OF THE CLEANUP AND RESTORATION OF KAHO'OLAWA PRIME CONTRACT TO A NATIVE HAWAIIAN OWNED COMPANY," was offered by Representative Kawanakoa.

H.C.R. No. 140, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO APPOINT A HAWAIIAN TO THE STATE FOUNDATION ON CULTURE AND THE ARTS," was offered by Representative Kawanakoa.

H.C.R. No. 141, entitled: "HOUSE CONCURRENT RESOLUTION URGING INCREASED LEASE RENTS FOR MILITARY RANGES," was offered by Representative Kawanakoa.

H.C.R. No. 142, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE HAWAIIAN SOVEREIGNTY MOVEMENT AND REQUESTING A REPORT ON THE STATUS OF EFFORTS TO CONTINUE THE PROCESS OF SELF-GOVERNANCE," was offered by Representative Kawanakoa.

H.C.R. No. 143, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY ALTERNATIVES TO THE CURRENT METHOD OF ELECTING TRUSTEES OF THE OFFICE OF HAWAIIAN AFFAIRS," was jointly offered by Representatives Kawanakoa, Case, Suzuki and Yamane.

H.C.R. No. 144, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN EVALUATION OF THE NEED TO CONTINUE UPDATES OF THE STATE FUNCTIONAL PLANS," was jointly offered by Representatives Fox and Herkes.

H.C.R. No. 145, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY THE HAWAII HEALTH QUEST PROGRAM AND TO MAKE RECOMMENDATIONS TO IMMEDIATELY REDUCE THE PROGRAM'S INCREASING COSTS OR TO STABILIZE THEM, OR BOTH, WITHOUT AN INCREASE IN FUNDING," was jointly offered by Representatives Arakaki, Kanoho, Souki, Saiki, Pendleton, Kawakami, Santiago, Say, Kahikina, Lee, Stegmaier and Whalen.

H.C.R. No. 146, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A FATHERHOOD TASK FORCE TO PROMOTE STRONG FAMILIES THROUGH POSITIVE FATHERING," was jointly offered by Representatives Arakaki, Kahikina, Pendleton, Suzuki, Kanoho, Souki, Nakasone, Garcia, Herkes, Takamine, Tarnas, Takumi, Case, Abinsay, Stegmaier, Ward, Whalen, White, Halford, Fox, Menor, Cachola, Ito, P. Oshiro, Jones, Chang, Yonamine and Yamane.

H.C.R. No. 147, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE CITY AND COUNTY OF HONOLULU TO EXPEDITE THE CONVEYANCE OF KALIHI VALLEY STATE PARK TO

THE STATE," was jointly offered by Representatives Arakaki, Abinsay, Cachola, Takamine and Hamakawa.

H.C.R. No. 148, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO CREATE A TASK FORCE TO EVALUATE THE COURT ANNEXED ARBITRATION PROGRAM," was offered by Representative Tom.

H.C.R. No. 149, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT AND IMPLEMENTATION OF A MONITORING SYSTEM TO ENSURE CONSISTENCY IN ADMINISTERING DISCIPLINE IN THE PUBLIC SCHOOLS," was offered by Representative Souki, by request.

H.C.R. No. 150, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE NEED FOR LABORATORY ASSISTANTS," was offered by Representative Souki, by request.

H.C.R. No. 151, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE REGULAR MAINTENANCE AND REPAIR OF SCHOOL COMPUTERS," was offered by Representative Souki, by request.

H.C.R. No. 152, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DETERMINE STATE AND DISTRICT LEVEL MANAGEMENT AUTHORITY FOR THE HAWAIIAN STUDIES PROGRAM," was offered by Representative Stegmaier.

H.C.R. No. 153, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO CONDUCT AN AUDIT OF THE REVENUES, COSTS, AND SERVICES OF ALL STATE-RUN SMALL BOAT HARBORS AND BOAT RAMPS," was jointly offered by Representatives Kanoho and Tarnas.

ANNOUNCEMENT

Representative Santiago rose and stated:

"I just wanted to announce that coming off of last night's very impressive scrimmage of the House members in the basketball practice, we are looking forward to a very good game on Thursday. But the announcement is this: The contribution to the Children's Trust Fund that is being pledged on behalf of the House is coming in rather slowly. It's trickling in to the office so for those of you who may not be playing and would like to support those of us who are going to be making history, I think this year, please contact my office, let Aileen in my office know you are donating the proceeds. We have already pledged to raise at least \$250 from those of you who have not yet contributed so please contact Aileen in my office, and let's get that thing rolling in."

ADJOURNMENT

At 12:53 o'clock p.m., on motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, March 12, 1997. (Representatives Abinsay, Arakaki, Garcia, Halford, Jones, Marumoto, Meyer, Morihara, Nakasone, Okamura, Saiki, Say and Yonamine were excused.)

THIRTY-FIRST DAY

Wednesday, March 12, 1997

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 12:11 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Reverend Peter E. Van Horne of the Emmanuel Episcopal Church, Kailua, after which the Roll was called showing all members present with the exception of Representatives Cachola, Pendleton, Say, Takamine, Tarnas and Ward, who were excused.

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

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

Representative Ahu Isa introduced 66 fifth grade students from Kamehameha Schools. They were accompanied by their teachers, Beth Ann Burgess, Bolleen Tano, Marilyn Broadbent, Becky Kekuna and Colleen Kawelu.

Representative Kanoho, on behalf of Representatives Kawakami, Morita and himself, graduates of Kamehameha Schools, extended their aloha and welcome to the students.

Representative Hamakawa introduced student leaders from various Big Island schools: Kohala High School, Paauilo Elementary and Intermediate School, Honokaa High and Intermediate School, Laupahoehoe High and Elementary School, Kalaniana'ole Elementary and Intermediate School, and Hilo High School. They were accompanied by Lorraine Mendoza, Charles Yount, Dennis Tatsuda, David Fuertes, Doug Connors and Melissa Yim.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolutions (H.R. Nos. 117 and 118) were announced by the Clerk and the following actions taken:

H.R. No. 117, entitled: "HOUSE RESOLUTION CONGRATULATING THE HAWAIIAN HUMANE SOCIETY IN CELEBRATING THE 100TH ANNIVERSARY OF ITS FOUNDING," was jointly offered by Representatives Yoshinaga, Abinsay, Ahu Isa, Arakaki, Cachola, Case, Chang, Garcia, Goodenow, Hiraki, Ito, Jones, Kanoho, Kawakami, Kawanakoa, Morihara, Okamura, M. Oshiro, P. Oshiro, Pendleton, Saiki, Santiago, Say, Souki, Stegmaier, Suzuki, Takai, Tarnas, Ward, White and Yonamine.

Representative Yoshinaga moved that H.R. No. 117 be adopted, seconded by Representative Saiki.

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

"Mr. Speaker, this is a very special day for it is with great pleasure that we celebrate and commemorate the Hawaiian Humane Society in celebrating its 100th Anniversary, and to recognize its achievements.

"I would just like to make a few comments in terms of their achievements over these past one hundred years. Hopefully, I will be brief, but I would like to give this some special effort because I learned a lot about this after I adopted Buddy recently for my father because the number one crime prevention is to have a dog in your home, and Buddy has now been with us for two years and we are very happy with him.

"On February 27, 1897, Helen Kinau Wilder received a 'special police constable's commission' from the Republic of Hawaii. It was under this commission that the Hawaiian Humane Society originated its founding in Hawaii, and assumed official responsibility for the protection of animals and the enforcement of cruelty laws.

"During that same year, Helen Kinau Wilder began publishing a series of periodicals titled, **The Humane Educator**. Although the publication provided a measure of financial support for the work she performed with the commission, Helen Kinau Wilder's aim with the publication was to carry out an important objective which continues through today to educate the public on the humane treatment of animals.

"Today, that objective -- together with its essence, dreams and goals -- lives on in the memory of Helen Kinau Wilder. Moreover, this objective is embodied within the Hawaiian Humane Society's present-day mission to prevent cruelty to animals, to promote the humane treatment of animals, and to perpetuate the bond between humans and animals which I think we all realize promotes goodwill for other animals called humans. Its animal-welfare activities are based on a philosophy of encouraging responsible pet ownership through the means of education, prevention and legislation and your Representative walks Buddy everyday and finds it a very relaxing endeavor to promote emotional stability.

"The Hawaiian Humane Society has worked hard to become a permanent contributing member of our community. In promoting and furthering the cause of humane treatment for all animals, the Hawaiian Humane Society has established a reputation in the heart of all of us. As a private, non-profit charitable organization, the Hawaiian Humane Society has proved and made a firm commitment and has achieved a very reputable standing in our community by serving its people for the past one hundred years.

"In addition to providing humane education to the community, the Hawaiian Humane Society offers many other valuable programs and services such as: animal adoptions, a pet visitation program; a 24-hour lost-and-found service for animals; animal rescues and cruelty investigations; assistance for pets in housing issues; assistance in resolving animal-related complaints; and providing shelter for homeless and stray animals.

"The Hawaiian Humane Society recently celebrated this 100th Anniversary on February 27th of this year. Today, its efforts to promote animal welfare is supported by over 28,000 donors with more than 450 volunteers. Under the current leadership of its President and Chief Executive Officer, Pamela Burns, the Hawaiian Humane Society is holding fast and continuing its commitment to championing the humane treatment of all animals, while remaining true to the legacy of the work of Helen Kinau Wilder.

"Mr. Speaker, at this time, I am especially honored to introduce to you and to the members of this House our distinguished guests from the Hawaiian Humane Society who are with us today."

Representative Yoshinaga then introduced and asked the following honorees to stand to be recognized: Pamela Burns, President and Chief Executive Officer; and Marsha Bolton, member of the Board of Directors. (Larry Rodriguez, a member of the Board of Directors could not be present on the floor).

"Mr. Speaker and my fellow colleagues of the House, please join me again in a resounding round of applause for this very dedicated group of individuals. (The honorees received a resounding round of applause).

"Thank you, Mr. Speaker."

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

"I would also like to congratulate the Hawaiian Humane Society on their 100th Anniversary, and also recognize the achievements of Pam Burns who has done a very good job at the helm of the Humane Society for many years. Some of us may know her father, who is Henry Walker of AmFac. She also has a very nice husband.

"I wish her very well in the Society for years to come."

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

"Just to say that, members, when you go up to introduce yourselves to the President and CEO, please be mindful that she is a Waipahu girl. And if the Society ever wants to find a new home, if ever that is their decision in the future, that Waipahu will be more than happy to have one of its own back.

"Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.R. No. 117 was adopted, with Representatives Cachola, Halford, Nakasone, Pendleton, Say, Takamine, Tarnas, Tom and Ward being excused.

Certificates of Recognition and floral leis were presented to the honorees.

H.R. No. 118, entitled: "HOUSE RESOLUTION HONORING AND COMMENDING THE U.S. ADVISORY COMMITTEE ON MINORITY VETERANS FOR THEIR OUTSTANDING CONTRIBUTIONS TO PROMOTE AND ADVANCE THE PROGRAMS, BENEFITS, AND SERVICES OF MINORITY VETERANS," was jointly offered by Representatives Souki, P. Oshiro, Okamura, M. Oshiro and Garcia.

Representative Okamura moved that H.R. No. 118 be adopted, seconded by Representative M. Oshiro.

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

"Mr. Speaker, on behalf of yourself and all of the members of the House, it is my privilege today to welcome the members of the Subcommittee on Health of the United States Advisory Committee on Minority Veterans.

"Mr. Speaker, to provide our members with a little background, the United States Advisory Committee on Minority Veterans was created for the purpose of providing the Secretary of Veterans Affairs and the U.S. Congress with vital information regarding the administration of veterans' benefits and services.

"The Committee advises the Secretary and Congress on such matters as compensation, health care, rehabilitation, outreach programs, and any other benefits or programs administered by the U.S. Department of Veterans' Affairs. The Committee also encourages community involvement and participation in many service projects to benefit the lives of minority veterans."

Representative Okamura then introduced and asked the honorees on the House floor to stand to be recognized, as follows: Mr. David Cooper, Chair of the Advisory Committee on Minority Veterans; Ms. Dorothy Pocklington, Chair of the Subcommittee on Health; Committee members: Mr. Richard Begay, Mr. Richard Armstead, Hawaii's own Mr. Tommy Kaulukukui, Jr., and Mr. Willie Hensley.

"The Subcommittee on Health is here in Hawaii to visit with Hawaii's veterans and veteran facilities in order to gain a better understanding of the needs and concerns of all of our minority veterans.

"Mr. Speaker, on behalf of the House of Representatives, I extend our aloha and commendation to the Committee members for your many contributions in enhancing the quality of life of our minority. . . in Hawaii's case, majority veterans.

"Thank you."

Representative Moses then rose in support of the resolution, stating:

"I would just like to commend the folks in front of us today on their fine efforts in promoting the benefits for these minority veterans and for all veterans. And speaking on behalf of all veterans, I thank you very much."

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

"As a member of the Veterans of Foreign Wars, Kaneohe Post 10154, I would like to offer my thanks to the Federal Advisory Committee on Minority Veterans for their assistance in fulfilling the needs and concerns of all of our minority veterans.

"As a result of our current economic hardships, the privileges and benefits are slowly being taken away from veterans who have made personal sacrifices serving our country.

"Now, more than ever, we need an advisory committee such as this one to ensure that the rights and needs of our minority veterans are addressed so that minority veterans do not become forgotten footnotes in the annals of our history books.

"Once again, I would like to extend my appreciation to the Advisory Committee on Minority Veterans for all your efforts and hard work on behalf of all of us.

"Thank you, Mr. Speaker."

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

"I would be remiss if I did not stand and give honor to this committee. As a war veteran during the Vietnam era, from 1968 to 1972, we would like to congratulate you on your fine job in advocating for -- in this case in this State -- the majority of the veterans which is the minorities. And I want to give my honor to you and say, God bless you, and continue your efforts in bringing

home some services to people that basically gave their lives for this country.

"Thank you."

The motion was put to vote by the Chair and carried, and H.R. No. 118 was adopted, with Representatives Cachola, Halford, Nakasone, Pendleton, Say, Takamine, Tarnas, Tom and Ward being excused.

Certificates of Recognition and floral leis were presented to the honorees.

At 12:31 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:40 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 101 through 116, 119 and 120) and concurrent resolutions (H.C.R. Nos. 154 through 185) were referred to Printing and further action was deferred:

H.R. No. 101, entitled: "HOUSE RESOLUTION REQUESTING THE COLLECTION OF DATA RELATING TO SEXUAL HARASSMENT IN STATE AGENCIES AND A PROPOSED EDUCATIONAL TRAINING PROGRAM FOR STATE AGENCY DIRECTORS AND MANAGEMENT," was jointly offered by Representatives Lee, Thielen, Arakaki, Case, Aiona, Takumi, Abinsay, Fox, Meyer, Ward, Takai, Halford, Marumoto, Okamura and M. Oshiro.

H.R. No. 102, entitled: "HOUSE RESOLUTION REQUESTING A STUDY TO IMPROVE VEHICULAR ACCESS TO LEEWARD COMMUNITY COLLEGE," was offered by Representative P. Oshiro.

H.R. No. 103, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ASSESS THE FEASIBILITY OF IMPLEMENTING AN OPEN AND CLOSED SEASON FOR THE HARVESTING OF OGO AND LIMU MANAUEA," was offered by Representative P. Oshiro.

H.R. No. 104, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY AND COST-SAVING IMPLICATIONS OF CONTRACTING THE DAILY CLEANING AND MAINTENANCE OF ITS FACILITIES TO A PRIVATE ENTITY," was offered by Representative P. Oshiro, by request.

H.R. No. 105, entitled: "HOUSE RESOLUTION REQUESTING THE JUDICIARY TO STUDY WAYS TO SIMPLIFY PROOF OF PRIOR CRIMINAL CONVICTIONS," was offered by Representative Tom, by request.

H.R. No. 106, entitled: "HOUSE RESOLUTION SUPPORTING SHIP OPERATIONS AT THE UNIVERSITY OF HAWAII," was jointly offered by Representatives Chang, Ahu Isa, Aiona, Cachola, Case, Fox, Goodenow, Herkes, Ito, Jones, Kanoho, Kawakami, Marumoto, Morihara, Morita, Nakasone, Pendleton, Santiago, Suzuki, Takumi, Tarnas, White and Yamane.

H.R. No. 107, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE FEASIBILITY OF PRIVATIZING THE HAWAII CONVENTION CENTER,"

was jointly offered by Representatives Chang, Cachola, Suzuki, Goodenow, Ahu Isa, M. Oshiro, Case, Fox, Herkes, Hiraki, Ito, Jones, Kanoho, Marumoto, Morihara, Morita, Nakasone, Stegmaier, Takumi and Yonamine.

H.R. No. 108, entitled: "HOUSE RESOLUTION REQUESTING THE EMPLOYEES' RETIREMENT SYSTEM TO STUDY THE QUESTION OF ADDING CONSERVATION AND RESOURCES ENFORCEMENT OFFICERS TO CLASS A OF THE EMPLOYEES' RETIREMENT SYSTEM," was jointly offered by Representatives Chang, Hamakawa, Abinsay, Ahu Isa, Cachola, Herkes, Hiraki, Jones, Kanoho, Kawakami, Morihara, Nakasone, Stegmaier, Takai, Takumi and White.

H.R. No. 109, entitled: "HOUSE RESOLUTION REQUESTING AN ASSESSMENT OF THE STATUS OF HIGH TECHNOLOGY IN HAWAII," was offered by Representative Takai.

H.R. No. 110, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DEVELOP WEB SITES IN MAJOR CITIES FOR PROMOTION OF BUSINESS AND INTERNATIONAL TRADE," was jointly offered by Representatives Ward, Thielen, Ahu Isa, Garcia, Herkes, Meyer and Suzuki.

H.R. No. 111, entitled: "HOUSE RESOLUTION REQUESTING CONGRESS TO APPROPRIATE FUNDS TO PAY THE UNITED STATES DEBT TO THE UNITED NATIONS," was jointly offered by Representatives Ward, Ahu Isa, Garcia, Herkes and Meyer.

H.R. No. 112, entitled: "HOUSE RESOLUTION REQUESTING AN UPDATE ON PAROLE AND RECIDIVISM STATISTICS IN HAWAII," was jointly offered by Representatives Ward, Garcia, Meyer, Thielen, Ahu Isa, Herkes and Suzuki.

H.R. No. 113, entitled: "HOUSE RESOLUTION REQUESTING THE DEVELOPMENT OF A COMPREHENSIVE STATEWIDE COMMUNITY-BASED ECONOMIC STRATEGY," was offered by Representative Herkes.

H.R. No. 114, entitled: "HOUSE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO PROPOSE AND SUPPORT LEGISLATION AND THE PRESIDENT OF THE UNITED STATES TO ISSUE AN EXECUTIVE ORDER TO ASSIST AMERASIAN CHILDREN OF UNITED STATES SERVICEMEMBERS IN THE PHILIPPINES," was jointly offered by Representatives Arakaki, Takumi, Garcia and Cachola.

H.R. No. 115, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO EXPLORE VARIOUS OPTIONS FOR THE ACQUISITION OF COMPUTER EQUIPMENT FOR HAWAII'S PUBLIC SCHOOLS," was jointly offered by Representatives Arakaki, Kanoho, Ahu Isa, Morita, Ito, Say and Kawakami.

H.R. No. 116, entitled: "HOUSE RESOLUTION REQUESTING THE FORMATION OF A TASK FORCE TO EXPLORE THE FEASIBILITY OF GROWING NATIVE HAWAIIAN FOODS IN KAWAI NUI MARSH, O'AHU," was offered by Representative Goodenow.

H.R. No. 119, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES GOVERNMENT TO REJECT THE RECOMMENDATIONS OF THE

DEPARTMENT OF DEFENSE AND INSTEAD SUPPORT THE RETURN OF BELLOWS AIR FORCE STATION TO THE STATE OF HAWAII TO BENEFIT ITS CITIZENS, GIVING SPECIAL CONSIDERATION TO PEOPLE OF HAWAIIAN ANCESTRY," was offered by Representative Kawananaoia.

H.R. No. 120, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO ESTABLISH A COMMITTEE FOR THE PURPOSE OF STUDYING AND MAKING RECOMMENDATIONS ON THE MATTER OF SUCCESSORSHIP," was offered by Representative Kawananaoia.

H.C.R. No. 154, entitled: "HOUSE CONCURRENT RESOLUTION OPPOSING THE AMENDED ALIGNMENT OF MAMALAOA HIGHWAY BYPASS," was offered by Representative Kawananaoia.

H.C.R. No. 155, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ASSOCIATION OF HAWAIIAN CIVIC CLUBS TO URGE ITS MEMBERSHIP TO SUPPORT THE COSTS OF THE INSTALLATION OF THE KAMEHAMEHA STATUE," was offered by Representative Kawananaoia.

H.C.R. No. 156, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE ON NATIVE HAWAIIAN CULTURAL FOOD RESOURCES," was offered by Representative Kawananaoia.

H.C.R. No. 157, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO URGE NATIVE HAWAIIANS TO PARTICIPATE IN AN EARLY CANCER DETECTION PROGRAM," was jointly offered by Representatives Kawananaoia and Case.

H.C.R. No. 158, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PROTECTION AND PRESERVATION OF THE HAWAIIAN HISTORIC, CULTURAL, AND SPIRITUAL RESOURCES IN THE CORRIDOR AND AREAS ADJACENT TO THE PROPOSED ALI'I HIGHWAY IN KONA," was offered by Representative Kawananaoia.

H.C.R. No. 159, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING SUPPORT FOR NATIVE HAWAIIAN NUTRITION EDUCATION," was jointly offered by Representatives Kawananaoia, Case, Suzuki and Yamane.

H.C.R. No. 160, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COLLECTION OF DATA RELATING TO SEXUAL HARASSMENT IN STATE AGENCIES AND A PROPOSED EDUCATIONAL TRAINING PROGRAM FOR STATE AGENCY DIRECTORS AND MANAGEMENT," was jointly offered by Representatives Lee, Thielen, Arakaki, Case, Fox, Takumi, Aiona, Abinsay, Meyer, Ward, Takai, Halford, Marumoto, Okamura, M. Oshiro and Tarhas.

H.C.R. No. 161, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO IMPROVE VEHICULAR ACCESS TO LEEWARD COMMUNITY COLLEGE," was offered by Representative P. Oshiro.

H.C.R. No. 162, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ASSESS THE FEASIBILITY OF IMPLEMENTING AN OPEN AND CLOSED SEASON FOR THE HARVESTING OF OGO

AND LIMU MANAUEA," was offered by Representative P. Oshiro.

H.C.R. No. 163, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY AND COST-SAVING IMPLICATIONS OF CONTRACTING THE DAILY CLEANING AND MAINTENANCE OF ITS FACILITIES TO A PRIVATE ENTITY," was offered by Representative P. Oshiro, by request.

H.C.R. No. 164, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO STUDY WAYS TO SIMPLIFY PROOF OF PRIOR CRIMINAL CONVICTIONS," was offered by Representative Tom, by request.

H.C.R. No. 165, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY WHETHER ALL REAL ESTATE APPRAISERS SHOULD BE LICENSED OR CERTIFIED, AND WHETHER ALL APPRAISALS SHOULD BE CONDUCTED IN CONFORMANCE WITH THE UNIFORM STANDARDS OF PROFESSIONAL APPRAISALS PRACTICE," was offered by Representative Menor.

H.C.R. No. 166, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING SHIP OPERATIONS AT THE UNIVERSITY OF HAWAII," was jointly offered by Representatives Chang, Ahu Isa, Yamane, Aiona, Cachola, Case, Fox, Goodenow, Herkes, Ito, Kanoho, Kawakami, Marumoto, Morihara, Morita, Nakasone, Pendleton, Santiago, Suzuki, Takumi, Tarnas and White.

H.C.R. No. 167, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE FEASIBILITY OF PRIVATIZING THE HAWAII CONVENTION CENTER," was jointly offered by Representatives Chang, Cachola, Suzuki, Goodenow, Ahu Isa, M. Oshiro, Aiona, Case, Fox, Herkes, Hiraki, Ito, Jones, Kanoho, Marumoto, Morihara, Morita, Nakasone, Stegmaier, Takumi and Yonamine.

H.C.R. No. 168, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EMPLOYEES' RETIREMENT SYSTEM TO STUDY THE QUESTION OF ADDING CONSERVATION AND RESOURCES ENFORCEMENT OFFICERS TO CLASS A OF THE EMPLOYEES' RETIREMENT SYSTEM," was jointly offered by Representatives Chang, Hamakawa, Abinsay, Ahu Isa, Cachola, Herkes, Hiraki, Ito, Jones, Kanoho, Kawakami, Menor, Morihara, Morita, Nakasone, M. Oshiro, Stegmaier, Takai, Takumi and White.

H.C.R. No. 169, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN ASSESSMENT OF THE STATUS OF HIGH TECHNOLOGY IN HAWAII," was offered by Representative Takai.

H.C.R. No. 170, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DEVELOP WEB SITES IN MAJOR CITIES FOR PROMOTION OF BUSINESS AND INTERNATIONAL TRADE," was jointly offered by Representatives Ward, Thielen, Ahu Isa, Garcia, Herkes, Meyer and Suzuki.

H.C.R. No. 171, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING CONGRESS TO APPROPRIATE FUNDS TO PAY THE UNITED STATES DEBT TO THE UNITED NATIONS," was jointly offered by Representatives Ward, Ahu Isa, Garcia, Herkes and Meyer.

H.C.R. No. 172, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN UPDATE ON PAROLE AND RECIDIVISM STATISTICS IN HAWAII," was jointly offered by Representatives Ward, Garcia, Meyer, Thielen, Ahu Isa, Herkes and Suzuki.

H.C.R. No. 173, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A COMPREHENSIVE STATEWIDE COMMUNITY-BASED ECONOMIC STRATEGY," was offered by Representative Herkes.

H.C.R. No. 174, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO PROPOSE AND SUPPORT LEGISLATION AND THE PRESIDENT OF THE UNITED STATES TO ISSUE AN EXECUTIVE ORDER TO ASSIST AMERASIAN CHILDREN OF UNITED STATES SERVICEMEMBERS IN THE PHILIPPINES," was jointly offered by Representatives Arakaki, Takumi, Garcia and Cachola.

H.C.R. No. 175, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO EXPLORE VARIOUS OPTIONS FOR THE ACQUISITION OF COMPUTER EQUIPMENT FOR HAWAII'S PUBLIC SCHOOLS," was jointly offered by Representatives Arakaki, Stegmaier, Ahu Isa, Morita, Ito, Say and Kawakami.

H.C.R. No. 176, entitled: "HOUSE CONCURRENT RESOLUTION ENDORSING THE RECOMMENDATIONS OF THE AD HOC COMMITTEE ON DOMESTIC AND SEXUAL VIOLENCE AND REQUESTING ANNUAL PROGRESS REPORTS ON THE DEVELOPMENT AND IMPLEMENTATION OF A COMPREHENSIVE CONTINUUM OF CARE FOR VICTIMS OF DOMESTIC AND SEXUAL VIOLENCE," was jointly offered by Representatives Arakaki, Thielen, Takai, Marumoto, Lee, Stegmaier, Santiago, Ahu Isa, Morita, Kahikina and Kawakami.

H.C.R. No. 177, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A TASK FORCE TO EXPLORE THE FEASIBILITY OF GROWING NATIVE HAWAIIAN FOODS IN KAWAI NUI MARSH, O'AHU," was offered by Representative Goodenow.

H.C.R. No. 178, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING SUPPORT FOR NATIVE HAWAIIAN NUTRITION EDUCATION," was offered by Representative Goodenow.

H.C.R. No. 179, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE ON NATIVE HAWAIIAN CULTURAL FOOD RESOURCES," was offered by Representative Goodenow.

H.C.R. No. 180, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE OFFICE OF HAWAIIAN AFFAIRS TO PROVIDE FINANCIAL SUPPORT TO THE NATIVE HAWAIIAN HEALTH SYSTEMS," was offered by Representative Goodenow.

H.C.R. No. 181, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ACT ON THE RECOMMENDATIONS OF THE KAUAI SCHOOL BUS SAFETY TASK FORCE ON A STATEWIDE BASIS," was jointly offered by Representatives Kanoho, Kawakami and Morita.

H.C.R. No. 182, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES

GOVERNMENT TO REJECT THE RECOMMENDATIONS OF THE DEPARTMENT OF DEFENSE AND INSTEAD SUPPORT THE RETURN OF BELLOWS AIR FORCE STATION TO THE STATE OF HAWAII TO BENEFIT ITS CITIZENS, GIVING SPECIAL CONSIDERATION TO PEOPLE OF HAWAIIAN ANCESTRY," was offered by Representative Kawananaoka.

H.C.R. No. 183, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN LANDS TO ESTABLISH A COMMITTEE FOR THE PURPOSE OF STUDYING AND MAKING RECOMMENDATIONS ON THE MATTER OF SUCCESSORSHIP," was offered by Representative Kawananaoka.

H.C.R. No. 184, entitled: "HOUSE CONCURRENT RESOLUTION URGING FULL INSURANCE COVERAGE FOR DIAGNOSTIC EXAMINATIONS FOR PROSTATE CANCER," was jointly offered by Representatives Kawananaoka, Case and Suzuki.

H.C.R. No. 185, entitled: "HOUSE CONCURRENT RESOLUTION URGING PROTECTION OF THE SACRED POHAKU OF WAIKIKI," was jointly offered by Representatives Kawananaoka, Case, Suzuki and Yamane.

ANNOUNCEMENT

Representative Santiago rose and requested waiver of the 48-hour hearing notice requirement to hear Senate Bill 1589 tomorrow morning in Room 328, and the Chair "so ordered."

ADJOURNMENT

At 12:41 o'clock p.m., on motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, March 13, 1997. (Representatives Cachola, Halford, Nakasone, Pendleton, Say, Takamine, Tarnas, Tom and Ward were excused.)

THIRTY-SECOND DAY

Thursday, March 13, 1997

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 12:11 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Pastor David Yamashiro of Kalihi Union Church, after which the Roll was called showing all members present with the exception of Representatives Halford, Hiraki, Menor, Meyer, Morita, Thielen, Tom and Ward, who were excused.

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

GOVERNOR'S MESSAGE

Gov. Msg. No. 164, transmitting copies of State Foundation on Culture and the Arts Report on Federal Funds Received, Budget Proviso Act 218, SLH 1995, was received and announced by the Clerk and was placed on file.

DEPARTMENTAL COMMUNICATION

A communication from Lawrence Miike, Director of Health, Department of Health, State of Hawaii, transmitting copies of the following: State of Hawai'i, Department of Health, Vital Signs Hawai'i, 1995 Supplement, was received by the Clerk and was placed on file.

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

Representative White, on behalf of the Speaker, the Maui Representatives and himself, introduced the Maui District Student Council members and their advisors, as follows: Rose Taua and Britni Chong-Kee (Baldwin High School); Mrs. Sharon Eno (District Office); Malama Minn and Ms. Sharon Yoshimura (Hana High School); Sean Mikell (King Kekaulike High School); Leah Arruiza, Sarah Hall, Pedro Haro, current student BOE member; Katie Norman (Lahainaluna High School); Mrs. Lynn Kaho'ohalahala, Kristen Kawasaki and Joyce Racadio (Lanai High School); Crystal Fitzsimmons and Shane Okamura (Maui High School); Mrs. Erin Eichhorn, Janelle Ishida, future BOE student member; and Annette Luafalemana-Tanielu (Molokai High School); and Joylynn Maglente (St. Anthony High School).

Representative Ito, on behalf of the Windward legislators, introduced members of the Windward District School Council and their advisors, as follows: Mrs. Miyashiro (Castle High School); Mrs. Johnson (Kalaheo High School); Mrs. Hanaike (King Intermediate School); Mrs. Bowers, Kailua Intermediate School; Ms. Von Elsner, Olomana Altrnative School; and Justin Maeda, student from Castle High School who coordinated their visit.

Representative McDermott introduced a group of students from his alma mater, Chaminade University.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 54, 55, 58 through 80) and concurrent resolutions (H.C.R. Nos. 67 through 128) were referred to committee by the Speaker:

H.R.Nos. Referred to:

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| 54 | Committee on Hawaiian Affairs, then to the Committee on Judiciary |
| 55 | Committee on Labor and Public Employment, then to the Committee on Finance |
| 58 | Committee on Tourism |
| 59 | Committee on Higher Education, then to the Committee on Judiciary |
| 60 | Committee on Labor and Public Employment, then to the Committee on Finance |
| 61 | Committee on Finance |
| 62 | Committee on Public Safety and Military Affairs, then to the Committee on Education, then to the Committee on Finance |
| 63 | Committee on Hawaiian Affairs, then to the Committee on Higher Education, then to the Committee on Finance |
| 64 | Committee on Judiciary |
| 65 | Committee on Education, then to the Committee on Consumer Protection and Commerce |
| 66 | Committee on Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance |
| 67 | Committee on Judiciary, then to the Committee on Finance |
| 68 | Committee on Water and Land Use, then to the Committee on Judiciary, then to the Committee on Finance |
| 69 | Jointly to the Committee on Water and Land Use and the Committee on Energy and Environmental Protection, then to the Committee on Finance |
| 70 | Committee on Energy and Environmental Protection, then to the Committee on Finance |
| 71 | Committee on Judiciary |
| 72 | Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance |
| 73 | Committee on Transportation, then jointly to the Committee on Water and Land Use and the Committee on Energy and Environmental Protection |
| 74 | Committee on Finance |
| 75 | Committee on Health, then to the Committee on Education, then to the Committee on Finance |

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| 76 | Committee on Human Services and Housing, then to the Committee on Judiciary, then to the Committee on Finance | 82 | Committee on Education, then to the Committee on Finance |
| 77 | Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance | 83 | Committee on Economic Development and Business Concerns, then to the Committee on Education, then to the Committee on Finance |
| 78 | Committee on Education, then to the Committee on Finance | 84 | Committee on Labor and Public Employment, then to the Committee on Finance |
| 79 | Committee on Health, then to the Committee on Finance | 85 | Jointly to the Committee on Higher Education and the Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance |
| 80 | Committee on Human Services and Housing, then to the Committee on Finance | 86 | Jointly to the Committee on Higher Education and the Committee on Education, then to the Committee on Finance |
| <u>H.C.R.</u> | | | |
| <u>No.</u> | | | |
| 67 | Committee on Hawaiian Affairs, then to the Committee on Judiciary | 87 | Committee on Water and Land Use, then to the Committee on Finance |
| 68 | Committee on Health, then to the Committee on Judiciary, then to the Committee on Legislative Management | 88 | Committee on Water and Land Use, then to the Committee on Finance |
| 69 | Committee on Labor and Public Employment, then to the Committee on Finance | 89 | Committee on Water and Land Use, then to the Committee on Finance |
| 70 | Committee on Tourism, then to the Committee on Finance | 90 | Committee on Water and Land Use, then to the Committee on Finance |
| 71 | Committee on Labor and Public Employment, then to the Committee on Economic Development and Business Concerns, then to the Committee on Finance | 91 | Committee on Ocean Recreation and Marine Resources, then to the Committee on Judiciary |
| 72 | Committee on Agriculture, then to the Committee on Finance | 92 | Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management |
| 73 | Committee on Agriculture, then to the Committee on Finance | 93 | Committee on Education, then to the Committee on Finance |
| 74 | Jointly to the Committee on Agriculture and the Committee on Economic Development and Business Concerns, then to the Committee on Finance | 94 | Committee on Human Services and Housing, then to the Committee on Finance |
| 75 | Committee on Higher Education, then to the Committee on Finance | 95 | Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance |
| 76 | Committee on Tourism, then to the Committee on Judiciary | 96 | Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance |
| 77 | Committee on Economic Development and Business Concerns, then to the Committee on Finance | 97 | Committee on Judiciary, then to the Committee on Finance |
| 78 | Jointly to the Committee on Tourism and the Committee on Economic Development and Business Concerns, then to the Committee on Finance | 98 | Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance |
| 79 | Committee on Economic Development and Business Concerns, then to the Committee on Finance | 99 | Committee on Higher Education, then to the Committee on Finance |
| 80 | Committee on Economic Development and Business Concerns, then to the Committee on Finance | 100 | Committee on Higher Education, then to the Committee on Finance |
| 81 | Committee on Transportation, then to the Committee on Finance | 101 | Committee on Tourism |
| | | 102 | Committee on Higher Education, then to the Committee on Judiciary |
| | | 103 | Committee on Labor and Public Employment, then to the Committee on Finance |
| | | 104 | Committee on Judiciary |

- 105 Committee on Labor and Public Employment, then to the Committee on Finance
- 106 Committee on Finance
- 107 Committee on Public Safety and Military Affairs, then to the Committee on Education, then to the Committee on Finance
- 108 Committee on Hawaiian Affairs, then to the Committee on Higher Education, then to the Committee on Finance
- 109 Committee on Judiciary
- 110 Committee on Education, then to the Committee on Consumer Protection and Commerce
- 111 Committee on Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance
- 112 Committee on Judiciary, then to the Committee on Finance
- 113 Committee on Water and Land Use, then to the Committee on Judiciary, then to the Committee on Finance
- 114 Jointly to the Committee on Water and Land Use and the Committee on Energy and Environmental Protection, then to the Committee on Finance
- 115 Committee on Energy and Environmental Protection, then to the Committee on Finance
- 116 Committee on Judiciary
- 117 Committee on Water and Land Use, then to the Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management
- 118 Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 119 Committee on Transportation, then jointly to the Committee on Water and Land Use and the Committee on Energy and Environmental Protection
- 120 Committee on Finance
- 121 Committee on Health, then to the Committee on Education, then to the Committee on Finance
- 122 Committee on Human Services and Housing, then to the Committee on Judiciary, then to the Committee on Finance
- 123 Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance
- 124 Committee on Education, then to the Committee on Finance
- 125 Committee on Health, then to the Committee on Finance
- 126 Committee on Human Services and Housing, then to the Committee on Finance

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

128 Committee on Public Safety and Military Affairs

INTRODUCTION OF RESOLUTION (FLOOR PRESENTATION)

H.R. No. 137, entitled: "HOUSE RESOLUTION HONORING SATOSHI MIGITA PRESIDENT OF THE HAWAII GATEBALL ASSOCIATION AND THE UNITED STATES GATEBALL FEDERATION," was jointly offered by Representatives Okamura, Arakaki, Nakasone, M. Oshiro and Souki, and was announced by the Clerk.

Representative Okamura moved that H.R. No. 137 be adopted, seconded by Representative M. Oshiro.

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

"Mr. Speaker, the sport of gateball had its origin in Hokkaido, Japan, in 1947 and is enjoyed as a family athletic event by men and women of all ages throughout the world. Today alone in Asia, there are over one million active participants in this sport.

"Gateball was introduced to Hawaii in 1980, when a group of Japanese visitors donated a set of equipment to the Honolulu City and County Parks and Recreation Program and conducted an enthusiastically received demonstration of the game. In 1982, the Hawaii Gateball Association was organized, with Mr. Gunki Shodai serving as its first president from 1982 to 1983. Since then, Mr. Satoshi Migita, whom we are honoring today, has served continuously as its president.

"Mr. Migita was born and raised in Japan. He personally witnessed and experienced the horrors of war. He endured, as a soldier, starvation, jungle disease, and the dangers of combat. He vowed then that if he survived the horrors of war, he would one day volunteer to help mankind in some way that would help to produce peace and harmony among the nations of the world.

"Mr. Migita has exhibited extraordinary and exemplary leadership for the past 13 years. He has elevated the status of the Hawaii Gateball Association to one of prominence among those in the World Gateball Union. Mr. Migita's diligence and perseverance on behalf of active participation in this sport have not gone unnoticed. He has pioneered the Hawaii Gateball Association from a membership of four clubs on Oahu, to a seventeen-club membership on all islands, and now serves as president of the newly recognized United States Gateball Federation.

"As a direct result of Mr. Migita's undaunted efforts, the World Gateball Union, with headquarters in Tokyo, has designated November 13-15, 1998, as the dates that the World Tournament will be held at Ala Moana Park here in Hawaii. The Seventh World Gateball Championship will be hosted by Hawaii, U.S.A. This accomplishment provides Hawaii with the opportunity of welcoming to American soil for the first time, over 3,000 players, officials and supporters of 200 championship teams from fourteen countries throughout North and South America and Asia.

"Mr. Speaker, Mr. Migita is to be commended and applauded for his extraordinary contributions and embodiment of the aloha spirit and goodwill that will affirm his vision for world unity.

"Mr. Speaker, it is indeed an honor and privilege to introduce to all of you at this time, Mr. Satoshi Migita, President of the United States Gateball Federation."

Mr. Satoshi Migita rose to be recognized.

Accompanying Mr. Migita on the House floor were Mrs. Jetta Costa, Gateball Ladies Representative; Dr. Albert Miyasato, Honorary President of the Hawaii Gateball Association and the United States Gateball Association, "a familiar face to all of us, a gentleman who has made many contributions to Hawaii and continues to do so"; Mr. Robert Shimoda, 1st Vice President of the Hawaii Gateball Association; Mr. Earl Nishimura, legal advisor of the Hawaii Association, "who played a very important role in the formation of the U.S. Gateball Federation; Mr. Masahiko Mizota, Mr. Tatsumi Ono and Mr. Tetsuji Suzuki from the World Gateball Union Headquarters in Tokyo, Japan.

Representative Okamura then introduced and asked Mr. Stanley Matsuda from Los Angeles, California, who was seated in the gallery, to stand to be recognized.

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

"I am not really familiar with the game, but I have been to places like Japan, Okinawa, Taiwan as well as Argentina, Peru, Brazil, as well as Ala Moana Park here in Hawaii, and I have seen many of our elderly senior citizens participate very avidly in the sport. And even though it is a competitive sport, I noticed that it's more of a social event when these people get together, and I also noticed that no matter what the language they speak or country they come from, they have a way of communicating with each other. And the heart of it is this game called gateball.

"I think it's a great activity that all ethnic groups and all ages can participate. And I would like to say to our Japanese visitors: Yokoso irrashaimashita. Hawaii no gikai no tameni minna kansashite imasu. Dozo yoroshiku onegaishimasu.

"Thank you very much to all the participants and the planners for this program."

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

"This is real impromptu. I didn't realize Mr. Migita was going to be here, and Dr. Miyasato. I just wanted to say that we crossed paths one time in our life.

"Twenty years ago, Mr. Migita built my wall. He is a mason by trade, and it is still standing there, Mr. Migita. I don't know if you felt his hand. . . shook his hand, but I remember him carrying brick tiles like it was made of sponge. I was really amazed; it took three people just to keep up with him building the wall.

"We had many hours of discussion in my garage after the project. I can honestly say Mr. Migita is a sake man. I also want to say, Mr. Migita, I share with you some of your stories and the philosophy. Maybe that's the reason I'm here, too.

"Congratulations, and thank you very much."

The motion was put to vote by the Chair and carried, and H.R. No. 137 was adopted, with Representatives Cachola, Halford, Hiraki, Menor, Meyer, Morita, Thielen, Tom and Ward being excused.

A Certificate of Recognition and floral leis were presented to the honorees.

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 12:40 o'clock p.m.

STANDING COMMITTEE REPORTS

Representatives Arakaki and Santiago, for the Committees on Human Services and Housing and Health, presented a joint report (Stand. Com. Rep. No. 1116) recommending that S.B. No. 1548, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Arakaki moved that the joint report of the Committees be adopted and S.B. No. 1548, SD 1, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Santiago.

Representative Arakaki rose and stated:

"I realize this is Second Reading but I did want to make just a few comments.

"I would like to make note, although I know it is difficult, given the many budget shortfalls that we have, and it is a bitter pill to swallow: emergency funding somewhere near \$53 million plus. However, this will affect many of our most vulnerable population: the poor, the elderly and the disabled.

"The funds will be running out at the end of this month and I would like to ask consideration of the Finance Committee, especially the Finance Chair, to see if he can expedite this measure so that we can take to conference, if need be, and have it passed as soon as possible.

"Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the joint report of the Committees was adopted and S.B. No. 1548, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE STATE MEDICAL ASSISTANCE PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Halford, Hiraki, Menor, Meyer, Morita, Saiki, Thielen, Tom and Ward being excused.

Representatives Cachola and Say, for the Committees on Tourism and Finance, presented a joint report (Stand. Com. Rep. No. 1117) recommending that S.B. No. 1433, SD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Cachola, seconded by Representative Say and carried, the joint report of the Committees was adopted and S.B. No. 1433, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TOURISM MARKETING," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Halford, Herkes, Hiraki, Menor, Meyer, Morita, Saiki, Thielen, Tom and Ward being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 121 through 136, 138 and 139) and concurrent

resolutions (H.C.R. No. 186 through 203) were referred to Printing and further action was deferred:

H.R. No. 121, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF A COMMUNITY-BASED, COOPERATIVE HAWAIIAN FISHPOND RESTORATION PROJECT FOR PEARL HARBOR," was offered by Representative Garcia.

H.R. No. 122, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH SIX JUNIOR RESERVE OFFICE TRAINING CORPS POSITIONS," was offered by Representative McDermott.

H.R. No. 123, entitled: "HOUSE RESOLUTION REQUESTING AN ASSESSMENT OF THE ADEQUACY OF THE NUMBER OF INSTRUCTIONAL DAYS IN THE SCHOOL YEAR AND THE FEASIBILITY OF ESTABLISHING THE NUMBER OF SCHOOL DAYS BY STATUTE OR RULES," was offered by Representative P. Oshiro.

H.R. No. 124, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES DEVELOP A MECHANISM TO ALLOW NATIVE HAWAIIANS FREE ACCESS TO NATIVE PLANTS AND TREES THAT ARE DETERMINED TO BE DEAD OR DYING FOR USE IN CRAFTS AND CULTURAL PRACTICES," was offered by Representative P. Oshiro.

H.R. No. 125, entitled: "HOUSE RESOLUTION RELATING TO THE ENVIRONMENT," was offered by Representative P. Oshiro.

H.R. No. 126, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO ADOPT RULES TO REQUIRE THAT MEDICAL EXAMINATIONS OR TREATMENT IN WORKERS' COMPENSATION CASES BE GIVEN BY PHYSICIANS WITH EXPERTISE SPECIFIC TO THE EMPLOYEE'S INJURY," was offered by Representative Santiago.

H.R. No. 127, entitled: "HOUSE RESOLUTION REQUESTING THE PAYMENT OF EMERGENCY RESTITUTION TO ELDERLY NATIVE HAWAIIAN BENEFICIARIES OF THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was offered by Representative Santiago, by request.

H.R. No. 128, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO INCLUDE THE REPUBLIC OF KOREA IN THE VISA WAIVER PILOT PROGRAM TO ALLOW CITIZENS OF THAT COUNTRY TO ENTER THE UNITED STATES FOR SHORT-TERM VISA-FREE VISITS," was jointly offered by Representatives Ward, Meyer, Thielen, Ahu Isa, Garcia, Herkes and Suzuki.

H.R. No. 129, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO CONSULT THE LEGISLATURE BEFORE PULLING OUT OF INTERNATIONAL ORGANIZATIONS," was jointly offered by Representatives Ward, Ahu Isa, Garcia, Meyer and Thielen.

H.R. No. 130, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY AND THE DEPARTMENT OF EDUCATION TO FORM A PARTNERSHIP TO PROVIDE MORE SPECIALIZED IN-SERVICE TRAINING OPPORTUNITIES FOR SCHOOL SECURITY ATTENDANTS," was jointly offered by Representatives

Morita, Stegmaier, Arakaki, Santiago, Moses, Halford, McDermott, Morihara, Takai and Takamine.

H.R. No. 131, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO REVIEW ITS ADMINISTRATIVE RULES RELATING TO MOTOR VEHICLE WINDOW TINTING TO DETERMINE THE FEASIBILITY OF AMENDING THEM TO DELETE THE INSPECTION REQUIREMENT IF THE TINTING HAS NOT BEEN ALTERED SINCE THE VEHICLE'S LAST SAFETY CHECK," was offered by Representative P. Oshiro.

H.R. No. 132, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO REVIEW ITS ADMINISTRATIVE RULES RELATING TO MOTOR VEHICLE WINDOW TINTING TO DETERMINE THE FEASIBILITY OF AMENDING THEM TO EXCLUDE FACTORY INSTALLED TINTING FROM INSPECTION," was offered by Representative P. Oshiro.

H.R. No. 133, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF THE ATTORNEY GENERAL TO CONVENE AN INFORMAL TASK FORCE TO EXAMINE THE RAMIFICATIONS OF THE KONNO V. COUNTY OF HAWAII DECISION THAT VOIDED THE CONTRACT TO PRIVATIZE THE OPERATION OF THE PUUANAHULU LANDFILL ON THE ISLAND OF HAWAII," was offered by Representative Kawananaoka.

H.R. No. 134, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO SUBMIT A REPORT SETTING FORTH RECOMMENDATIONS TO REFORM STATE GOVERNMENT," was offered by Representative Yonamine.

H.R. No. 135, entitled: "HOUSE RESOLUTION REQUESTING AN AUDIT OF THE EMPLOYEES' RETIREMENT SYSTEM TO DETERMINE IF THERE ARE OVERTIME ABUSES," was offered by Representative Yonamine.

H.R. No. 136, entitled: "HOUSE RESOLUTION REQUESTING THE RECITATION OF THE PLEDGE OF ALLEGIANCE ONCE EACH WEEK DURING THE SESSIONS OF THE HOUSE OF REPRESENTATIVES," was jointly offered by Representatives Thielen, Ward, McDermott, Meyer, Moses, Whalen, Abinsay, Halford and Marumoto.

H.R. No. 138, entitled: "HOUSE RESOLUTION REQUESTING THE ATTORNEY GENERAL TO REVIEW THE CONTRACT BETWEEN THE STATE OF HAWAII AND THE HAWAII STATE TEACHERS ASSOCIATION TO DETERMINE WHETHER IT DENIES STUDENTS IN CERTAIN AREAS AN EQUAL OPPORTUNITY TO SUCCEED IN LEARNING," was offered by Representative Kahikina.

H.R. No. 139, entitled: "HOUSE RESOLUTION REQUESTING A FEASIBILITY STUDY TO DETERMINE THE COST AND OTHER ECONOMIC AND TECHNICAL CONSIDERATIONS TO FLUORIDATE HAWAII'S WATER SUPPLY," was jointly offered by Representatives Lee, Kahikina, Case, Menor, Okamura, Pendleton, Saiki, Santiago, Takai and Whalen.

H.C.R. No. 186, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A COMMUNITY-BASED, COOPERATIVE HAWAIIAN FISHPOND RESTORATION PROJECT FOR PEARL HARBOR," was offered by Representative Garcia.

H.C.R. No. 187, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH SIX JUNIOR RESERVE OFFICE TRAINING CORPS POSITIONS," was offered by Representative McDermott.

H.C.R. No. 188, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN ASSESSMENT OF THE ADEQUACY OF THE NUMBER OF INSTRUCTIONAL DAYS IN THE SCHOOL YEAR AND THE FEASIBILITY OF ESTABLISHING THE NUMBER OF SCHOOL DAYS BY STATUTE OR RULES," was offered by Representative P. Oshiro.

H.C.R. No. 189, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES DEVELOP A MECHANISM TO ALLOW NATIVE HAWAIIANS FREE ACCESS TO NATIVE PLANTS AND TREES THAT ARE DETERMINED TO BE DEAD OR DYING FOR USE IN CRAFTS AND CULTURAL PRACTICES," was offered by Representative P. Oshiro.

H.C.R. No. 190, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE ENVIRONMENT," was offered by Representative P. Oshiro.

H.C.R. No. 191, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO ADOPT RULES TO REQUIRE THAT MEDICAL EXAMINATIONS OR TREATMENT IN WORKERS' COMPENSATION CASES BE GIVEN BY PHYSICIANS WITH EXPERTISE SPECIFIC TO THE EMPLOYEE'S INJURY," was offered by Representative Santiago.

H.C.R. No. 192, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PAYMENT OF EMERGENCY RESTITUTION TO ELDERLY NATIVE HAWAIIAN BENEFICIARIES OF THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was offered by Representative Santiago, by request.

H.C.R. No. 193, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO INCLUDE THE REPUBLIC OF KOREA IN THE VISA WAIVER PILOT PROGRAM TO ALLOW CITIZENS OF THAT COUNTRY TO ENTER THE UNITED STATES FOR SHORT-TERM VISA-FREE VISITS," was jointly offered by Representatives Ward, Meyer, Thielen, Ahu Isa, Garcia, Herkes and Suzuki.

H.C.R. No. 194, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONSULT THE LEGISLATURE BEFORE PULLING OUT OF INTERNATIONAL ORGANIZATIONS," was jointly offered by Representatives Ward, Ahu Isa, Garcia, Meyer and Thielen.

H.C.R. No. 195, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY AND THE DEPARTMENT OF EDUCATION TO FORM A PARTNERSHIP TO PROVIDE MORE SPECIALIZED IN-SERVICE TRAINING OPPORTUNITIES FOR SCHOOL SECURITY ATTENDANTS," was jointly offered by Representatives Morita, Stegmaier, Moses, Arakaki, Santiago, Halford, McDermott, Morihara, Takai, Takamine and Yonamine.

H.C.R. No. 196, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO DEVELOP A MASTER PLAN TO PROTECT MAUNALUA BAY," was offered by Representative Stegmaier.

H.C.R. No. 197, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AND FINANCIAL AUDIT OF THE CORRECTIONAL INDUSTRIES PROGRAM," was jointly offered by Representatives Garcia, Kawanakoa, Saiki and Tom.

H.C.R. No. 198, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO REVIEW ITS ADMINISTRATIVE RULES RELATING TO MOTOR VEHICLE WINDOW TINTING TO DETERMINE THE FEASIBILITY OF AMENDING THEM TO DELETE THE INSPECTION REQUIREMENT IF THE TINTING HAS NOT BEEN ALTERED SINCE THE VEHICLE'S LAST SAFETY CHECK," was offered by Representative P. Oshiro.

H.C.R. No. 199, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO REVIEW ITS ADMINISTRATIVE RULES RELATING TO MOTOR VEHICLE WINDOW TINTING TO DETERMINE THE FEASIBILITY OF AMENDING THEM TO EXCLUDE FACTORY INSTALLED TINTING FROM INSPECTION," was offered by Representative P. Oshiro.

H.C.R. No. 200, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF THE ATTORNEY GENERAL TO CONVENE AN INFORMAL TASK FORCE TO EXAMINE THE RAMIFICATIONS OF THE KONNO V. COUNTY OF HAWAII DECISION THAT VOIDED THE CONTRACT TO PRIVATIZE THE OPERATION OF THE PUUANAHULU LANDFILL ON THE ISLAND OF HAWAII," was offered by Representative Kawanakoa.

H.C.R. No. 201, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE OFFICE OF HAWAIIAN AFFAIRS TO PROVIDE FINANCIAL SUPPORT TO THE NATIVE HAWAIIAN HEALTH SYSTEMS," was jointly offered by Representatives Kawanakoa and Yamane.

H.C.R. No. 202, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO REVIEW THE CONTRACT BETWEEN THE STATE OF HAWAII AND THE HAWAII STATE TEACHERS ASSOCIATION TO DETERMINE WHETHER IT DENIES STUDENTS IN CERTAIN AREAS AN EQUAL OPPORTUNITY TO SUCCEED IN LEARNING," was offered by Representative Kahikina.

H.C.R. No. 203, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY TO DETERMINE THE COST AND OTHER ECONOMIC AND TECHNICAL CONSIDERATIONS TO FLUORIDATE HAWAII'S WATER SUPPLY," was jointly offered by Representatives Lee, Kahikina, Case, Menor, Okamura, Pendleton, Saiki, Santiago, Takai and Whalen.

ANNOUNCEMENT

Representative Santiago then rose and stated:

"Just to remind the members that tonight at 7:00 p.m., we intend to make history. The Speaker is going to be there in his basketball uniform where he can show us all how it is done.

"Just as a little friendly reminder, members, we are still short of our goal in our contributions and donations to the Children's Trust Fund so those of you who may not be participating in the game, please feel free to contact my office manager, Aileen, with the contributions.

"Thank you."

Representative Kawanakoa rose and stated:

"Just in case anyone was curious as to my actions with my colleague from the Makiki area, I was actually demonstrating what we expect him to do with the Senate basketball this evening as far as crushing goes."

Representative M. Oshiro: "We will have a meeting of the Chairs right after session in the Speaker's office."

ADJOURNMENT

At 12:45 o'clock p.m., on motion by Representative M. Oshiro, seconded by Representative Kawanakoa and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, March 14, 1997. (Representatives Cachola, Halford, Herkes, Hiraki, Menor, Meyer, Morita, Saiki, Thielen, Tom and Ward were excused.)

THIRTY-THIRD DAY

Friday, March 14, 1997

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 12:15 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Reverend Edward "Ted" Robinson from the Central Union Church, United Church of Christ, after which the Roll was called showing all members present with the exception of Representatives Garcia, Kawanakoa and Morita, who were excused.

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

Representative Ahu Isa introduced a group of third graders from Kauluwela Elementary School and their teachers, Mrs. Tsujimura, Mrs. Lui and Miss Shiota.

Representative Takai introduced Mr. Andy Nii, former Pearl City High School Principal.

Representative Arakaki introduced Mr. Charles Oba, former Principal at Kalihi-Uka and former Milken award winner.

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

The House of Representatives reconvened at 12:30 o'clock p.m.

GOVERNOR'S MESSAGE

Gov. Msg. No. 165, transmitting copies of the 1996 Annual Report of the Medical Claims Conciliation Panel and The Design Professional Conciliation Panel, submitted pursuant to Section 672-12 and 671-20, Hawaii Revised Statutes, was received and announced by the Clerk and was placed on file.

SENATE COMMUNICATION

The following communication from the Senate (Sen. Com. No. 385) was received and announced by the Clerk and was placed on file.

Sen. Com. No. 385, informing the House that the Senate has disagreed to the amendments proposed by the House to S.B. 175, H.D. 1, and has requested a conference on the subject matter thereof, in consequence of which the President has, on March 13, 1997, appointed as Conferees on the part of the Senate for the consideration of said amendment:

Senators Levin and Metcalf, Co-Chairs; Chun Oakland and Slom.

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

Representative Arakaki introduced a group of "very bright, very enthusiastic and I think very promising young people from our Kalihi community," as follows: Kalakaua Intermediate, President Sheila Meneses and Advisor, Renee Bailey; the officers from Kalihi Uka, President Joy Ujano, and their Advisor, Kenneth Chang; from Fern, President, Marie Flor-Agustin, and their Advisor, Marilyn Taylor; from Kalihi-Kai Elementary, President, Lauren Loresca, and their Advisors, Caroline Kaanehe and Darlene Orpilla; from Dole Intermediate, the Student Council Vice President and Secretary, Lester Manding, and Advisor, Greg Char; from Kaewai, the Student Council Vice President, Mary Roberts, and Advisor, Karen Meahl; and from Kapalama Elementary, Second Vice President, Melissa Burkeen, and their Advisors, Haven Tsui and Tracie Okino.

Representative Kahikina introduced Mr. Leroy Nagasako, former Vice Principal of Waianae Elementary School; Mr. Dave Stem, former Principal of Waianae Intermediate School; and Mr. Libby Viduya, former District Superintendent.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 81 through 98, 101 through 116, 119 through 136, 138 and 139) and concurrent resolutions (H.C.R. Nos. 129 through 203) were referred to committee by the Speaker:

<u>H.R. Nos.</u>	<u>Referred to:</u>
81	Committee on Transportation, then to the Committee on Judiciary
82	Committee on Labor and Public Employment, then to the Committee on Legislative Management, then to the Committee on Finance
83	Committee on Judiciary, then to the Committee on Finance
84	Committee on Transportation, then to the Committee on Finance
85	Committee on Judiciary, then to the Committee on Finance
86	Committee on Tourism, then to the Committee on Judiciary
87	Committee on Tourism, then to the Committee on Finance
88	Committee on Agriculture, then to the Committee on Judiciary, then to the Committee on Legislative Management
89	Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Legislative Management
90	Committee on Economic Development and Business Concerns, then to the Committee on Finance
91	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance
92	Committee on Human Services and Housing, then to the Committee on Finance
93	Committee on Water and Land Use, then to the Committee on Finance

94	Committee on Judiciary, then to the Committee on Finance	119	Committee on Hawaiian Affairs, then to the Committee on Water and Land Use, then to the Committee on Public Safety and Military Affairs
95	Committee on Education, then to the Committee on Finance	120	Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance
96	Committee on Education, then to the Committee on Finance	121	Committee on Hawaiian Affairs, then to the Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance
97	Committee on Education, then to the Committee on Finance	122	Committee on Education, then to the Committee on Public Safety and Military Affairs, then to the Committee on Finance
98	Committee on Hawaiian Affairs, then to the Committee on Education	123	Committee on Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance
101	Committee on Labor and Public Employment, then to the Committee on Judiciary, then to the Committee on Finance	124	Committee on Hawaiian Affairs, then jointly to the Committee on Water and Land Use and the Committee on Energy and Environmental Protection, then to the Committee on Finance
102	Committee on Higher Education, then to the Committee on Transportation, then to the Committee on Finance	125	Committee on Hawaiian Affairs, then jointly to the Committee on Ocean Recreation and Marine Resources and the Committee on Energy and Environmental Protection, then to the Committee on Finance
103	Committee on Ocean Recreation and Marine Resources, then to the Committee on Judiciary, then to the Committee on Finance	126	Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
104	Committee on Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance	127	Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance
105	Committee on Judiciary, then to the Committee on Finance	128	Committee on Tourism, then to the Committee on Judiciary
106	Committee on Ocean Recreation and Marine Resources, then to the Committee on Higher Education, then to the Committee on Finance	129	Committee on Legislative Management, then to the Committee on Finance
107	Committee on Tourism, then to the Committee on Labor and Public Employment, then to the Committee on Finance	130	Jointly to the Committee on Judiciary and the Committee on Public Safety and Military Affairs, then to the Committee on Labor and Public Employment, then to the Committee on Finance
108	Committee on Labor and Public Employment, then to the Committee on Finance	131	Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance
109	Committee on Economic Development and Business Concerns, then to the Committee on Finance	132	Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance
110	Committee on Economic Development and Business Concerns, then to the Committee on Finance	133	Committee on Judiciary, then to the Committee on Finance
111	Committee on Judiciary, then to the Committee on Finance	134	Committee on Labor and Public Employment, then to the Committee on Finance
112	Jointly to the Committee on Judiciary and the Committee on Public Safety and Military Affairs, then to the Committee on Finance	135	Committee on Labor and Public Employment, then to the Committee on Finance
113	Committee on Economic Development and Business Concerns, then to the Committee on Finance	136	Committee on Legislative Management, then to the Committee on Judiciary
114	Committee on Human Services and Housing, then to the Committee on Public Safety and Military Affairs	138	Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance
115	Committee on Education, then to the Committee on Finance	139	Committee on Health, then to the Committee on Finance
116	Committee on Hawaiian Affairs, then to the Committee on Water and Land Use, then to the Committee on Finance		

<u>H.C.R.</u> <u>Nos.</u>			
	150	Committee on Education, then to the Committee on Finance	
	151	Committee on Education, then to the Committee on Finance	
	152	Committee on Hawaiian Affairs, then to the Committee on Education	
	153	Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance	
	154	Committee on Hawaiian Affairs, then to the Committee on Water and Land Use, then to the Committee on Transportation	
	155	Committee on Hawaiian Affairs	
	156	Committee on Hawaiian Affairs, then to the Committee on Finance	
	157	Committee on Hawaiian Affairs, then to the Committee on Health	
	158	Committee on Hawaiian Affairs, then to the Committee on Water and Land Use, then to the Committee on Transportation	
	159	Committee on Hawaiian Affairs, then to the Committee on Health, then to the Committee on Finance	
	160	Committee on Labor and Public Employment, then to the Committee on Judiciary, then to the Committee on Finance	
	161	Committee on Higher Education, then to the Committee on Transportation, then to the Committee on Finance	
	162	Committee on Ocean Recreation and Marine Resources, then to the Committee on Judiciary, then to the Committee on Finance	
	163	Committee on Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance	
	164	Committee on Judiciary, then to the Committee on Finance	
	165	Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management	
	166	Committee on Ocean Recreation and Marine Resources, then to the Committee on Higher Education, then to the Committee on Finance	
	167	Committee on Tourism, then to the Committee on Labor and Public Employment, then to the Committee on Finance	
	168	Committee on Labor and Public Employment, then to the Committee on Finance	
	169	Committee on Economic Development and Business Concerns, then to the Committee on Finance	
	170	Committee on Economic Development and Business Concerns, then to the Committee on Finance	
	171	Committee on Judiciary, then to the Committee on Finance	
129		Committee on Human Services and Housing, then to the Committee on Water and Land Use, then to the Committee on Finance	
130		Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance	
131		Committee on Transportation, then to the Committee on Judiciary	
132		Committee on Labor and Public Employment, then to the Committee on Finance	
133		Committee on Judiciary, then to the Committee on Finance	
134		Committee on Transportation, then to the Committee on Finance	
135		Committee on Judiciary, then to the Committee on Finance	
136		Committee on Tourism, then to the Committee on Judiciary	
137		Committee on Tourism, then to the Committee on Finance	
138		Committee on Agriculture, then to the Committee on Judiciary, then to the Committee on Legislative Management	
139		Committee on Hawaiian Affairs, then to the Committee on Energy and Environmental Protection, then to the Committee on Public Safety and Military Affairs	
140		Committee on Hawaiian Affairs, then to the Committee on Culture and the Arts	
141		Committee on Water and Land Use, then to the Committee on Hawaiian Affairs, then to the Committee on Finance	
142		Committee on Hawaiian Affairs, then to the Committee on Finance	
143		Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Legislative Management	
144		Committee on Economic Development and Business Concerns, then to the Committee on Finance	
145		Jointly to the Committees on Human Services and Housing and the Committee on Health, then to the Committee on Finance	
146		Committee on Human Services and Housing, then to the Committee on Finance	
147		Committee on Water and Land Use, then to the Committee on Finance	
148		Committee on Judiciary, then to the Committee on Finance	
149		Committee on Education, then to the Committee on Finance	

- 172 Jointly to the Committees on Judiciary and the Committee on Public Safety and Military Affairs, then to the Committee on Finance
- 173 Committee on Economic Development and Business Concerns, then to the Committee on Finance
- 174 Committee on Human Services and Housing, then to the Committee on Public Safety and Military Affairs
- 175 Committee on Education, then to the Committee on Finance
- 176 Committee on Human Services and Housing, then to the Committee on Judiciary, then to the Committee on Finance
- 177 Committee on Hawaiian Affairs, then to the Committee on Water and Land Use, then to the Committee on Finance
- 178 Committee on Hawaiian Affairs, then to the Committee on Health, then to the Committee on Finance
- 179 Committee on Hawaiian Affairs, then to the Committee on Finance
- 180 Committee on Hawaiian Affairs, then to the Committee on Health, then to the Committee on Finance
- 181 Committee on Education, then to the Committee on Transportation, then to the Committee on Finance
- 182 Committee on Hawaiian Affairs, then to the Committee on Water and Land Use, then to the Committee on Public Safety and Military Affairs
- 183 Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance
- 184 Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management
- 185 Committee on Hawaiian Affairs, then to the Committee on Water and Land Use
- 186 Committee on Hawaiian Affairs, then to the Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance
- 187 Committee on Education, then to the Committee on Public Safety and Military Affairs, then to the Committee on Finance
- 188 Committee on Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance
- 189 Committee on Hawaiian Affairs, then jointly to the Committee on Water and Land Use and the Committee on Energy and Environmental Protection, then to the Committee on Finance
- 190 Committee on Hawaiian Affairs, then jointly to the Committee on Ocean Recreation and Marine Resources and the Committee on Energy and Environmental Protection, then to the Committee on Finance
- 191 Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 192 Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance
- 193 Committee on Tourism, then to the Committee on Judiciary
- 194 Committee on Legislative Management, then to the Committee on Finance
- 195 Jointly to the Committee on Judiciary and the Committee on Public Safety and Military Affairs, then to the Committee on Labor and Public Employment, then to the Committee on Finance
- 196 Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance
- 197 Committee on Public Safety and Military Affairs, then to the Committee on Finance
- 198 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance
- 199 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance
- 200 Committee on Judiciary, then to the Committee on Finance
- 201 Committee on Hawaiian Affairs, then to the Committee on Health, then to the Committee on Finance
- 202 Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance
- 203 Committee on Health, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following Senate Bills were re-referred to committee by the Speaker:

- | <u>S.B.</u>
<u>Nos.</u> | <u>Re-referred to:</u> |
|----------------------------|---|
| 228 | Committee on Consumer Protection and Commerce |
| 1619 | Committee on Transportation, then to the Committee on Judiciary |

The following resolution and concurrent resolutions were re-referred to committee by the Speaker:

- | <u>H.R.</u>
<u>No.</u> | <u>Re-referred to:</u> |
|---------------------------|---|
| 59 | Jointly to the Committee on Tourism and the Committee on Higher Education, then to the Committee on Judiciary |

H.C.R.
Nos.

- 8 Committee on Education, then to the Committee on Legislative Management
- 102 Jointly to the Committee on Tourism and the Committee on Higher Education, then to the Committee on Judiciary

**INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)**

H.R. No. 159, entitled: "HOUSE RESOLUTION DESIGNATING MARCH OF EACH YEAR ADULT AND COMMUNITY EDUCATION MONTH," was jointly offered by Representatives Stegmaier, Yonamine and Arakaki and was announced by the Clerk.

Representative Stegmaier moved that the resolution be adopted, seconded by Representative Yonamine.

Representative Stegmaier rose and stated:

"For the last 52 years, the Adult and Community Education Program has offered affordable educational opportunities for the youths and adults of Hawaii.

"As an example, for the 1995-1996 school year, 11 community schools with, if you can believe it, 1,391 part-time teachers offered 5,732 courses and enrolled of our Hawaii population, an incredible 96,161 students.

"These schools provide a variety of programs and courses including: basic and high school education for adults; naturalization and English-speaking courses for immigrants; family literacy courses and general interest courses, such as English as a second language, conversational Japanese, computer-tronics, the General Equivalency Diploma or GED classes; and work place literacy programs for displaced workers and those wishing to upgrade vital job skills.

"These programs allow the citizens of Hawaii the choice of continued learning and career growth throughout their lives.

"In addition, Mr. Speaker, as you know by the bills that the Legislature has been working on over the past couple of years, we are moving to have Adult and Community Education take on more responsibility for the education of young students, especially those who have been removed from regular school and are operating under an alternative education plan. I very much appreciate the ready willingness of the educators and administrators of Adult and Community Schools to help with this growing need for alternative educational opportunities for a segment of our young student population.

"Of course, none of this is possible without the dedicated service of community education teachers, administrators and support staff. Their hard work has improved the lives of countless students from a wide range of age-groups and ethnic backgrounds.

"During the month of March, the education community will be recognizing the accomplishments of adult and community educators and hereafter, the month of March, will be known as Adult and Community Education Month.

"Mr. Speaker, I'd like to recognize our special guests on the floor today who are representatives of the larger group of educators.

"First, we have Doris Godfrey, the 1997 recipient of the 'Friend of Adult Education' honor. Miss Godfrey, if

you could stand. After the creation of the Hawaii Adult Education Act of 1945, Doris was one of the first adult education teachers hired at McKinley Community School, thereafter pursuing a remarkably successful 51 year career so far, in which she has specialized in English, Math and business courses and continues her teaching at Kaimuki Community School and Farrington Community School. She's also very active in the Hawaii Adult Education Association in which Miss Godfrey presently serves as its president.

"Miss Godfrey has also helped thousands of military personnel pursue their educational goals through her career in the federal service. If we could give Miss Godfrey a round of applause.

"We also have with us four members of the Hawaii State Adult and Community Education Advisory Council. The Council oversees the daily operation of the adult community program, insuring that it maintains its high quality of performance. First, I'd like to recognize Mr. Herb Watanabe, who I know as a distinguished member of the Hawaii Lions and until recently served in a very select world as an International Director of Lions International. Mr. Watanabe is Chair of the Adult Education Subcommittee of the Board of Education.

"And then we have with us Wayne Kanemoto, who is Principal of the Hilo Community School for Adults.

"Theresa Diaz, another guest of ours this morning, is the Co-Chair of the Hawaii State Adult and Community Education Advisory Council.

And Mr. Vernon Paler, who is Co-Vice Chair of the Council and Kauai liaison Adult and Community Education Advisory Council.

"We also have a distinguished group of some 30 guests in our gallery today. Some of whom have been recognized by fellow members of their communities and they are all distinguished members of the State Adult and Community Advisory Council or Principals, Vice Principals and staff of the various adult and community schools. We'd like all of you to please rise to be recognized at this time.

"Thank you, Mr. Speaker."

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

"I was calling around this morning to get more information about adult education and no one was in the office and there they are. As Representative Stegmaier has pointed out, adult schools, or adult education started out very narrowly. It was a GED Program right after the war. My cousin was a veteran and without GED, he would not have been able to go to college and become a school teacher.

"And my brother has been for a long time, retired now, but was a member and administrator in the adult education area. And for a long time, while we were at the Susannah Wesley Community Center, we've had GED classes and other classes, both at the Center and at Kuhio Park Terrace.

"So as the previous speaker had pointed out, what started off as an adult education has now become community education and what had started off as a GED focus, has now become a life-long mission. As one of the administrators in this community education programs stated: 'It is now a life-long learning thing. Our business is from twinkle to wrinkle.' And I think that what used to be adult has now gone below 18 years old,

so we're working with all kinds of other students below 18.

"So I think this Adult and Community Education Program has just been phenomenal. It has changed with the changing times and we have many dedicated administrators, teachers and students. And, of course, I'd like to pay tribute to Miss Godfrey and members of the Council for your many, many hours of volunteer time and for helping and nurturing the Adult and Community Education Program.

"I just think that if we want to really make a difference in people's lives, we need to give them opportunities to become better people because of education beyond the 18 year olds and into the twilight years. And I think it's just outstanding the way the Adult and Community Education Programs have been able to do that with the many, many diverse needs, changing times, changing needs and changing population. And this is a credit to all of them for the hard work they have done on behalf of the people of this State.

"Thank you very much, Mr. Speaker."

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

"I just want to echo the accolades of my colleagues and to make mention that in my district, this is like the last chance for some of our kids, especially last session when we lowered the compulsory age from 18 to 16. We realized that this school will be very much needed for our young people. And we've seen many of our kids in our district -- Representative Jones and myself -- take advantage of this program and got their GED and even went further on and got college degrees.

"And so I agree with the previous speakers that this program will be of great importance as it is now, but even greater in the future given all the things that we've said. And it will be the last chance for our kids to get educated. In America, that opportunity should always be there.

"Thank you, Mr. Speaker."

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

"I just want to congratulate Mrs. Godfrey and the Council also this morning.

"I am a former teacher for The Adult Education; it used to be called Adult Education Program when Mr. Nakamura of Waipahu was in charge of it. And I really enjoyed teaching. I taught for seven years for The Adult Education Program, and I taught the commercial subjects: secretarial, typing, accounting and shorthand. I had a former stripper and Las Vegas showgirl as one of my students, and she was so grateful that she had an opportunity to take classes, and she's doing very well today. So thank you again."

Representative Takamine then rose in support of the resolution, stating:

"The Adult and Community Education Program doesn't always receive the credit that it truly deserves and I'd like to use the opportunity to acknowledge one person who is here on the floor this morning. That is Mr. Wayne Kanemoto.

"As this body is well aware, over the past two years there has been a transition for the community, especially

in the Hamakua-Hilo coast area, and strong support has been provided by the members of this body.

"In addition to that, there's been a number of public agencies and other individuals who have been an integral part of that effort to have people support each other. Wayne Kanemoto from the Adult Education Program has played an integral role not only participating in the employment and training task force, but I've seen him, on many instances, as part of many, many on-going meetings in the community, always offering his help, his assistance and the support of resources he could help make available.

"Therefore, I wanted to not only extend my congratulations to all those people associated with the program, but a note of personal thanks to Mr. Kanemoto. Thank you."

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

"Specifically, Mr. Speaker and members, I'd like to acknowledge publicly a member sitting on the floor today, Mr. Herb Watanabe, who many of you don't realize, but he was a Facilities Manager for the Department of Education on the Big Island. Because of him, our older schools especially are in very, very good shape.

"Before his life as a Lions -- he's so active in the Lions that he's actually brought one of the conventions to our newly, soon-to-be-built Convention Center. So publicly I'd like to acknowledge him and thank him for all his contributions in our community. Thank you."

The motion was put to vote by the Chair and carried, and H.R. No. 159 was adopted with Representatives Garcia, Kawananakoa, Morita, Nakasone, Saiki and Suzuki being excused.

At this time, Representative Stegmaier presented Doris Godfrey with a Certificate of Recognition while Representative Yonamine presented the honorees with floral leis.

H.R. No. 160, entitled: "HOUSE RESOLUTION CONGRATULATING 1997 HAWAII JUNIOR MISS MESERET S. MITIKU; FIRST RUNNER-UP TIFFANY D. K. MONROY; AND SECOND RUNNER-UP JESSICA L. HEACOCK," was jointly offered by Representatives Say, Takai, Yamane, Abinsay, Cachola, Chang, Garcia, Hamakawa, Herkes, Hiraki, Meyer, Morihara, Morita, Nakasone, Okamura, Stegmaier, Takumi and Thielen.

Representative Say moved that the resolution be adopted, seconded by Representative Takai.

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

"It is my privilege to welcome to the House of Representatives the honorees of the 1997 Hawaii Junior Miss Program. As I call your names, would you please stand?"

"Hawaii's 1997 Junior Miss, Meseret Mitiku, is a senior at the University Laboratory School and hopes to attend Stanford University and become a pediatrician. She is blessed with many gifts and talents, having received or shared the Creative and Performing Arts, Presence and Composure, and many other scholastic awards. She is also actively involved in the student government and also the Hawaii Youth Symphony.

"I'm also proud to acknowledge that Meseret has brought much pride to the 19th District as she is the

second member of her family to be selected as Hawaii's Junior Miss. In 1993, her sister, Nesanet, was so honored and was also recognized by this House in a similar floor presentation which I was also privileged to sponsor.

"At this time, Mr. Speaker, I would like to introduce Meseret's parents. Her father is not here and Sinite Hate, her mother.

"The first runner-up, Tiffany Diane Kuniko Monroy, is a senior at Sacred Hearts Academy and hopes to attend Emerson College and become a broadcast journalist. She is the daughter of Loretta Kumi and Daniel Monroy, and is a resident of Representative Quentin Kawananaoka's district. Unfortunately, Representative Kawananaoka could not be here today and he sends his regrets to you.

"Our second runner-up, Jessica Lehualani Heacock, is a senior at Kawaihae and hopes to attend either The Boston Conservatory or the San Francisco Conservatory of Music and to become an opera vocal artist. She's the daughter of Rhea Palma and Carl Scherer, and Donald and Barbara Heacock, and is a resident of Representative Kanoho's district.

"Also, we have the Executive Vice President of the Board of Directors and State Chair, Miss Corlis Chang. Corlis, will you please stand? Thank you. Would all of you please stand once more?

"Thank you very much, Mr. Speaker."

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

"I am honored to be a part of this floor presentation with Chairman Say. As a member of the Board of Directors of the Hawaii Junior Miss Inc., I am proud to speak on behalf of the hundreds of volunteers and supporters of this outstanding scholarship program.

"The Hawaii program was established in 1960 to meet the goals of the National Junior Miss Program, to recognize, reward and encourage excellence in American youth. Not to be confused with pageants, Mr. Speaker, this program judges participants based on scholastic achievement, presence and composure, fitness, creative and performing arts, and articulation of values and perceptions, and concerns for human relations which is expressed by these young leaders in a personal interview.

"The America's Junior Miss theme is emphasis on education, and in witnessing the interaction and development of all who participated, each represented school's, community and families very well.

"Another aspect of the program, coordinated by State Chair Corlis Chang, was the outstanding involvement and commitment by Hawaii's corporations and small businesses from the local program to the state program.

"If we could get this kind of commitment and partnership with emphasis on education in our public school system, we will truly have a school system second to none.

"So let me add my congratulations to these fine young role models: Meseret, Tiffany, Jessica and also Corlis. And let me also offer my thanks to the parents, teachers, coaches, friends, and other Hawaii Junior Miss Program volunteers who help lend their support in the development of these outstanding honorees who grace our chambers today.

"Thank you, Mr. Speaker."

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

"I'd like to thank the Junior Miss organization for helping young women achieve their full potential. The competition fosters many benefits which are not readily apparent. For instance, it emphasizes education and scholarship, encourages goal setting and planning, teaches determination and discipline, and helps them develop poise and confidence.

"I wish the organization continued success. Thank you."

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

"Mr. Speaker and members of the House, it gives me great honor and pride to once again see young ladies of exemplary accomplishments as the ones we have in this Chamber today.

"As you know, Mr. Speaker, last year we honored one of our own, the 1996 Hawaii Junior Miss, Karen Sabino, who is the daughter of my office manager, Christine, who is here with us this afternoon.

"Karen is now attending Barnard College at Columbia University in New York City. The 1995 Hawaii Junior Miss, Leann Mark, is a sophomore at Yale University; the 1994 Hawaii Junior Miss, Raechel Kula is at Georgetown University; the 1993 Hawaii Junior Miss, Nesanet Mitiku is a senior at Stanford University, who is also the sister of the current Junior Miss, Meseret, as mentioned by our introducer this afternoon.

"Of course, Mr. Speaker, the State Chairman, Corlis Chang, herself a Junior Miss, as mentioned, is a graduate of Harvard and Northwestern University Law School.

"Mr. Speaker, these are just a few of the many, many outstanding young women who participated in this program. Without any doubt, the Junior Miss Program is an outstanding project which encourages, supports and awards young women who excel not only academically, but also in other areas such as the arts and services to the community.

"Mr. Speaker, the Hawaii Junior Miss Program has drawn outstanding young women from every school in the State. And this program has helped them afford the best colleges and universities around the nation. I am proud to be involved in this program.

"I commend the many volunteers who have made this program a success year after year. To all the girls, congratulations to all of you. And to you, Meseret, my best wishes to you and your family, and good luck in Mobile, Alabama.

"Thank you, Mr. Speaker."

Representative Kanoho then rose and stated:

"On behalf of Kauai Representatives Bertha Kawakami, Hermina Morita and myself, I am very pleased to express our congratulations to our Kauai girl, Jessica Lehualani Heacock, for her second runner-up finish in the Hawaii Junior Miss contest.

"When you all meet her in a few minutes, I'm sure you will agree that she has a very friendly personality, but you should also know that with that warm, friendly manner, she has a very high level of intelligence which matches her good looks. And she is also a well-rounded student

and has many interests, including singing jazz and classical music, performing in the musical theatre, dancing jazz and ballet, cycling cross-country and hiking.

"Following her graduation from Kauai High School this June, she has decided to enroll at the San Francisco Conservatory of Music, and her goal is to become associated with the Metropolitan Opera. If you've heard her sing and you know the level of ambition that she possesses, I think you will agree that she will someday reach her goal.

"I think you'll be interested to know that her dad, Donald Heacock, has been a long-time State employee, also a good friend. They all live in my district and we certainly join and wish Jessica Lehualani Heacock best wishes and look forward to seeing you perform with the Metropolitan Opera."

The motion was put to vote by the Chair and carried, and H.R. No. 160 was adopted with Representatives Garcia, Kawanakoa, Morita, Nakasone, Saiki and Suzuki being excused.

At this time, Representative Say presented Meseret S. Mitiku with a Certificate of Recognition and Representative Takai presented the honorees with floral leis.

At 12:56 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:05 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1118) recommending that S.B. No. 1037, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1037, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SPECIAL PROSECUTION UNITS AND VICTIM WITNESS PROGRAMS FOR THE COUNTIES," passed Second Reading and was referred to the Committee on Finance with Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1119) recommending that S.B. No. 1571, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1571, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VITAL STATISTICS," passed Second Reading and was referred to the Committee on Finance with Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1120) recommending that S.B. No. 1631, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1631, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," passed Second Reading and was referred to the Committee on Education with Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1121) recommending that S.B. No. 263, SD 2, pass Second Reading and be referred to the Committee on Labor and Public Employment.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 263, SD 1, pass Second Reading and be referred to the Committee on Labor and Public Employment, seconded by Representative M. Oshiro.

Representative Pendleton rose in support of the measure and asked that his comments be inserted into the Journal, and the Chair "so ordered," subject to review by the Chair.

Representative Pendleton's remarks are as follows:

"Mr. Speaker, while I support referring this measure, SB 263, to the Labor and Public Employment Committee of the House of Representatives for the purposes of further deliberation and reflection by this body, I have concerns with this bill, concerns not so much relating to contraceptives specifically, but rather concerns relating to government-imposed employer mandates in general. I have concerns with any legislation which will limit the flexibility of employers, as does SB 263.

"Mr. Speaker, SB 263 does more than make contraception an option. It mandates it as part of the employee health plan. I quote from the bill at page 2, line 14: 'In addition to the required provisions and benefits specified ... an employer group health policy, plan, or agreement ... shall include coverage provided under section 431:10A-.' Now section 431:10A- refers to the new section mandating contraceptive services. In essence then, Mr. Speaker, this bill will mandate new and additional coverage that employers did not have to provide in the past, though they certainly were free to provide in their own discretion.

"Mr. Speaker, with respect to SB 263, I voted 'no' on this bill when it came before the Health Committee. Hence my 'yes' vote today should not be construed to mean that I wholly endorse all of the details of this bill or its ramifications and consequences. I do not. This bill is far from perfect, and for that reason I support the continuing dialogue on this bill and its subject matter. That is all my support-with-reservations vote means.

"I may in the end, that is on Third Reading, vote 'no,' as I did in the Health Committee, or I may vote to pass the measure. It all depends on the exact language of the measure when it comes up for Third Reading. There is still hope for SB 263, though I have my doubts.

"Mr. Speaker, permit me to discuss a few of my concerns with Senate Bill 263. Its purpose is to require health insurers and mutual benefit societies to include contraceptive services in their benefit plans while it provides a religious exclusionary clause to exempt religious organizations or religiously affiliated organizations if contradictory to their philosophy.

"I support this important provision and applaud the wisdom of its inclusion in this measure, but my concerns

are of a business nature. Namely, what will the impact of this law have on small business, and what will the impact be to health care providers? I do not have the answer to this question yet, but I hope to have more information before Third Reading.

"HMSA raised a few points in Committee which caused me a few concerns about the effects of this bill: 'HMSA is generally in opposition to government-imposed employer mandates, understanding all too well that employers want flexibility themselves to choose which benefits they provide based on their employee's interests and needs. Because the 1974 Hawaii Prepaid Health Care Act caps an employee's premium share at just 1.5% of gross wages, any additional mandated benefit is primarily paid by the employer. Especially in these economic times, mandating any benefit forces an employer to make very difficult choices and reduces the employer's ability to offer non-mandated benefits such as dependent coverage or dental, drug or vision benefits.'

"Mr. Speaker, because of the quoted concern of HMSA regarding SB 263, I have serious reservations regarding this legislation and may in fact ultimately vote 'no' on Third Reading if we do not address such concerns.

"SB 263, Mr. Speaker, may very well have adverse and harmful implications for small business. I hope to hear from Betty Tatum of the National Federation of Independent Business within the next few days to see whether small businessmen and small businesswomen have strong feelings on this point. While we cannot permit any single individual or any single group to dictate what goes on here at the Legislature, I believe that now is the time, more than ever before, for this Legislature to listen to business. I am not saying that they tell us what to do. I am simply saying that we need to be sensitive to their concerns.

"SB 263 has larger ramifications than just making contraception available, it indicates that the Legislature may be looking to micromanage this entire area. That concerns me.

"One need only think about the fact that this bill would require employer's to pay for health policies which would include contraceptive services for women who have passed through menopause. Now I am an attorney, not a physician, but it seems to me that that would not be the optimal use of money for both employer and employee. Would we not all agree that such services would not be a top priority for such a woman? Would she not rather have the money or a portion of it from the employer? Yet this bill provides no such exceptions.

"Another point, Mr. Speaker: services would be provided in such a health plan even for strict Roman Catholics who would not want such services. Imagine a strict Roman Catholic woman who has strongly held moral beliefs concerning contraception. She might not want such a plan. The employer might not have any moral reservations whatsoever regarding contraception. The employer does not want the additional cost. The woman does not want such services appearing on her health plan, as she will never avail herself of such services, her being a strict Roman Catholic. Yet the bill does not afford an opt out. There is no exception for religious beliefs of the employee or employer. The opt out provision is for 'Religious organizations or religiously affiliated organizations ... if it contradicts their philosophy.' The language does not apply to small businesses or insurance sales or restaurants where owner/operators or employees have strongly-held religious beliefs concerning contraception.

"In this hypothetical, Mr. Speaker, the employer may have economic/financial reasons for not wanting to offer such coverage and the employee may have compelling religious reasons for not wanting such coverage, but our law would ignore such objections and require the employer to pay for something she/he would rather not have to pay for and would require the employee to have something she would rather not have in her health plan. That is what would happen with a mandate such as this.

"But, lest I digress too far afield, my major concerns with SB 263 are that it may not be good for small business. The majority of employees out there work for small businesses. Do we want to pass legislation which harms our small businesses? Do we want to pass legislation which will be counter to growing the economy and energizing business? I think not.

"SB 263 may very well not have much of an adverse impact on business, as some of my Democrat colleagues have suggested. They may be correct. I do not have enough information at this time.

"Mr. Speaker, I thank you for permitting me to share my concerns regarding S.B. 263."

Representative Halford rose and asked the clerk to record an aye with reservations for him, and the Chair "so ordered."

Representative Meyer then rose in opposition to the bill and asked the Clerk to register a no vote for her, saying:

"I believe that contraceptive services -- each individual can get the kind of coverage that they want. I don't think that it's appropriate for us to mandate that this be provided.

"I believe this is going to add to the cost of medical coverage and for those reasons, I will be voting no."

At 1:07 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 1:10 o'clock p.m.

Representative Stegmaier then rose and asked the Clerk to register an aye with reservations for him, and the Chair "so ordered."

Representative Moses then rose and asked the Clerk to register an aye with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 263, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONTRACEPTIVE SERVICES," passed Second Reading and was referred to the Committee on Labor and Public Employment with Representative Meyer voting no, and Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

Representative Yoshinaga, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1122) recommending that S.B. No. 1160, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Transportation.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 1160, SD 1, HD 1, pass Second Reading and be referred to the Committee on Transportation, seconded by Representative M. Oshiro.

Representative Meyer rose to speak in opposition to the bill, stating:

"This is a bill that would treat electric cars differently from regular gasoline powered automobiles in that they would not have to pay for registration for their cars, they would not have to pay for parking permits, and they could drive on the high occupancy vehicle lanes regardless of the numbers of people in their cars at any time of the day. While this, at this present time, only affects about 40 cars, the purpose of this bill is to encourage more electric cars.

"The problem that I have with it is they are driving on our streets, they are not buying gasoline so they're not supporting the highway fund by fuel tax. I think at the very least, if they want to be treated like bona fide automobiles, they should pay for registration fees and be expected to follow the laws like the rest of us.

"This is an industry. I know the federal government has set certain mandates; they want a certain percentage of these cars by certain years. This is being looked at now on the federal level where they must back off on it because the industry is not developing cars at a cost-effective price at this point in time. So because they are so highly subsidized and there are so few people driving them, if they want to share the roads with the rest of us, I think they need to pay their fair share. Thank you."

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

"Let me just state for the record that your Committee on Energy and Environmental Protection considered the merits of this bill and for the very reasons that were raised by the prior speaker, your Committee believes that it is important, as a State public policy, to support the embryo of an industry that is just starting off.

"And in terms of the testimony of why this bill is proactive in terms of supporting this industry is that, unlike the Mainland, this State is in a better position to be able to have electric vehicles utilized with the current technology because the range of the vehicles, based on the length of miles that you can drive, is well suited to our roads whereas on the Mainland, it may not be appropriate. So these incentives are hopefully helpful to encouraging consumers to consider electric vehicles.

"Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1160, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," passed Second Reading and was referred to the Committee on Transportation with Representative Meyer voting no, and Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

Representative Jones, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1123) recommending that S.B. No. 1016, as amended in HD 1, pass Second Reading and be referred to the Committee on Water and Land Use.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1016, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Water and Land Use with Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1124) recommending that S.B. No. 871, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 871, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1125) recommending that S.B. No. 647, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 647, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITY," passed Second Reading and was referred to the Committee on Judiciary with Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1126) recommending that S.B. No. 1881, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1881, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNING," passed Second Reading and was referred to the Committee on Finance with Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1127) recommending that S.B. No. 1574, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1574, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH," passed Second Reading and was referred to the Committee on Education with Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1128) recommending that S.B. No. 1584, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1584, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PLANNING," passed Second Reading and was referred to the Committee on Judiciary with Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

Representative Yoshinaga, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1129) recommending that S.B. No. 447, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Transportation.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 447, SD 1, HD 1, pass Second Reading and be referred to the Committee on Transportation, seconded by Representative M. Oshiro.

Representative Moses rose in opposition to the measure, stating:

"I want to make it very clear for the record that I'm for a clean and safe environment for us and our children. The problems that I have with this particular bill, which is to try to regulate roadside herbicide use, is that this bill will not do that. This bill calls for targets for reduction of herbicides on public roads at 25% by January 1, 1998 and at least 50% by January 1, 2000.

"It does not address the toxicity of these herbicides, it doesn't address their half-lives, it doesn't address the effects of ultra-violet, it doesn't address at all the concentrations; it just talks about how many miles of roads you use herbicides on. And you can just get a more powerful herbicide and use less of it and you're actually doing more harm than the environment.

"The bill talks about, let's make things safer and use biologicals. And of course, we've tried the mongoose to control rats and that didn't work. So we might actually introduce something that will cause more harm to the environment and to the people.

"And also we have not talked about the effects of limiting herbicides or biologicals or anything else and using mechanical means. That is in the bill; it talks about using mechanical means.

"During testimony on the companion House bill in the Transportation Committee, we heard testimony that actually most injuries occur from workers using machines in controlling weeds. So it appears that it may be safer to use the herbicides. No study has been done on the cost benefits in that sense.

"And lastly, I just think that this bill might make a lot of people feel good, but it doesn't really do any good for the environment or for the people that live here.

"Thank you, Mr. Speaker."

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

"With all due respect to the previous speaker, your Committee on Energy and Environmental Protection did review the risks associated in terms of cost benefit as well as toxicity and this was discussed by the testifiers in your Committee.

"In terms of the definition of an integrated vegetation management strategy, those factors, as alluded to by the previous speaker, would be considered.

"The targets for reduction of herbicides are just that, targets. And your Committee has amended this bill to basically provide flexibility at the discretion of the County or State agencies in terms of implementation of such an integrated vegetation management strategy, which would consider all of the factors that would implement an environmentally sound type of program with the use of herbicides. Thank you."

Representative Meyer then rose to speak in opposition to the measure, stating:

"During the period that we heard testimony, Dr. Anderson from the Department of Health acknowledged that there is really no proof that herbicides are harmful to human health and that they contribute to non-point source pollution of streams and coastal and ground water.

"These goals to reduce the use are based, in part, on people's perception of what's happening with herbicides. Both the counties and the State use Round-up which they feel is environmentally safe if it's used in the proper dilution. As a previous speaker said, more injuries occur with mechanical types of mechanisms trying to clear the roads.

"What this bill is attempting to do is to make the public, those that are super-sensitive and think that they're being poisoned, feel safer, whereas our own Department of Health has stated, in more than one committee, that what they're doing now is perfectly safe.

"Thank you, Mr. Speaker."

Representative Goodenow then rose to speak in support of the measure, stating:

"I'd like to start by saying that the Department of Health testified in support of this measure. And even though it was not entirely clear regarding some of the levels of toxicity and the dangers of some of these substances, the Department of Health did feel that it was very important that we start taking steps in this direction. And referring to Round-up, the level or the danger of inert substances was brought up by a university report and others.

"Secondly, I think there's been some confusion regarding the level of toxicity and volume of the substances as was mentioned earlier. This bill addresses the percentage of roads. There'll be no increase in the level of toxicity on any given roadway. We're just talking about, of the roads that are being serviced, 25 percent or 50 percent of road length itself, so you will not see any increase in toxic substances.

"The Department of Transportation also felt that the numbers in this bill were very reasonable. In fact, they're already well on the way to accomplishing these goals so it's for these reasons I urge all colleagues to vote in favor of this measure. Thank you."

Representative Halford then rose and asked the Clerk to record and aye with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 447, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ROADSIDE HERBICIDE USE," passed Second Reading and was referred to the Committee on Transportation with Representatives Meyer and Moses voting no, and Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

Representative Yoshinaga, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1130) recommending that S.B. No. 1018, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1018, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX,"

passed Second Reading and was referred to the Committee on Finance with Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

Representatives Santiago and Arakaki, for the Committees on Health and Human Services and Housing, presented a joint report (Stand. Com. Rep. No. 1131) recommending that S.B. No. 1572, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Okamura moved that the joint report of the Committees be adopted and S.B. No. 1572, SD 2, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative M. Oshiro.

Representative Pendleton rose in support of the measure and asked that his comments be inserted into the Journal, and the Chair "so ordered," per review by the Chair.

Representative Pendleton's remarks are as follows:

"Mr. Speaker, I am generally opposed to creation and proliferation of special funds. There are valid concerns relating to the administration of our state's budget when it comes to special funds.

"However, Mr. Speaker, I do not take a knee jerk position on this issue. I believe that we are called to be statesmen, to be balanced, and to be deliberative. Upon reflection, Mr. Speaker, I strongly support SB 1572 because it helps address the problem of domestic violence.

"I will not go into a long-winded or verbose speech against the evils of domestic violence, though I am sorely tempted to do so here, but I will just reiterate the seriousness of the problem. Women are being killed. We must do something.

"SB 1572 will help us fight domestic violence because it will place more funds into the spouse and child abuse special accounts which are currently administered and expended by the DHS and the Judiciary.

"This bill does this by raising the fee for obtaining certified copies of certificates issued by the DOH from \$1 to \$10. This \$10 figure is in line with other states. While it might sound high, it really is not, as the cost incurred to the State exceeds \$1. That is, if you count all of the time it takes to maintain such a database and the support staff and the other incidental costs, this new \$10 amount is not unreasonable. I am especially heartened by the fact that the money is earmarked for such a worthy cause.

"Mr. Speaker, this body should know that if the money were to simply go into the general fund, I would be opposed to the bill. I am concerned about fees that simply throw money into the pot to be spent without any assurance as to the worthiness of the expenditure.

"But I am pleased to see this bill pass and strongly urge my colleagues to support SB 1572."

The motion was put to vote by the Chair and carried, and the joint report of the Committees was adopted and S.B. No. 1572, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FEES COLLECTED BY THE DEPARTMENT OF HEALTH," passed Second Reading and was referred to the Committee on Judiciary with Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1132) recommending that H.C.R. No. 18, as amended in HD 1,

be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 18, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ASSESSING THE COSTS OF MENTAL HEALTH SERVICES IN HAWAII AND THE SOCIAL AND FINANCIAL EFFECTS OF MANDATING COVERAGE FOR MENTAL ILLNESS AND SUBSTANCE ABUSE IN HEALTH CARE INSURANCE PLANS EQUIVALENT TO THE COVERAGE FOR ANY OTHER MEDICAL ILLNESSES," was referred to the Committee on Consumer Protection and Commerce with Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai being excused.

SUSPENSION OF RULES

On motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the rules were suspended for the purpose of considering a bill on Third Reading on the basis of a modified consent calendar. (Representatives Garcia, Kawanakoa, Morihara, Morita, Suzuki and Takai were excused.)

THIRD READING

S.B. No. 1433, SD 1:

Representative Cachola moved that S.B. No. 1433, SD 1, pass Third Reading, seconded by Representative Say.

Representative Arakaki rose and stated:

"I was hoping my colleague from Kalihi would get up and speak first but maybe he wants to respond to what I'm going to say?

"Mr. Speaker, I would like to speak in support of Senate Bill 1433, Senate Draft 1 with some strong reservations. I hadn't intended to say anything about this bill in deference to the senior statesman from Kalihi and the Chair of the Tourism Committee, and I know probably my colleagues are very tired of hearing the rhetoric and the haranguing that comes as a result of this measure. However, after going through a hearing this morning in the Human Services Committee and hearing a bill about general assistance, my conscience really doesn't allow me to just sit quietly, and I don't think anyone of us wants to be just a rubber stamp to an appropriation.

"I recognize the need for this type of appropriation. I've been to Asia many times. In fact, I'm appalled for those who visited the offices of The Visitors Bureau in Japan, in Tokyo. They have such a small office that you'd actually need directions and a road map to find it. There was no presence in Taiwan, when I was there. And so I think there is a need for us to have a presence and to promote Hawaii, especially in Asia.

"However, on balance, I just want to make three points: Number 1 is accountability. And I know I've been told that this money is an investment and I recognize that. It's going to provide over \$50 million as a result of a multiplier effect which I don't understand. I'm not an economist. All I can go on is experience and from the emergency appropriation of 1991, I did not see any result from that emergency appropriation.

"If you look at the trickle-down argument as far as what the voodoo economics of the Reagan years

produced, if you look at that, all it did was create more homelessness and poverty and the highest national debt we've ever had in history. . .

At this time, Representative Thielen rose and asked:

"Mr. Speaker, excuse me, is he speaking to the bill that's before us or is he speaking to the Reagan administration?"

The Chair responded:

"I believe he's just trying to make a point, Representative."

Representative Arakaki continued, stating:

"I believe my comments are germane to the argument behind this bill. Number 2, I think we need to look beyond tourism. We tend to put all our eggs in one basket but it's not a panacea. If we're looking for economic vitality, I think we need to broaden our vision on what our economic potential is. We need to look beyond promoting just tourism for Hawaii, but promoting Hawaii as a place where people can come and invest, especially in the area of technology and telecommunications.

"Number 3, when we talk about investments, we have to look beyond just investment for a capital gain. We need to look at investments in terms of the human capital, and we have to realize that there is going to be a cost that we'll be paying for if we neglect the human investment. As an example, if we neglect GA, we're going to have more homelessness which in turn will affect tourism. I'm sure people don't want to come to Hawaii and see a lot of homeless people here.

"And what about our young people? If we don't invest in them, what will there be for them and their future? I heard this morning, on one of the radio shows, the fastest growing industry in the country is in corrections, and one of the most profitable businesses is in security and security services and devices. And I think that's very telling of where our society is heading. If we need to make that kind of investment, I think we're heading in the wrong direction.

"And so I just wanted to provide a balance to what is being proposed. We need to look at how we can provide more opportunity and more hope to our young people. But for now, I'm going to put my faith and trust in the Tourism Chair, Representative Cachola, and our Finance Chair, that they will invest the monies wisely in behalf of the State of Hawaii.

"Thank you, Mr. Speaker."

Representative Cachola then rose and stated:

"I rise to speak in favor of Senate Bill 1433, Senate Draft 1.

Before dwelling on the bill, Mr. Speaker, I'd like to thank my colleague from Kalihi for voting yes with reservations. It's quite an improvement to his past voting records on appropriation for tourism marketing."

The Chair then stated:

"Will you please speak to the item of the bill, please? Please proceed."

Representative Cachola continued, stating:

"I agree with what he said. Just like I said before, I don't have any qualms or differences between myself and the Representative from Kalihi. I agree that there is a need to help the needy.

"On Senate Bill 1433, Senate Draft 1, appropriating \$10 million for emergency tourism marketing, it is going to be used to market Japan and the rest of the United States.

"The recent news from the Council on Revenues underscores the need for this bill. The projected shortfall requires us to choose between two options -- further cutting the government or raising revenue or possibly we can choose by combining the two. Most of you will agree with my preference, and that is to raise revenue.

"The Legislature and the Administration have worked together and will continue to work together to address the long-term viability of the State economy, but the dark news from the Council on Revenues requires us to take steps to provide a short-term boost in order to prevent further deterioration and help ensure survival, and hopefully, contribute to a recovery.

"In addition to the revenue projections, we have also received disturbing news about our tourism industry: 1) Since early 1996, a strong negative trend in monthly visitor arrivals and in length of stay; 2) An estimate of zero to negative growth in our Japan market for this year, caused by the weakened yen and heavy promotion by our competitors (an important indicator, bookings for Golden Week are down 20% from last year); and 3) The number one westbound air carrier -- and that's United Airlines -- to Hawaii announced a possible reduction in capacity.

"On the other hand, we can conservatively estimate that our \$10 million investment will generate a great amount of economic activity and \$52.4 million in revenue to the State over a two-year period.

"We have heard this many times but it bears repeating: tourism is our number one industry. We can diversify, but right now this is the only given thing. Whether we like it or not, we must look to our survival and our survival is threatened by the erosion of our presence in the international travel industry. Sometimes our presence is not even there. Tourism is the fastest growing business segment in the world economy and every destination is scrambling for its share. We are losing ground to our competitors. Hawaii's promotion has not kept pace and we are the only tourism destination to experience such a downward trend.

"Examples of annual visitor promotion budgets of other destinations include: Las Vegas, \$100 million; the cruise ship industry, \$195 million; Bahamas, \$35 million; Puerto Rico, \$38 million; Mexico, \$45 million.

"In addition, Hawaii has a disturbingly low proportion of first-time visitors, a result of the perception of Hawaii as an aging destination. Travelers that would normally be going to Hawaii for the first time are going elsewhere, such as Las Vegas or cruise ships or Mexico. We need to increase our visitor promotional efforts or we will fall further behind our competitors.

"The emergency appropriation in this bill should be looked at as an investment which will yield a fivefold return, generating revenue for other important program areas such as education, human services, health, law enforcement and others.

"And with that Mr. Speaker, I urge the members of this august body to vote up on this bill. Thank you."

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

"Mr. Speaker, this bill is our best response to Hawaii's second major wake-up call in the last 10 years. As all of you know, the first was in 1991 with the Gulf War. For the first time in 40 years, visitors from the Mainland were not coming in the numbers that they always came.

"Now this is the second major wake-up call, because now Asian visitors who also came here for the last 30 or 40 years, for the first time over the last few months, have decided not to come to Hawaii.

"Mr. Speaker, the good part of this bill is that it finally puts money, in dollars, where otherwise it's been cents to get the Japanese visitors and those in Asia to Hawaii. We've taken it for granted, we've lived off of our good looks for too long. It's now a worldwide competition that we have to deal with.

"And this is a bill that says we recognize those realities. We not only have to be beautiful, we have to be smart.

"Thank you, Mr. Speaker."

Representative Santiago then rose to speak in support of the measure, stating:

"I would like to echo a lot of the comments that were made by Representative Arakaki to my left. I only ask what never ceases to amaze me is the ability on the part of the economists to predict and to forecast what we will be receiving as investment income in the future.

"What I would like to see is, unlike what happened in 1991 and our inability, at this point in time, to look at the resources that were generated at that time, that we hold accountable those who have said we will be receiving this kind of investment income of \$50 plus million over the next two year period. I know it is impossible for us to make any sort of guarantees but I do believe that tourism is the greatest engine of our economy. I do believe we have to fund the \$10 million for this program.

"What I would like, however, is for all of us, as responsible Representatives and statesmen that we are, to hold accountable and to be able, in the future, to point back to this investment and say it was a wise one.

"Thank you, Mr. Speaker."

Representative Morihara then rose to speak in support of the measure, stating:

"I stand in support of this measure and particularly want to point out that in light of the economic forecast that we have received, those kinds of economic forecasts are based on trends of the past. But what we're looking at is a bill that is pro-active. And being pro-active, I think these kinds of measures that are trying to help build our economy give us good reason to look to the future and re-evaluate numbers that are provided to us by the economists. Thank you."

Representative Moses then rose to speak in support of the measure, stating:

"My hope is that by spending this money, we will generate additional revenue. And I only hope it can match that period under the great President, Ronald Reagan, when we actually doubled revenues due to his voodoo economics.

"Thank you, Mr. Speaker."

Representative Pendleton then rose to speak in strong support of the measure, stating:

"I don't sit on Transportation or Tourism or any of those committees and so I've had to read the written testimony in favor of this bill. In reviewing the testimony before Tourism from HVCB, it's clear that monthly arrivals are down. In reviewing the testimony from the Chamber of Commerce of Hawaii, it's clear that the visitor industry does much to insert or invest revenues into the State because over 50% of the receipts from the eating and drinking sector and 30% of other retail trade receipts come from visitors or tourists. So tourism accounts for one-quarter of our total economy as the Director of DBEDT, Seiji Naya, has said.

"Mr. Speaker, I support this measure because of the multiplier fact and because what economists have assured us. I'm not certain about the exact dollar amounts, but I believe that it is worth the investment that will result in having more money in our economy.

"However, I also want to say that I understand where Representative Arakaki is coming from. Sitting in on those Health and Human Service Committee hearings, listening to the tremendous needs that are out there, I'm strongly in favor of restoring GA but I also believe that bills such as this, help to grow the economy and ultimately will result in more tax revenue. I'm not interested in corporate welfare or just giving money away, but I believe that this is a means to help stimulate the economy and that's why I support this bill.

"Thank you, Mr. Speaker."

Representative Say submitted the following comments to be inserted into the Journal:

"Mr. Speaker, I rise to speak in support of Senate Bill 1433, SD 1, which appropriates \$10 million for emergency tourism marketing in Japan and the U.S. Mainland.

"Mr. Speaker, we are all aware that the tight financial situation we faced at the beginning of this session has been made even more grim this week with the latest projections from the Council on Revenues. While I am keenly aware that we will have to make deep cuts as well, to find the funds to make up this downslide in State revenues, I am equally, if not more concerned about our long-term economic situation. We cannot keep appropriating fund in a black hole, Mr. Speaker. We need to fund those areas which will stimulate our economy, which in turn will enable us to get a financial return on our money. I submit to you and my fellow colleagues that this bill is a strong step in that direction.

"In a joint hearing before the Finance and Tourism Committees, we heard not only from DBEDT and the Hawaii Visitors and Convention Bureau, not only from the hotels, airlines, retailers, and other businesses--Mr. Speaker, we also heard from the labor unions--loud and clear. They reported low figures for their businesses in the past few months and were united in their grim forecast of our economy, and the future of their employees and members, if tourism promotion and marketing is not given adequate funding. I can think of no other issue in recent memory where these groups have mounted such a concerted effort, and approached us here at the Legislature with such strength of unity.

"Like other areas such as education and crime, tourism too must have a priority. I submit to you, Mr. Speaker, that the funds appropriated in this bill are an investment-

-I repeat, an investment--in our future and the State's economy.

"We will see a full return, if not more, on the funds we invest in tourism promotion and marketing, through taxes and jobs which will be stimulated by a strong visitor industry. If tourism does well, so do our residents. If our residents do well, perhaps we can expect less dependency on future appropriations. As policymakers, we must look at the long-term effects of this bill, Mr. Speaker.

"DBEDT and the HVCB know they will be held accountable for these funds. This bill requires the HVCB to report back to us on the final status and implementation of their marketing plans for this appropriation 30 day after the funds are released. The bill also holds the Governor accountable by requiring him to remove restrictions on the HVCB's current budget for FY 1996-97 before any of the funds are appropriated.

"Mr. Speaker, we have no other industry currently or in the foreseeable future which will be able to drive our economy as much as tourism does. We must not neglect our number one industry. We cannot afford to take that risk. Tourism affects every resident in our State. I strongly urge my colleagues to vote in favor of this measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1433, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TOURISM MARKETING," passed Third Reading by a vote of 44 ayes, and Representatives Garcia, Herkes, Kawanakoa, Menor, Morita, Suzuki and Yoshinaga being excused.

The Chair directed the Clerk to note that S.B. No. 1433 had passed Third Reading at 1:39 o'clock p.m.

ANNOUNCEMENTS

Representative Santiago: "Yes, Mr. Speaker, I have the displeasure of having to report about the game. First of all, I have good news and bad news. The good news first. Regarding the Children's Trust Fund, thanks to the members' generosity, we have raised over \$400 and the money is still coming in. Those of you who are still sending any checks to my office, we will continue to take the checks until the end of today and then we will be forwarding over \$400 to the Children's Trust Fund on behalf of the House.

"But the Senate's going to say it's coming on behalf of them since they won the game last night and we did lose. It was a great effort. I do want to say, Mr. Speaker, that there's no need to renew my contract; I resign as player-coach. You find somebody else for next year."

Representative Morihara: "On another subject, I would like to ask that the members of the Higher Education Committee report to Room 309 for decision making on bills heard on Wednesday, March 12th."

Representative Stegmaier: "Just to mention that there is an Informational Briefing on the Felix vs. Waihee consent decree this afternoon at 2:30 in Conference Room 309. The Committees of Health, Human Services and Education, as well as all other interested colleagues, are invited to attend that informational briefing."

Representative Thielen: "There will be a Minority Caucus right after session."

Representative M. Oshiro then moved to keep the Journal open until 6:00 o'clock p.m. this legislative day for the purpose of receiving House Resolutions and House Concurrent Resolutions by the Clerk's Office, seconded by Representative Thielen and carried. (Representatives Garcia, Goodenow, Herkes, Kawanakoa, Menor, Morita, Suzuki and Yoshinaga were excused.)

At 1:42 o'clock p.m., the House of Representatives stood in recess for the purpose of receiving House Resolutions and House Concurrent Resolutions.

INTRODUCTION OF RESOLUTIONS

In accordance with the motion made earlier, the following resolutions (H.R. Nos. 140 through 158, 161 through 205) and concurrent resolutions (H.C.R. Nos. 204 through 290) were received in the Clerk's Office and were referred to Printing and further action was deferred.

H.R. No. 140, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF INCLUDING NATIVE HAWAIIAN TRADITIONAL MEDICINE WITHIN THE SCOPE OF HEALTH CARE OPTIONS," was offered by Representative Goodenow.

H.R. No. 141, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO URGE NATIVE HAWAIIANS TO PARTICIPATE IN AN EARLY CANCER DETECTION PROGRAM," was offered by Representative Goodenow.

H.R. No. 142, entitled: "HOUSE RESOLUTION REQUESTING THE HOUSING FINANCE AND DEVELOPMENT CORPORATION TO REVIEW ISSUES AND IDENTIFY OPTIONS TO ENABLE THE RESIDENTS OF THE WAIMANALO HOMES PROJECT TO REMAIN LIVING THERE," was offered by Representative Goodenow.

H.R. No. 143, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE ADVISABILITY OF REQUIRING ALL LICENSED GUARD AGENCIES, LICENSED GUARDS, AND UNLICENSED AGENTS, OPERATIVES, AND ASSISTANTS OF LICENSED GUARD AGENCIES WORKING IN A GUARD CAPACITY TO COMPLETE A STANDARDIZED TRAINING PROGRAM IN PRIVATE SECURITY," was jointly offered by Representatives Morihara, Cachola, Case, Garcia, Herkes, Saiki, Tom, Yamane and Yoshinaga.

H.R. No. 144, entitled: "HOUSE RESOLUTION ADOPTING THE BENCHMARKING PROCESS OF KE ALA HOKU TO ENSURE A BETTER QUALITY OF LIFE FOR THE PEOPLE OF HAWAII," was jointly offered by Representatives Arakaki, Okamura, Oshiro, M., Garcia, Case, Kahikina, Chang, Tarnas, Takai and Santiago.

H.R. No. 145, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING A PUBLIC MARKET IN HONOLULU," was jointly offered by Representatives Jones, Abinsay, Goodenow, Fox and Takai.

H.R. No. 146, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO CONDUCT A COMPREHENSIVE REVIEW OF THE SCOPE, IMPLEMENTATION, EFFICIENCY, AND EFFECTIVENESS OF CHAPTER 89, HAWAII REVISED STATUTES, AND TO SEEK CONSENSUS ON NECESSARY OR APPROPRIATE CHANGES," was

jointly offered by Representatives Case, Suzuki, Yamane, Hiraki, Takumi and Yonamine.

H.R. No. 147, entitled: "HOUSE RESOLUTION REQUESTING EFFORTS TO INCREASE ACCESS TO TELECOMMUNICATION LINES," was offered by Representative Morihara.

H.R. No. 148, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT TO EXAMINE CURRENT AND PROJECTED TOTAL COSTS OF PUBLIC EMPLOYEE BENEFITS OVER THE NEXT TEN TO THIRTY YEARS," was jointly offered by Representatives Case and Suzuki.

H.R. No. 149, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE FEASIBILITY OF CONVERTING THE STATE MOTOR VEHICLE WEIGHT TAX AND REGISTRATION FEE TO A PERSONAL PROPERTY TAX BASED ON THE VALUE OF THE MOTOR VEHICLES," was offered by Representative Souki.

H.R. No. 150, entitled: "HOUSE RESOLUTION REQUESTING THE DISSEMINATION OF INFORMATION ON SUN PROTECTION," was offered by Representative Suzuki by request.

H.R. No. 151, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADOPT RULES DISTINGUISHING SUBSISTENCE FISHING FROM RECREATIONAL AND COMMERCIAL FISHING, AND TO ADOPT APPROPRIATE MANAGEMENT MEASURES FOR SUBSISTENCE FISHERIES WHEN FISHERIES MANAGEMENT AREAS ARE ESTABLISHED," was offered by Representative Tarnas.

H.R. No. 152, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO DEVELOP RECOMMENDATIONS TO ENHANCE THE EFFECTIVENESS OF THE COASTAL ZONE MANAGEMENT PROGRAM," was offered by Representative Tarnas.

H.R. No. 153, entitled: "HOUSE RESOLUTION SUPPORTING THE EFFORTS OF THE HAWAII CONGRESSIONAL DELEGATION TO HOMEPORTR THE JAPANESE MIDGET SUBMARINE (Ha-19) AT PEARL HARBOR," was jointly offered by Representatives Kawakami, Yoshinaga, Ahu Isa, Arakaki and Takumi.

H.R. No. 154, entitled: "HOUSE RESOLUTION URGING BUSINESS LEADERS IN HAWAII TO CONSIDER NATIVE HAWAIIANS EQUALLY WITH ALL OTHER CANDIDATES FOR TOP DECISION MAKING POSITIONS," was offered by Representative Kahikina.

H.R. No. 155, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO ENTER INTO A TURN-KEY AGREEMENT FOR THE DESIGN AND CONSTRUCTION OF A NEW FACILITY FOR THE MAUI COMMUNITY COLLEGE-MOLOKAI EDUCATION CENTER IN KAUNAKAKAI, MOLOKAI," was offered by Representative White.

H.R. No. 156, entitled: "HOUSE RESOLUTION REQUESTING STATE AGENCIES TO ADOPT A POLICY OF USING ENVIRONMENTALLY SAFE ALTERNATIVE MATERIALS TO CONCRETE AND ASPHALT MATERIALS ON ALL PUBLIC PROJECTS," was offered by Representative Kawanakoa.

H.R. No. 157, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO INVESTIGATE AND EVALUATE THE FEASIBILITY OF DECENTRALIZING APPROPRIATE STATE AND DISTRICT-LEVEL FUNCTIONS TO THE HIGH SCHOOL COMPLEX LEVEL," was offered by Representative Case.

H.R. No. 158, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM AND THE DEPARTMENT OF TRANSPORTATION TO ASSESS THE FEASIBILITY OF ESTABLISHING A HONOLULU CITY AIR TERMINAL IN WAIKIKI," was jointly offered by Representatives Fox and Cachola.

H.R. No. 161, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES TO NOMINATE AND THE UNITED STATES SENATE TO CONFIRM AT LEAST ONE QUALIFIED RESIDENT FROM THE STATE OF HAWAII TO SERVE AS AN ACTIVE JUDGE ON THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT," was offered by Representative Tom.

H.R. No. 162, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONVENE AN INFORMAL WORKING GROUP TO EXAMINE WHAT STEPS CAN BE TAKEN TO EXPEDITE THE ADOPTION OR PERMANENT PLACEMENT OF FOSTER CHILDREN," was jointly offered by Representatives Ward and Arakaki.

H.R. No. 163, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE ACCESS CABLE TELEVISION TO REVISE ITS FORMAT FOR THE BROADCAST OF THE SESSION WRAP-UP OF THE NINETEENTH Legislature," was jointly offered by Representatives Marumoto, McDermott, Moses, Pendleton, Fox, Kawanakoa, Ward, Whalen, Aiona, Thielen, Meyer and Halford.

H.R. No. 164, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO DEVELOP A COMPREHENSIVE PLAN TO ESTABLISH HAWAII AS A PACIFIC CENTER-OF-EXCELLENCE IN ENVIRONMENTAL AND NATURAL RESOURCE SCIENCE, MANAGEMENT, AND POLICY," was jointly offered by Representatives Yoshinaga and Takai.

H.R. No. 165, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ISSUE BADGES AND IDENTIFICATION CARDS TO THOSE WHO HAVE COMPLETED A TRAINING PROGRAM ON SERVICE OF PROCESS WITH THE SHERIFF'S OFFICE," was offered by Representative Yamane.

H.R. No. 166, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE APPROPRIATE PLACEMENT OF THE OFFICE OF THE PUBLIC GUARDIAN," was offered by Representative Souki by request.

H.R. No. 167, entitled: "HOUSE RESOLUTION ESTABLISHING A BLUE RIBBON COMMITTEE TO REVIEW AND EVALUATE THE NET ENERGY METERING LAW," was offered by Representative Yoshinaga.

H.R. No. 168, entitled: "HOUSE RESOLUTION EXPRESSING OPPOSITION TO THE TRANSPORT OF NUCLEAR WASTE TO, AND STORAGE OF NUCLEAR WASTE ON, ANY TERRITORY OR POSSESSION OF THE UNITED STATES," was jointly offered by Representatives Takumi, Kahikina, Thielen, Tarnas,

Takamine, Oshiro, M., Lee, Morihara, Hiraki and Takai.

H.R. No. 169, entitled: "HOUSE RESOLUTION REQUESTING A FEASIBILITY STUDY OF INSTALLING APPROPRIATE NAVIGATIONAL AIDS OR THE ESTABLISHMENT OF A POLICY TO BAN FLIGHTS IN HALAWA VALLEY, MOLOKAI," was offered by Representative White.

H.R. No. 170, entitled: "HOUSE RESOLUTION REQUESTING RECOGNITION AND DESIGNATION OF SURFING AND OUTFRIGGER CANOE RACING AS OLYMPIC SPORTS," was jointly offered by Representatives Oshiro, M., Kanoho, Thielen, Marumoto, Ahu Isa, Pendleton, Goodenow, Case, Fox, Garcia, Hamakawa, Hiraki, Ito, Morihara, Suzuki, Takumi and Whalen.

H.R. No. 171, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII COASTAL ZONE MANAGEMENT PROGRAM TO SUBMIT AN ANNUAL REPORT TO THE Legislature AS CALLED FOR IN CHAPTER 205A, HAWAII REVISED STATUTES," was jointly offered by Representatives Hamakawa and Thielen.

H.R. No. 172, entitled: "HOUSE RESOLUTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF BUDGET AND FINANCE CONSIDER THE NEED FOR FUNDING FOR COACHES' SALARIES, ATHLETIC EQUIPMENT AND SUPPLIES AS WELL AS TRANSPORTATION FOR ATHLETIC TEAMS AS STANDARD WORKLOAD INCREASE WHEN DESIGNING AND BUDGETING NEW SCHOOLS," was jointly offered by Representatives Ito, Stegmaier, Kawakami, Takai, Yoshinaga, Goodenow, Yamane, Abinsay, Chang, Aiona, Yonamine, Oshiro, P., Jones, Say, Kanoho, White, Herkes, Okamura and Oshiro, M..

H.R. No. 173, entitled: "HOUSE RESOLUTION REQUESTING REPORTS OF THE STATUS OF EFFORTS TO PROMOTE FAIRNESS AND EQUITY FOR FILIPINO-AMERICANS," was jointly offered by Representatives Abinsay, Morihara, Cachola, McDermott, Pendleton, Morita, Santiago, Ahu Isa, Arakaki, Takai, Yonamine, Takumi, Garcia, Stegmaier and Moses.

H.R. No. 174, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII HOUSE OF REPRESENTATIVES TO AMEND ITS RULES TO REQUIRE THAT LEGISLATIVE FINDINGS BE BASED ON INDEPENDENT, OBJECTIVE STUDIES, EVIDENCE, AND FACTS WHEN LEGISLATIVE PROPOSALS IMPACT CONSTITUTIONAL RIGHTS," was offered by Representative Kanoho.

H.R. No. 175, entitled: "HOUSE RESOLUTION URGING THE ATTORNEY GENERAL TO INVENTORY THE CURRENT AND PROJECTED COSTS OF THE FELIX V. WAIHEE CONSENT DECREE TO ASSIGN COSTS TO SPECIFIC PROVISIONS OF THE DECREE, AND FURTHER URGING THE ATTORNEY GENERAL TO SUBMIT LEGISLATION DEFINING THE SCOPE OF THOSE STUDENTS COVERED BY THE DECREE," was jointly offered by Representatives Ward and Fox.

H.R. No. 176, entitled: "HOUSE RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO NAME THE "HALEIWA BYPASS" IN HONOR OF THE LATE REPRESENTATIVE JOSEPH P. LEONG," was jointly offered by Representatives Santiago, Hiraki, Kanoho, Arakaki, Cachola, Chang, Kawakami, Marumoto, Menor,

Okamura, Oshiro, P., Say, Souki, Stegmaier, Takamine, Tom and Yonamine.

H.R. No. 177, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO ADOPT A LOCAL PURCHASE REQUIREMENT FOR THE PURCHASE OF CIGARETTES BY MILITARY AND COAST GUARD FACILITIES IN ALASKA AND HAWAII," was jointly offered by Representatives Say and Suzuki.

H.R. No. 178, entitled: "HOUSE RESOLUTION REQUESTING AN OUTFRIGGER CANOE PADDLING PROGRAM FOR HAWAII'S SECONDARY SCHOOLS," was offered by Representative Stegmaier.

H.R. No. 179, entitled: "HOUSE RESOLUTION SUPPORTING THE RECRUITMENT OF THE "AMERICA'S SMITHSONIAN" EXHIBITION TO HAWAII," was jointly offered by Representatives Cachola, Chang, Ahu Isa, Aiona, Ito, McDermott and White.

H.R. No. 180, entitled: "HOUSE RESOLUTION ACKNOWLEDGING OCEAN RECREATION INDUSTRIES," was jointly offered by Representatives Halford, Tarnas and Morihara.

H.R. No. 181, entitled: "HOUSE RESOLUTION URGING CONGRESS TO PASS A KOREA VISA WAIVER PILOT PROGRAM," was offered by Representative Halford.

H.R. No. 182, entitled: "HOUSE RESOLUTION STRONGLY URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT EFFORTS IN THE UNITED STATES CONGRESS TO PROVIDE ASSISTANCE TO LEGAL, NON-CITIZEN IMMIGRANTS WHO HAVE BEEN DENIED PARTICIPATION IN THE FEDERAL SUPPLEMENTAL SECURITY INCOME PROGRAM AND TO RETURN THESE INDIVIDUALS TO THE PROGRAM," was jointly offered by Representatives Chang, Oshiro, M., Goodenow, Ahu Isa, Halford, Hamakawa, Ito, Kanoho, Morihara, Nakasone, Okamura, Suzuki, Takamine, Takumi, White and Yonamine.

H.R. No. 183, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO STUDY THE ECONOMIC FEASIBILITY OF AUTHORIZING ONE SHIPBOARD CASINO VESSEL TO OPERATE ONLY IN THE PORT OF HILO OPERATING ONLY SLOT MACHINES AND OTHER GAMING DEVICES THAT DO NOT REQUIRE THE INTERACTION OR SERVICES OF A CASINO DEALER OR WORKER," was jointly offered by Representatives Chang, Suzuki, Ahu Isa, Goodenow, Ito, Nakasone, Okamura and Oshiro, M..

H.R. No. 184, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH OTHER AGENCIES AND BIG ISLAND COMMUNITY ORGANIZATIONS TO DETERMINE HOW THE TIMBER INDUSTRY AND THE HILO-HAMAKUA COMMUNITY CAN WORK TOGETHER TO HELP DETERMINE THE FUTURE OF THAT COMMUNITY," was offered by Representative Takamine.

H.R. No. 185, entitled: "HOUSE RESOLUTION ENDORSING THE DESIGNATION OF THE WAILOA STATE PARK AS THE PERMANENT SITE OF THE ANNUAL HAARI BOAT RACE," was offered by Representative Takamine.

H.R. No. 186, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH HUNTING ORGANIZATIONS TO DISCUSS THE FEASIBILITY OF ESTABLISHING A HUNTING AREA RESERVES COMMISSION," was offered by Representative Takamine.

H.R. No. 187, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO MAKE AVAILABLE A CHECKLIST OF SKILLS, KNOWLEDGE, ATTITUDES, AND BEHAVIORS THAT CHILDREN SHOULD HAVE UPON ENTERING KINDERGARTEN," was jointly offered by Representatives Kahikina, Ahu Isa, Hamakawa, Hiraki, Santiago and Stegmaier.

H.R. No. 188, entitled: "HOUSE RESOLUTION CALLING ON THE UNITED STATES CONGRESS TO ASSIST IN THE PROCESS OF NATIVE HAWAIIAN SELF-GOVERNANCE," was offered by Representative Kahikina.

H.R. No. 189, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO WORK TOWARD HOSTING AN ASIA-PACIFIC ECONOMIC COOPERATION (APEC) CONFERENCE IN HAWAII," was offered by Representative Morihara.

H.R. No. 190, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF WAYS FOR THE UNIVERSITY OF HAWAII TO COORDINATE ITS EFFORTS TO PROMOTE AGRICULTURE," was offered by Representative Morihara.

H.R. No. 191, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO RETAIN AND OPERATE THE OPEN DOORS PROGRAM AS A PROGRAM SEPARATE AND DISTINCT FROM OTHER CHILD CARE PROGRAMS," was jointly offered by Representatives Arakaki, Kahikina, Abinsay, Ahu Isa, Marumoto, Kawakami, Yoshinaga, Thielen and Meyer.

H.R. No. 192, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO DEVELOP A LIST OF NATIVE HAWAIIANS AS DEFINED BY THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was jointly offered by Representatives Yamane, Case and Suzuki.

H.R. No. 193, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE OPERATIONS OF THE AGRIBUSINESS DEVELOPMENT CORPORATION," was jointly offered by Representatives Jones, Abinsay, Herkes, Ito, White and Yamane.

H.R. No. 194, entitled: "HOUSE RESOLUTION REQUESTING THE ATTORNEY GENERAL TO STUDY ALTERNATIVE METHODS OF ELECTING OFFICE OF HAWAIIAN AFFAIRS TRUSTEES," was jointly offered by Representatives Saiki and Case.

H.R. No. 195, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO UPDATE ITS SURVEY OF GOVERNMENT PROGRAMS IN THE STATE THAT ARE MANDATED BY THE FEDERAL GOVERNMENT," was jointly offered by Representatives Hamakawa and Saiki.

H.R. No. 196, entitled: "HOUSE RESOLUTION REQUESTING THE ADVISORY COMMITTEE ON PESTICIDES TO DETERMINE THE FEASIBILITY OF REQUIRING STATE AGENCIES TO IMPLEMENT

INTEGRATED PEST MANAGEMENT PROGRAMS," was offered by Representative Yoshinaga.

H.R. No. 197, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF PLANNING OF THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO FACILITATE DISCUSSIONS BETWEEN ALL AFFECTED PARTIES AND SEEK CONSENSUS ON APPROPRIATE STATE REGULATION OF RIGHTS REAFFIRMED UNDER ARTICLE XII, SECTION 7, OF THE HAWAII STATE CONSTITUTION," was jointly offered by Representatives Case, Suzuki and Yamane.

H.R. No. 198, entitled: "HOUSE RESOLUTION RELATING TO ALA WAI SMALL BOAT HARBOR," was jointly offered by Representatives Fox and Tarnas.

H.R. No. 199, entitled: "HOUSE RESOLUTION RELATING TO HAWAIIAN MEDIUM SCHOOLS ON KAUAI AND HAWAII," was jointly offered by Representatives Kawakami, Kanoho, Ahu Isa and Kahikina.

H.R. No. 200, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH A PILOT CARDIOPULMONARY RESUSCITATION TRAINING PROGRAM ON KAUAI," was jointly offered by Representatives Kawakami, Kanoho, Ahu Isa, Oshiro, M. and Takumi.

H.R. No. 201, entitled: "HOUSE RESOLUTION REQUESTING THE ATTORNEY GENERAL TO PROPOSE AN ADMINISTRATIVE ALTERNATIVE TO ADDRESS THE PROBLEM OF STATE EMPLOYEE MISCONDUCT," was jointly offered by Representatives Suzuki, Case, Yonamine, Yamane and Say.

H.R. No. 202, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO ADOPT A POLICY OF NOT ALLOWING NEW CONSTRUCTION FOR AT LEAST FIVE YEARS ON ROADS OR HIGHWAYS THAT HAVE BEEN FRESHLY PAVED," was offered by Representative Jones.

H.R. No. 203, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO GIVE PRIORITY TO THE MAUKA HIGHWAY AS AN ALTERNATIVE HIGHWAY TO FARRINGTON HIGHWAY ON THE LEEWARD COAST," was offered by Representative Jones.

H.R. No. 204, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEVELOP A PILOT PROGRAM FOR THE MONITORING OF AQUARIUM FISH COLLECTING AND EXPORTING," was offered by Representative Tarnas.

H.R. No. 205, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DESIGNATE THE FORMER WAIMEA CIVIC CENTER AND ITS GROUNDS AS AN HISTORIC SITE AND TO PROVIDE TENANTS LONGER TERM LEASES," was offered by Representative Tarnas.

H.C.R. No. 204, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF INCLUDING NATIVE HAWAIIAN TRADITIONAL MEDICINE WITHIN THE SCOPE OF HEALTH CARE OPTIONS," was offered by Representative Goodenow.

H.C.R. No. 205, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO URGE NATIVE HAWAIIANS TO PARTICIPATE IN AN EARLY CANCER DETECTION PROGRAM," was offered by Representative Goodenow.

H.C.R. No. 206, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HOUSING FINANCE AND DEVELOPMENT CORPORATION TO REVIEW ISSUES AND IDENTIFY OPTIONS TO ENABLE THE RESIDENTS OF THE WAIMANALO HOMES PROJECT TO REMAIN LIVING THERE," was offered by Representative Goodenow.

H.C.R. No. 207, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE ADVISABILITY OF REQUIRING ALL LICENSED GUARD AGENCIES, LICENSED GUARDS, AND UNLICENSED AGENTS, OPERATIVES, AND ASSISTANTS OF LICENSED GUARD AGENCIES WORKING IN A GUARD CAPACITY TO COMPLETE A STANDARDIZED TRAINING PROGRAM IN PRIVATE SECURITY," was jointly offered by Representatives Morihara, Cachola, Case, Garcia, Herkes, Saiki, Tom, Yamane and Yoshinaga.

H.C.R. No. 208, entitled: "HOUSE CONCURRENT RESOLUTION ADOPTING THE BENCHMARKING PROCESS OF KE ALA HOKU TO ENSURE A BETTER QUALITY OF LIFE FOR THE PEOPLE OF HAWAII," was jointly offered by Representatives Arakaki, Okamura, Oshiro, M., Garcia, Case, Kahikina, Chang, Tarnas, Takai and Santiago.

H.C.R. No. 209, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING A PUBLIC MARKET IN HONOLULU," was jointly offered by Representatives Jones, Abinsay, Goodenow, Fox and Takai.

H.C.R. No. 210, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING AND URGING IMPLEMENTATION OF THE HAZARD MITIGATION PLAN DEVELOPED IN RESPONSE TO THE WAIANAE DISTRICT FLOODING," was jointly offered by Representatives Jones, Abinsay and Kahikina.

H.C.R. No. 211, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO CONDUCT A COMPREHENSIVE REVIEW OF THE SCOPE, IMPLEMENTATION, EFFICIENCY, AND EFFECTIVENESS OF CHAPTER 89, HAWAII REVISED STATUTES, AND TO SEEK CONSENSUS ON NECESSARY OR APPROPRIATE CHANGES," was jointly offered by Representatives Case, Suzuki, Yamane, Hiraki, Nakasone, Takumi and Yonamine.

H.C.R. No. 212, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING EFFORTS TO INCREASE ACCESS TO TELECOMMUNICATION LINES," was offered by Representative Morihara.

H.C.R. No. 213, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT TO EXAMINE CURRENT AND PROJECTED TOTAL COSTS OF PUBLIC EMPLOYEE BENEFITS OVER THE NEXT TEN TO THIRTY YEARS," was jointly offered by Representatives Case and Suzuki.

H.C.R. No. 214, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE FEASIBILITY

OF CONVERTING THE STATE MOTOR VEHICLE WEIGHT TAX AND REGISTRATION FEE TO A PERSONAL PROPERTY TAX BASED ON THE VALUE OF THE MOTOR VEHICLES," was offered by Representative Souki.

H.C.R. No. 215, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A JOINT LEGISLATIVE COMMITTEE ON LAND USE PLANNING," was offered by Representative Souki by request.

H.C.R. No. 216, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DISSEMINATION OF INFORMATION ON SUN PROTECTION," was offered by Representative Suzuki by request.

H.C.R. No. 217, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF ALL STATE LOAN PROGRAMS TO DETERMINE THE FEASIBILITY OF CONSOLIDATING THE COLLECTION RESPONSIBILITIES FOR THOSE PROGRAMS WITHIN A SINGLE DEPARTMENT SUCH AS THE DEPARTMENT OF BUDGET AND FINANCE," was jointly offered by Representatives Herkes and Say.

H.C.R. No. 218, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII EMPLOYERS' MUTUAL INSURANCE COMPANY TO MOVE TO HILO," was jointly offered by Representatives Herkes, Chang and Hamakawa.

H.C.R. No. 219, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO EXAMINE THE FINANCIAL STATUS OF THE BISHOP MUSEUM," was jointly offered by Representatives Tarnas and Marumoto.

H.C.R. No. 220, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE ON OCEAN MARICULTURE AND OCEAN LEASING," was offered by Representative Tarnas.

H.C.R. No. 221, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADOPT RULES DISTINGUISHING SUBSISTENCE FISHING FROM RECREATIONAL AND COMMERCIAL FISHING, AND TO ADOPT APPROPRIATE MANAGEMENT MEASURES FOR SUBSISTENCE FISHERIES WHEN FISHERIES MANAGEMENT AREAS ARE ESTABLISHED," was offered by Representative Tarnas.

H.C.R. No. 222, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO DEVELOP RECOMMENDATIONS TO ENHANCE THE EFFECTIVENESS OF THE COASTAL ZONE MANAGEMENT PROGRAM," was offered by Representative Tarnas.

H.C.R. No. 223, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE EFFORTS OF THE HAWAII CONGRESSIONAL DELEGATION TO HOMEPORT THE JAPANESE MIDGET SUBMARINE (Ha-19) AT PEARL HARBOR," was jointly offered by Representatives Kawakami, Yoshinaga, Ahu Isa, Arakaki and Takumi.

H.C.R. No. 224, entitled: "HOUSE CONCURRENT RESOLUTION URGING BUSINESS LEADERS IN HAWAII TO CONSIDER NATIVE HAWAIIANS EQUALLY WITH ALL OTHER CANDIDATES FOR

TOP DECISION MAKING POSITIONS," was offered by Representative Kahikina.

H.C.R. No. 225, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING STATE AND COUNTY GOVERNMENTS TO STUDY THE FEASIBILITY OF PROVIDING EMPLOYER-SPONSORED MEDICAL PLANS FOR EMERGENCY HIRE EMPLOYEES THAT MEETS THE CRITERIA OF "TWENTY HOURS PER WEEK" AS SPECIFIED BY THE PREPAID HEALTH CARE ACT ", " was offered by Representative Kahikina.

H.C.R. No. 226, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO SUBMIT A REPORT SETTING FORTH RECOMMENDATIONS TO REFORM STATE GOVERNMENT," was jointly offered by Representatives Yonamine, Hiraki, Case, Moses, Thielen, Kawanakoa, Nakasone, Yamane, Suzuki, Marumoto, Ahu Isa, Abinsay, Arakaki, Goodenow, Hamakawa, Herkes, Ito, Lee, Meyer, Morita, Okamura, Oshiro, M., Oshiro, P., Saiki, Santiago, Say, Stegmaier, Takai, Takumi, Tom and White.

H.C.R. No. 227, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO ENTER INTO A TURN-KEY AGREEMENT FOR THE DESIGN AND CONSTRUCTION OF A NEW FACILITY FOR THE MAUI COMMUNITY COLLEGE-MOLOKAI EDUCATION CENTER IN KAUNAKAKAI, MOLOKAI," was jointly offered by Representatives White, Arakaki, Halford, Kawakami, Morita, Okamura and Oshiro, M..

H.C.R. No. 228, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING STATE AGENCIES TO ADOPT A POLICY OF USING ENVIRONMENTALLY SAFE ALTERNATIVE MATERIALS TO CONCRETE AND ASPHALT MATERIALS ON ALL PUBLIC PROJECTS," was offered by Representative Kawanakoa.

H.C.R. No. 229, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO INVESTIGATE AND EVALUATE THE FEASIBILITY OF DECENTRALIZING APPROPRIATE STATE AND DISTRICT-LEVEL FUNCTIONS TO THE HIGH SCHOOL COMPLEX LEVEL," was offered by Representative Case.

H.C.R. No. 230, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM AND THE DEPARTMENT OF TRANSPORTATION TO ASSESS THE FEASIBILITY OF ESTABLISHING A HONOLULU CITY AIR TERMINAL IN WAIKIKI," was jointly offered by Representatives Fox and Cachola.

H.C.R. No. 231, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES TO NOMINATE AND THE UNITED STATES SENATE TO CONFIRM AT LEAST ONE QUALIFIED RESIDENT FROM THE STATE OF HAWAII TO SERVE AS AN ACTIVE JUDGE ON THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT," was offered by Representative Tom.

H.C.R. No. 232, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONVENE AN INFORMAL WORKING GROUP TO EXAMINE WHAT STEPS CAN BE TAKEN TO EXPEDITE THE ADOPTION OR PERMANENT PLACEMENT OF FOSTER CHILDREN," was jointly offered by Representatives Ward and Arakaki.

H.C.R. No. 233, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO DEVELOP A COMPREHENSIVE PLAN TO ESTABLISH HAWAII AS A PACIFIC CENTER-OF-EXCELLENCE IN ENVIRONMENTAL AND NATURAL RESOURCE SCIENCE, MANAGEMENT, AND POLICY," was jointly offered by Representatives Yoshinaga and Takai.

H.C.R. No. 234, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A BLUE RIBBON COMMITTEE TO REVIEW AND EVALUATE THE NET ENERGY METERING LAW," was offered by Representative Yoshinaga.

H.C.R. No. 235, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ISSUE BADGES AND IDENTIFICATION CARDS TO THOSE WHO HAVE COMPLETED A TRAINING PROGRAM ON SERVICE OF PROCESS WITH THE SHERIFF'S OFFICE," was offered by Representative Yamane.

H.C.R. No. 236, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE APPROPRIATE PLACEMENT OF THE OFFICE OF THE PUBLIC GUARDIAN," was offered by Representative Souki by request.

H.C.R. No. 237, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING OPPOSITION TO THE TRANSPORT OF NUCLEAR WASTE TO, AND STORAGE OF NUCLEAR WASTE ON, ANY TERRITORY OR POSSESSION OF THE UNITED STATES," was jointly offered by Representatives Takumi, Kahikina, Thielen, Tarnas, Takamine, Oshiro, M., Lee, Morihara, Hiraki and Takai.

H.C.R. No. 238, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY OF INSTALLING APPROPRIATE NAVIGATIONAL AIDS OR THE ESTABLISHMENT OF A POLICY TO BAN FLIGHTS IN HALAWA VALLEY, MOLOKAI," was offered by Representative White.

H.C.R. No. 239, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING RECOGNITION AND DESIGNATION OF SURFING AND OUTRIGGER CANOE RACING AS OLYMPIC SPORTS," was jointly offered by Representatives Oshiro, M., Ahu Isa, Kanoho, Thielen, Marumoto, Pendleton, Goodenow, Case, Fox, Garcia, Hamakawa, Hiraki, Ito, Morihara, Suzuki, Takumi and Whalen.

H.C.R. No. 240, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII COASTAL ZONE MANAGEMENT PROGRAM TO SUBMIT AN ANNUAL REPORT TO THE Legislature AS CALLED FOR IN CHAPTER 205A, HAWAII REVISED STATUTES," was jointly offered by Representatives Hamakawa and Thielen.

H.C.R. No. 241, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF BUDGET AND FINANCE CONSIDER THE NEED FOR FUNDING FOR COACHES' SALARIES, ATHLETIC EQUIPMENT AND SUPPLIES AS WELL AS TRANSPORTATION FOR ATHLETIC TEAMS AS STANDARD WORKLOAD INCREASE WHEN DESIGNING AND BUDGETING NEW SCHOOLS," was jointly offered by Representatives Ito, Stegmaier, Yoshinaga, Ahu Isa, Takai, Goodenow, Cachola, Chang, Aiona, Yamane, Yonamine, Oshiro, P., Say, Kanoho, Herkes, Okamura, Oshiro, M., Jones and Abinsay.

H.C.R. No. 242, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING REPORTS OF THE STATUS OF EFFORTS TO PROMOTE FAIRNESS AND EQUITY FOR FILIPINO-AMERICANS," was jointly offered by Representatives Abinsay, Morihara, Cachola, McDermott, Pendleton, Morita, Santiago, Ahu Isa, Arakaki, Takai, Yonamine, Takumi, Garcia, Stegmaier and Moses.

H.C.R. No. 243, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII HOUSE OF REPRESENTATIVES AND SENATE TO AMEND THEIR RESPECTIVE RULES TO REQUIRE THAT LEGISLATIVE FINDINGS BE BASED ON INDEPENDENT, OBJECTIVE STUDIES, EVIDENCE, AND FACTS WHEN LEGISLATIVE PROPOSALS IMPACT CONSTITUTIONAL RIGHTS," was offered by Representative Kanoho.

H.C.R. No. 244, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ATTORNEY GENERAL TO INVENTORY THE CURRENT AND PROJECTED COSTS OF THE FELIX V. WAIHEE CONSENT DECREE TO ASSIGN COSTS TO SPECIFIC PROVISIONS OF THE DECREE, AND FURTHER URGING THE ATTORNEY GENERAL TO SUBMIT LEGISLATION DEFINING THE SCOPE OF THOSE STUDENTS COVERED BY THE DECREE," was jointly offered by Representatives Ward and Fox.

H.C.R. No. 245, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO NAME THE "HALEIWA BYPASS" IN HONOR OF THE LATE REPRESENTATIVE JOSEPH P. LEONG," was jointly offered by Representatives Santiago, Hiraki, Kanoho, Arakaki, Cachola, Chang, Kawakami, Marumoto, Menor, Okamura, Oshiro, P., Say, Souki, Stegmaier, Takamine, Tom and Yonamine.

H.C.R. No. 246, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HOUSE COMMITTEE ON FINANCE AND THE SENATE COMMITTEE ON WAYS AND MEANS TO REVIEW THE PLANNING, PROGRAMMING AND BUDGETING SYSTEMS METHOD OF BUDGETING," was offered by Representative Say.

H.C.R. No. 247, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO DETERMINE WHETHER APPRAISALS SHOULD BE PERFORMED IN ACCORDANCE WITH USPAP IN BOTH FEDERALLY AND NON-FEDERALLY RELATED TRANSACTIONS," was offered by Representative Say.

H.C.R. No. 248, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO REPORT ON H.B. 567 AND S.B. 1078 RELATING TO REAL PROPERTY LEASES," was offered by Representative Say.

H.C.R. No. 249, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO ADOPT A LOCAL PURCHASE REQUIREMENT FOR THE PURCHASE OF CIGARETTES BY MILITARY AND COAST GUARD FACILITIES IN ALASKA AND HAWAII," was jointly offered by Representatives Say and Suzuki.

H.C.R. No. 250, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO EVALUATE THE BIG ISLAND PILOT PROJECT ON MENTAL HEALTH SERVICES," was offered by Representative Stegmaier.

H.C.R. No. 251, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN OUTRIGGER CANOE PADDLING PROGRAM FOR HAWAII'S SECONDARY SCHOOLS," was offered by Representative Stegmaier.

H.C.R. No. 252, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE RECRUITMENT OF THE "AMERICA'S SMITHSONIAN" EXHIBITION TO HAWAII," was jointly offered by Representatives Cachola, Chang, Ahu Isa, Aiona, Ito, McDermott and White.

H.C.R. No. 253, entitled: "HOUSE CONCURRENT RESOLUTION ACKNOWLEDGING OCEAN RESOURCES," was jointly offered by Representatives Halford, Tarnas and Morihara.

H.C.R. No. 254, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO PASS A KOREA VISA WAIVER PILOT PROGRAM," was offered by Representative Halford.

H.C.R. No. 255, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT EFFORTS IN THE UNITED STATES CONGRESS TO PROVIDE ASSISTANCE TO LEGAL, NON-CITIZEN IMMIGRANTS WHO HAVE BEEN DENIED PARTICIPATION IN THE FEDERAL SUPPLEMENTAL SECURITY INCOME PROGRAM AND TO RETURN THESE INDIVIDUALS TO THE PROGRAM," was jointly offered by Representatives Chang, Oshiro, M., Goodenow, Ahu Isa, Halford, Hamakawa, Ito, Kanoho, Morihara, Nakasone, Okamura, Suzuki, Takamine, Takumi, White and Yonamine.

H.C.R. No. 256, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO STUDY THE ECONOMIC FEASIBILITY OF AUTHORIZING ONE SHIPBOARD CASINO VESSEL TO OPERATE ONLY IN THE PORT OF HILO OPERATING ONLY SLOT MACHINES AND OTHER GAMING DEVICES THAT DO NOT REQUIRE THE INTERACTION OR SERVICES OF A CASINO DEALER OR WORKER," was jointly offered by Representatives Chang, Suzuki, Ahu Isa, Goodenow, Ito, Nakasone, Okamura and Oshiro, M..

H.C.R. No. 257, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH OTHER AGENCIES AND BIG ISLAND COMMUNITY ORGANIZATIONS TO DETERMINE HOW THE TIMBER INDUSTRY AND THE HILO-HAMAKUA COMMUNITY CAN WORK TOGETHER TO HELP DETERMINE THE FUTURE OF THAT COMMUNITY," was offered by Representative Takamine.

H.C.R. No. 258, entitled: "HOUSE CONCURRENT RESOLUTION ENDORSING THE DESIGNATION OF THE WAILOA STATE PARK AS THE PERMANENT SITE OF THE ANNUAL HAARI BOAT RACE," was offered by Representative Takamine.

H.C.R. No. 259, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH HUNTING ORGANIZATIONS TO DISCUSS THE FEASIBILITY OF ESTABLISHING A HUNTING AREA RESERVES COMMISSION," was offered by Representative Takamine.

H.C.R. No. 260, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO OFFER

COVERAGE FOR OUT-OF-NETWORK SERVICES THROUGH A POINT OF SERVICE PLAN FOR INSUREDS," was offered by Representative Santiago.

H.C.R. No. 261, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE THE IMPACT OF STATE EMPLOYEE TRANSFER RIGHTS ON THE QUALITY PUBLIC SERVICES," was offered by Representative Kahikina.

H.C.R. No. 262, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO MAKE AVAILABLE A CHECKLIST OF SKILLS, KNOWLEDGE, ATTITUDES, AND BEHAVIORS THAT CHILDREN SHOULD HAVE UPON ENTERING KINDERGARTEN," was jointly offered by Representatives Kahikina, Ahu Isa, Hamakawa, Hiraki, Santiago and Stegmaier.

H.C.R. No. 263, entitled: "HOUSE CONCURRENT RESOLUTION CALLING ON THE UNITED STATES CONGRESS TO ASSIST IN THE PROCESS OF NATIVE HAWAIIAN SELF-GOVERNANCE," was offered by Representative Kahikina.

H.C.R. No. 264, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO WORK TOWARD HOSTING AN ASIA-PACIFIC ECONOMIC COOPERATION (APEC) CONFERENCE IN HAWAII," was offered by Representative Morihara.

H.C.R. No. 265, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF WAYS FOR THE UNIVERSITY OF HAWAII TO COORDINATE ITS EFFORTS TO PROMOTE AGRICULTURE," was offered by Representative Morihara.

H.C.R. No. 266, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REVIEW ITS LEASING POLICIES," was offered by Representative Morihara by request.

H.C.R. No. 267, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO REPORT ON PLANS TO RELOCATE ANY PARTS OF THE INSTITUTE FOR ASTRONOMY TO THE BIG ISLAND," was offered by Representative Morihara.

H.C.R. No. 268, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO RETAIN AND OPERATE THE OPEN DOORS PROGRAM AS A PROGRAM SEPARATE AND DISTINCT FROM OTHER CHILD CARE PROGRAMS," was jointly offered by Representatives Arakaki, Kahikina, Abinsay, Ahu Isa, Marumoto, Kawakami, Yoshinaga, Thielen and Meyer.

H.C.R. No. 269, entitled: "HOUSE CONCURRENT RESOLUTION CREATING A TASK FORCE TO EXPLORE THE NEED FOR A CABINET-LEVEL DEPARTMENT TO SERVE AS THE FOCAL POINT FOR AGING ISSUES IN HAWAII," was jointly offered by Representatives Arakaki, Kanoho, Souki and Kawakami.

H.C.R. No. 270, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO DEVELOP A LIST OF NATIVE HAWAIIANS AS DEFINED BY THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was jointly offered by Representatives Yamane, Case and Suzuki.

H.C.R. No. 271, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE OPERATIONS OF THE AGRIBUSINESS DEVELOPMENT CORPORATION," was jointly offered by Representatives Jones, Abinsay, Herkes, Ito, White and Yamane.

H.C.R. No. 272, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AND FINANCIAL AUDIT OF CHILD AND FAMILY SERVICE," was offered by Representative Saiki by request.

H.C.R. No. 273, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO STUDY ALTERNATIVE METHODS OF ELECTING OFFICE OF HAWAIIAN AFFAIRS TRUSTEES," was jointly offered by Representatives Saiki and Case.

H.C.R. No. 274, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO UPDATE ITS SURVEY OF GOVERNMENT PROGRAMS IN THE STATE THAT ARE MANDATED BY THE FEDERAL GOVERNMENT," was jointly offered by Representatives Hamakawa and Saiki.

H.C.R. No. 275, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ADVISORY COMMITTEE ON PESTICIDES TO DETERMINE THE FEASIBILITY OF REQUIRING STATE AGENCIES TO IMPLEMENT INTEGRATED PEST MANAGEMENT PROGRAMS," was offered by Representative Yoshinaga.

H.C.R. No. 276, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF PLANNING OF THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO FACILITATE DISCUSSIONS BETWEEN ALL AFFECTED PARTIES AND SEEK CONSENSUS ON APPROPRIATE STATE REGULATION OF RIGHTS REAFFIRMED UNDER ARTICLE XII, SECTION 7, OF THE HAWAII STATE CONSTITUTION," was jointly offered by Representatives Case, Suzuki and Yamane.

H.C.R. No. 277, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO ALA WAI SMALL BOAT HARBOR," was jointly offered by Representatives Fox and Tarnas.

H.C.R. No. 278, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO HAWAIIAN MEDIUM SCHOOLS ON KAUAI AND HAWAII," was jointly offered by Representatives Kawakami, Kanoho, Ahu Isa and Kahikina.

H.C.R. No. 279, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH A PILOT CARDIOPULMONARY RESUSCITATION TRAINING PROGRAM ON KAUAI," was jointly offered by Representatives Kawakami, Kanoho, Ahu Isa, Oshiro, M. and Takumi.

H.C.R. No. 280, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO REQUIRE THE INCLUSION OF DISASTER MITIGATION MEASURES IN THE PLANNING, DESIGN, AND CONSTRUCTION PHASES OF ALL STATE-FUNDED BUILDINGS DESIGNATED AS HURRICANE SHELTERS," was jointly offered by Representatives Kawakami and Case.

H.C.R. No. 281, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PREPARATION OF A LONG-RANGE FINANCIAL AND OPERATIONAL PLAN TO ENSURE THE DEVELOPMENT OF THE HAWAIIAN LANGUAGE IMMERSION PROGRAM," was jointly offered by Representatives Kawakami and Case.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 12:00 o'clock noon on Monday, March 17, 1997.

H.C.R. No. 282, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO REVIEW THE EMPLOYEES' RETIREMENT SYSTEM'S INVESTMENT STANDARDS AND ITS COMPLIANCE THERETO," was offered by Representative Saiki.

H.C.R. No. 283, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE BOARD OF LAND AND NATURAL RESOURCES TO LEASE THE KE'EHĪ SMALL BOAT HARBOR AND OTHER ADJACENT LANDS TO A PRIVATE DEVELOPER FOR COMMERCIAL, RECREATIONAL, EDUCATIONAL, RESEARCH, AND LIGHT INDUSTRIAL PURPOSES," was offered by Representative Hiraki by request.

H.C.R. No. 284, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO PROPOSE AN ADMINISTRATIVE ALTERNATIVE TO ADDRESS THE PROBLEM OF STATE EMPLOYEE MISCONDUCT," was jointly offered by Representatives Suzuki, Case, Yonamine, Yamane and Say.

H.C.R. No. 285, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO ADOPT A POLICY OF NOT ALLOWING NEW CONSTRUCTION FOR AT LEAST FIVE YEARS ON ROADS OR HIGHWAYS THAT HAVE BEEN FRESHLY PAVED," was offered by Representative Jones.

H.C.R. No. 286, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO GIVE PRIORITY TO THE MAUKA HIGHWAY AS AN ALTERNATIVE HIGHWAY TO FARRINGTON HIGHWAY ON THE LEEWARD COAST," was offered by Representative Jones.

H.C.R. No. 287, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEVELOP A PILOT PROGRAM FOR THE MONITORING OF AQUARIUM FISH COLLECTING AND EXPORTING," was offered by Representative Tarnas.

H.C.R. No. 288, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DESIGNATE THE FORMER WAIMEA CIVIC CENTER AND ITS GROUNDS AS AN HISTORIC SITE AND TO PROVIDE TENANTS LONGER TERM LEASES," was offered by Representative Tarnas.

H.C.R. No. 289, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO USE KANEOHE BAY AS A PILOT PROJECT FOR COMMUNITY-BASED MANAGEMENT OF NEARSHORE FISHERIES," was offered by Representative Tarnas.

H.C.R. No. 290, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY OF IMPLEMENTING A JET-SKI RESCUE PROGRAM ON THE ISLAND OF HAWAII," was offered by Representative Tarnas.

THIRTY-FOURTH DAY

Monday, March 17, 1997

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 12:10 o'clock p.m., with the Vice Speaker presiding.

The invocation was delivered by Pastor Raymond Haynes from Kalihi Baptist Church, after which the Roll was called showing all members present with the exception of Representatives Chang, Menor, Morita, Souki and Takamine, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 386 and 387) were received and announced by the Clerk and were placed on file.

Sen. Com. No. 386, returning H.B. No. 519, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO CHILDREN AND YOUTH," which passed Third Reading in the Senate on March 14, 1997, in an amended form.

Sen. Com. No. 387, returning H.B. No. 100, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," which passed Third Reading in the Senate on March 14, 1997, in an amended form.

On motion by Representative Okamura, seconded by M. Oshiro and carried, the House disagreed to the amendments proposed by the Senate to H.B. Nos. 519, HD 1 (SD 1) and 100, HD 1 (SD 1), and requested a conference on the subject matter of said amendments. (Representatives Chang, Menor, Morita, Souki and Takamine were excused.)

By unanimous consent, H.B. Nos. 519, HD 1, and 100, 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. 519, HD 1, SD 1, and 100, HD 1, SD 1, were made available to the members of the House. 100, HD 1

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

Representative Hiraki introduced 39 second grade students from St. Andrew's Priory, "my mother's school," and their teachers Ms. Mundy and Ms. Ito; and chaperones, Ms. Okimura, Ms. Higa and Ms. Yokomichi.

Representative Tom introduced Patty Okimura and daughter Erica Okimura, "residents of my district and good friends."

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 140 through 158, 161 through 205) and concurrent resolutions (H.C.R. Nos. 204 through 290) were referred to committee by the Speaker:

H.R.
Nos.Referred to:

- 140 Committee on Hawaiian Affairs, then to the Committee on Health, then to the Committee on Finance
- 141 Committee on Hawaiian Affairs, then to the Committee on Health
- 142 Committee on Human Services and Housing, then to the Committee on Finance
- 143 Jointly to the Committee on Judiciary and the Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management
- 144 Committee on Economic Development and Business Concerns, then to the Committee on Legislative Management
- 145 Jointly to the Committee on Agriculture and the Committee on Economic Development and Business Concerns, then to the Committee on Finance
- 146 Committee on Labor and Public Employment, then to the Committee on Finance
- 147 Jointly to the Committees on Higher Education and the Committee on Education, then to the Committee on Finance
- 148 Committee on Labor and Public Employment, then to the Committee on Finance
- 149 Committee on Transportation, then to the Committee on Finance
- 150 Committee on Health, then to the Committee on Finance
- 151 Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance
- 152 Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance
- 153 Committee on Public Safety and Military Affairs
- 154 Committee on Hawaiian Affairs, then to the Committee on Labor and Public Employment, then to the Committee on Judiciary
- 155 Committee on Higher Education, then to the Committee on Finance
- 156 Committee on Energy and Environmental Protection, then to the Committee on Transportation, then to the Committee on Finance
- 157 Committee on Education, then to the Committee on Finance
- 158 Committee on Tourism, then to the Committee on Transportation, then to the Committee on Finance
- 161 Committee on Judiciary
- 162 Committee on Human Services and Housing, then to the Committee on Judiciary, then to the Committee on Finance

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| 163 | Committee on Legislative Management, then to the Committee on Judiciary | | Committee on Ocean Recreation and Marine Resources |
| 164 | Committee on Energy and Environmental Protection, then to the Committee on Higher Education, then to the Committee on Finance | 186 | Committee on Water and Land Use, then to the Committee on Finance |
| 165 | Committee on Judiciary, then to the Committee on Finance | 187 | Committee on Education, then to the Committee on Finance |
| 166 | Committee on Judiciary, then to the Committee on Legislative Management | 188 | Committee on Hawaiian Affairs, then to the Committee on Judiciary |
| 167 | Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management | 189 | Jointly to the Committee on Economic Development and Business Concerns and the Committee on Tourism, then to the Committee on Finance |
| 168 | Committee on Energy and Environmental Protection, then to the Committee on Judiciary | 190 | Committee on Agriculture, then to the Committee on Higher Education, then to the Committee on Finance |
| 169 | Committee on Transportation | 191 | Committee on Human Services and Housing, then to the Committee on Education, then to the Committee on Finance |
| 170 | Committee on Hawaiian Affairs, then to the Committee on Ocean Recreation and Marine Resources | 192 | Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance |
| 171 | Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance | 193 | Committee on Agriculture, then to the Committee on Legislative Management |
| 172 | Committee on Education, then to the Committee on Finance | 194 | Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance |
| 173 | Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Judiciary | 195 | Committee on Finance |
| 174 | Committee on Judiciary, then to the Committee on Legislative Management | 196 | Committee on Agriculture, then to the Committee on Energy and Environmental Protection, then to the Committee on Finance |
| 175 | Committee on Education, then to the Committee on Health, then to the Committee on Finance | 197 | Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance |
| 176 | Committee on Transportation | 198 | Committee on Ocean Recreation and Marine Resources, then to the Committee on Judiciary |
| 177 | Committee on Public Safety and Military Affairs, then to the Committee on Finance | 199 | Committee on Hawaiian Affairs, then to the Committee on Education, then to the Committee on Finance |
| 178 | Committee on Hawaiian Affairs, then to the Committee on Education, then to the Committee on Finance | 200 | Committee on Health, then to the Committee on Education, then to the Committee on Finance |
| 179 | Committee on Culture and the Arts, then to the Committee on Tourism, then to the Committee on Finance | 201 | Committee on Labor and Public Employment, then to the Committee on Judiciary, then to the Committee on Finance |
| 180 | Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance | 202 | Committee on Transportation, then to the Committee on Finance |
| 181 | Committee on Tourism, then to the Committee on Judiciary | 203 | Committee on Transportation, then to the Committee on Finance |
| 182 | Committee on Human Services and Housing, then to the Committee on Finance | 204 | Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance |
| 183 | Committee on Economic Development and Business Concerns, then to the Committee on Finance | 205 | Committee on Water and Land Use, then to the Committee on Finance |
| 184 | Committee on Agriculture, then to the Committee on Water and Land Use, then to the Committee on Finance | | |
| 185 | Committee on Culture and the Arts, then jointly to the Committee on Water and Land Use and the | | |

H.C.R.
Nos.

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| 204 | Committee on Hawaiian Affairs, then to the Committee on Health, then to the Committee on Finance | 227 | Committee on Higher Education, then to the Committee on Finance |
| 205 | Committee on Hawaiian Affairs, then to the Committee on Health | 228 | Committee on Energy and Environmental Protection, then to the Committee on Transportation, then to the Committee on Finance |
| 206 | Committee on Human Services and Housing, then to the Committee on Finance | 229 | Committee on Education, then to the Committee on Finance |
| 207 | Jointly to the Committee on Judiciary and the Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management | 230 | Committee on Tourism, then to the Committee on Transportation, then to the Committee on Finance |
| 208 | Committee on Economic Development and Business Concerns, then to the Committee on Legislative Management | 231 | Committee on Judiciary |
| 209 | Jointly to the Committee on Agriculture and the Committee on Economic Development and Business Concerns, then to the Committee on Finance | 232 | Committee on Human Services and Housing, then to the Committee on Judiciary, then to the Committee on Finance |
| 210 | Committee on Public Safety and Military Affairs, then to the Committee on Finance | 233 | Committee on Energy and Environmental Protection, then to the Committee on Higher Education, then to the Committee on Finance |
| 211 | Committee on Labor and Public Employment, then to the Committee on Finance | 234 | Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management |
| 212 | Jointly to the Committee on Higher Education and the Committee on Education, then to the Committee on Finance | 235 | Committee on Judiciary, then to the Committee on Finance |
| 213 | Committee on Labor and Public Employment, then to the Committee on Finance | 236 | Committee on Judiciary, then to the Committee on Legislative Management |
| 214 | Committee on Transportation, then to the Committee on Finance | 237 | Committee on Energy and Environmental Protection, then to the Committee on Judiciary |
| 215 | Committee on Water and Land Use, then to the Committee on Legislative Management | 238 | Committee on Transportation |
| 216 | Committee on Health, then to the Committee on Finance | 239 | Committee on Hawaiian Affairs, then to the Committee on Ocean Recreation and Marine Resources |
| 217 | Committee on Labor and Public Employment, then to the Committee on Finance | 240 | Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance |
| 218 | Committee on Consumer Protection and Commerce | 241 | Committee on Education, then to the Committee on Finance |
| 219 | Committee on Culture and the Arts, then to the Committee on Legislative Management | 242 | Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Judiciary |
| 220 | Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance | 243 | Committee on Judiciary, then to the Committee on Legislative Management |
| 221 | Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance | 244 | Committee on Education, then to the Committee on Health, then to the Committee on Finance |
| 222 | Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance | 245 | Committee on Transportation |
| 223 | Committee on Public Safety and Military Affairs | 246 | Committee on Legislative Management, then to the Committee on Finance |
| 224 | Committee on Hawaiian Affairs, then to the Committee on Labor and Public Employment, then to the Committee on Judiciary | 247 | Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management |
| 225 | Committee on Labor and Public Employment, then to the Committee on Finance | 248 | Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary, then to the Committee on Legislative Management |
| 226 | Committee on Labor and Public Employment, then to the Committee on Finance | 249 | Committee on Public Safety and Military Affairs, then to the Committee on Finance |

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| <p>250 Committee on Education, then to the Committee on Health, then to the Committee on Finance</p> <p>251 Committee on Hawaiian Affairs, then to the Committee on Education, then to the Committee on Finance</p> <p>252 Committee on Culture and the Arts, then to the Committee on Tourism, then to the Committee on Finance</p> <p>253 Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance</p> <p>254 Committee on Tourism, then to the Committee on Judiciary</p> <p>255 Committee on Human Services and Housing, then to the Committee on Finance</p> <p>256 Committee on Economic Development and Business Concerns, then to the Committee on Finance</p> <p>257 Committee on Agriculture, then to the Committee on Water and Land Use, then to the Committee on Finance</p> <p>258 Committee on Culture and the Arts, then jointly to the Committee on Water and Land Use and the Committee on Ocean Recreation and Marine Resources</p> <p>259 Committee on Water and Land Use, then to the Committee on Finance</p> <p>260 Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management</p> <p>261 Committee on Labor and Public Employment, then to the Committee on Legislative Management</p> <p>262 Committee on Education, then to the Committee on Finance</p> <p>263 Committee on Hawaiian Affairs, then to the Committee on Judiciary</p> <p>264 Jointly to the Committee on Economic Development and Business Concerns and the Committee on Tourism, then to the Committee on Finance</p> <p>265 Committee on Agriculture, then to the Committee on Higher Education, then to the Committee on Finance</p> <p>266 Committee on Water and Land Use, then to the Committee on Finance</p> <p>267 Committee on Higher Education</p> <p>268 Committee on Human Services and Housing, then to the Committee on Education, then to the Committee on Finance</p> <p>269 Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance</p> <p>270 Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance</p> | <p>271 Committee on Agriculture, then to the Committee on Legislative Management</p> <p>272 Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance</p> <p>273 Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance</p> <p>274 Committee on Finance</p> <p>275 Committee on Agriculture, then to the Committee on Energy and Environmental Protection, then to the Committee on Finance</p> <p>276 Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance</p> <p>277 Committee on Ocean Recreation and Marine Resources, then to the Committee on Judiciary</p> <p>278 Committee on Hawaiian Affairs, then to the Committee on Education, then to the Committee on Finance</p> <p>279 Committee on Health, then to the Committee on Education, then to the Committee on Finance</p> <p>280 Committee on Public Safety and Military Affairs, then to the Committee on Finance</p> <p>281 Committee on Hawaiian Affairs, then to the Committee on Education, then to the Committee on Finance</p> <p>282 Committee on Labor and Public Employment, then to the Committee on Finance</p> <p>283 Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance</p> <p>284 Committee on Labor and Public Employment, then to the Committee on Judiciary, then to the Committee on Finance</p> <p>285 Committee on Transportation, then to the Committee on Finance</p> <p>286 Committee on Transportation, then to the Committee on Finance</p> <p>287 Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance</p> <p>288 Committee on Water and Land Use, then to the Committee on Finance</p> <p>289 Committee on Ocean Recreation and Marine Resources, then to the Committee on Judiciary, then to the Committee on Finance</p> <p>290 Committee on Ocean Recreation and Marine Resources, then to the Committee on Public Safety and Military Affairs, then to the Committee on Finance</p> |
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COMMITTEE REASSIGNMENT

Senate Bill No. 1683 was re-referred to the Committee on Higher Education, then to the Committee on Finance.

STANDING COMMITTEE REPORTS

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1133) recommending that S.B. No. 1428, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Ocean Recreation and Marine Resources.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1428, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FILM PERMITTING," passed Second Reading and was referred to the Committee on Ocean Recreation and Marine Resources with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representative Morihara, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1134) recommending that S.B. No. 969, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 969, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Judiciary with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1135) recommending that S.B. No. 1087, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1087, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was referred to the Committee on Judiciary with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1136) recommending that S.B. No. 497, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 497, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAUMATIC BRAIN INJURY," passed Second Reading and was referred to the Committee on Finance with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representative Morihara, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1137) recommending that S.B. No. 1336, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1336, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representative Takamine, for the Committee on Water and Land Use, presented a report (Stand. Com. Rep. No. 1138) recommending that S.B. No. 168, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 168, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRESERVATION OF ANTIQUITIES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representatives Arakaki and Santiago for the Committees on Human Services and Housing and Health, presented a joint report (Stand. Com. Rep. No. 1139) recommending that S.B. No. 1032, SD 2, pass Second Reading and be referred to the Committees on Consumer Protection and Commerce and Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and S.B. No. 1032, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS," passed Second Reading and was referred to the Committees on Consumer Protection and Commerce and Judiciary with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representatives Arakaki and Santiago for the Committees on Human Services and Housing and Health, presented a joint report (Stand. Com. Rep. No. 1140) recommending that S.B. No. 1553, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and S.B. No. 1553, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH RESOURCES," passed Second Reading and was referred to the Committee on Finance with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1141) recommending that S.B. No. 161, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 161, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE FACILITIES," passed Second Reading and was referred to the Committee on Education with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1142) recommending that S.B. No. 377, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 377, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPAIRED DRIVERS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1143) recommending that S.B. No. 1589, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1589, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD DEATH REVIEW," passed Second Reading and was referred to the Committee on Judiciary with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representative Jones, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1144) recommending that H.C.R. No. 6 be referred to the Committee on Transportation.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 6, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF TRANSPORTATION TO INCLUDE AN AGRICULTURAL INSPECTION FACILITY IN THE DESIGN OF THE CARGO FACILITIES AT ALL AIRPORTS," was referred to the Committee on Transportation with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1145) recommending that H.C.R. No. 8, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 8, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE DECENTRALIZATION EFFORTS OF THE DEPARTMENT OF EDUCATION," was referred to the Committee on Legislative Management with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representative Morihara, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1146) recommending that H.C.R. No. 27, HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 27, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF YOUTH SERVICES TO DEVELOP A PROGRAM THAT PAIRS COLLEGE STUDENTS WITH DELINQUENT YOUTHS TO TRACK THEIR PROGRESS AND SERVE AS MENTORS AND ROLE MODELS," was referred to the Committee on Finance with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1147) recommending that H.R. No. 39, as amended in HD 1, be referred to the Committee on Transportation.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 39, HD 1, entitled: "HOUSE RESOLUTION URGING THAT PUA

KA'ILIMA 'O KAWAIHAE BE DESIGNATED A SITE FOR RECREATIONAL, EDUCATIONAL AND CULTURAL OCEAN ACTIVITIES," was referred to the Committee on Transportation with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1148) recommending that H.C.R. No. 42, as amended in HD 1, be referred to the Committee on Transportation.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 42, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THAT PUA KA'ILIMA 'O KAWAIHAE BE DESIGNATED A SITE FOR RECREATIONAL, EDUCATIONAL AND CULTURAL OCEAN ACTIVITIES," was referred to the Committee on Transportation with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1149) recommending that H.C.R. No. 58 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 58, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR, WITH THE ASSISTANCE OF THE OFFICE OF YOUTH SERVICES, THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, THE UNIVERSITY OF HAWAII, AND THE UNITED NATIONS, TO PLAN AND CONVENE A SUMMIT FOR ASIAN AND PACIFIC CHILDREN AND YOUTH," was referred to the Committee on Finance with Representatives Chang, Menor, Morita, Souki and Takamine being excused.

ANNOUNCEMENT

At this time, Representative Marumoto was permitted a late introduction and she introduced Mr. Dan Cravalho from Neighborhood Board No. 4, which is in the Kaimuki area.

ADJOURNMENT

At 12:19 o'clock p.m., on motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, March 18, 1997. (Representatives Chang, Menor, Morita, Souki and Takamine were excused.)

THIRTY-FIFTH DAY

Tuesday, March 18, 1997

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 12:14 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Reverend James A. White of Christ United Methodist Church, after which the Roll was called showing all members present.

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

GOVERNOR'S MESSAGE

Gov. Msg. No. 166, transmitting copies of the 1996 Annual Report of the Hawaii Community-Based Economic Development Technical and Financial Assistance Program prepared by the Business Development Division of the Department of Business, Economic Development, and Tourism, pursuant to Chapter 210D-14, HRS, was received and announced by the Clerk and was placed on file.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 388 through 390) were received and announced by the Clerk and were placed on file:

Sen. Com. No. 388, returning House Bill No. 1893 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY BOARD APPOINTMENTS," which passed Third Reading in the Senate on March 17, 1997, in an amended form.

Sen. Com. No. 389, returning House Bill No. 1894 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE MEMBERSHIP OF THE ELEVATOR MECHANIC LICENSING BOARD," which passed Third Reading in the Senate on March 17, 1997, in an amended form.

Sen. Com. No. 390, returning House Bill No. 1902 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO NURSING HOME ADMINISTRATORS," which passed Third Reading in the Senate on March 17, 1997, in an amended form.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the House disagreed to the amendments proposed by the Senate to House Bill Nos. 1893 (SD 1); 1894 (SD 1); and 1902 (SD 1), and requested a conference on the subject matter of said amendments.

By unanimous consent, H.B. Nos. 1893; 1894; and 1902, 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. 1893, SD 1; 1894, SD 1; and 1902, SD 1, were made available to the members of the House.

At this time, Representative Yonamine introduced to the members of the House Mr. Albert Fukushima who was presented the Kilohana Award by Governor Cayetano. "He has been a driving force of the Neighborhood Board, having served as president and in many, many other capacities, and also was past president of the Manana

Community Association." He was accompanied by his wife, Aileen, a school teacher.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following Senate Bills were re-referred by the Speaker:

S.B.Nos. Re-referred to:

984 Committee on Health, then to the Committee on Finance

990 Committee on Finance

The following resolutions (H.R. Nos. 59 and 179) and concurrent resolutions (H.C.R. Nos. 102, 246 and 252) were re-referred to committee by the Speaker:

H.R.Nos. Re-referred to:

59 Committee on Tourism, then to the Committee on Judiciary

179 Committee on Tourism, then to the Committee on Finance

H.C.R.Nos.

102 Committee on Tourism, then to the Committee on Judiciary

246 Committee on Finance

252 Committee on Tourism, then to the Committee on Finance

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolutions (H.R. Nos. 206 and 207) were announced by the Clerk and the following actions taken:

H.R. No. 206, entitled: "HOUSE RESOLUTION CONGRATULATING AND HONORING THE OUTSTANDING PLAYERS AND COACHES OF THE 1980 UNIVERSITY OF HAWAII MEN'S RAINBOW BASEBALL TEAM FOR BEING INDUCTED INTO THE UNIVERSITY OF HAWAII SPORTS CIRCLE OF HONOR," was jointly offered by Representatives Tom and Ito.

Representative Tom moved that H.R. No. 206 be adopted, seconded by Representative Ito.

Representative Tom rose and stated:

"Mr. Speaker, I am extremely honored to speak in support of this resolution.

"Mr. Speaker, some may say that I don't know how to play ball, especially basketball, but on the contrary, Mr. Speaker, having been a member of the House of Representatives for many years -- I won't say how many -- I know how to play ball -- hard ball.

"Mr. Speaker, you may also be surprised to know that I enjoy listening to UH baseball games, especially the colorful play-by-play of Les Keiter, in the glory days of the team we honor today.

"The sponsor of this most prestigious of honors in sports at the University of Hawaii -- The Circle of Honor -- is the Bank of Hawaii, and we thank the Bank for this very generous gesture.

"Formerly called the Hall of Honor, this award was established in 1982 but was renamed to Circle of Honor when the Special Events Arena was completed. Since its inception, 46 athletes or teams have been so honored, and their pictures now adorn the Special Events Arena.

"Mr. Speaker, I don't know when or even if the accomplishments of this team will ever be equalled, but as Coach Les Murakami stated in a recent interview: 'It ain't over till it's over.' Other teams may someday win more games, other athletes may set new records, but and legacy of the 1980 Bows will always stand as a testament to what hard work, determination, and teamwork can accomplish.

"This team will forever stand as an inspiration of what college athletes truly mean, and college athletics truly mean for our State and especially for our youth."

Representative Tom then introduced the honorees who were seated on the House floor and asked them to stand to be recognized, as follows: Coach Les Murakami, Assistant Coach David Murakami, Sam Kakazu, Jr., Mark Olmos, and Alex Jamile, representing the Bank of Hawaii.

Representative Tom then introduced former Assistant Coach Carl Furutani, and asked others in the audience connected with this team to stand to be recognized.

Representative Ito then rose to say a few words in support of the resolution, stating:

"Mr. Speaker, I would be amiss if I didn't say a few words of praise for Mr. Sam Kakazu, Jr., a good friend of mine, and who is from my district in Kaneohe.

"Sam Kakazu, Jr. received his Masters Degree in Education and is now counseling at his alma mater, Castle High School, where he is helping others reach their highest potential. He is also on the coaching staff at Castle, where again he is in an active position to encourage students to do their best. Sam is active in several organizations, including the Castle Alumni Association. He is an invaluable member of the Kaneohe community, and he is an asset to Hawaii.

"Congratulations, Sam!"

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

"Mr. Speaker, I would also like to congratulate Coach Les Murakami and the team right there. I think they have been doing an excellent job, and I commend them for their efforts.

But I think I would be remiss if I didn't mention to this body that the first time I met Mr. Jamile, he had a baseball uniform on. He was a member of the University of California baseball team, and we were both students at that time. I will not tell you how many years ago that was, but congratulations nevertheless.

"Aloha."

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

"I want to congratulate the outstanding players and coaches of the 1980 University of Hawaii Men's Baseball Team. I've known Coach Les for many years, when I used to handle their disbursing and payroll for the University.

And also, I've known Sammy for many years. His Mom and I worked together at Honolulu Community College, so I want to congratulate you again. Thank you."

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

"I hadn't realized that this particular floor presentation would be taking place today, but I do want to stand as the proud father of a son who recently tried out for and successfully made the UH Rainbow baseball team. He is redshirting this year.

"And I just wanted to point out that in my more intimate connection with the UH baseball program through my son, I've come to very much appreciate the positive, even-handed, supportive manner in which the players are coached, whether they are having a tremendous success in their win/loss record, as they did back in 1980, or whether they're having some difficulties, as they are going through this year.

"I just wanted to say that I understand, from personal experience now, how deserving the coaches and team are in being inducted into the University of Hawaii Sports Circle of Honor. Thank you.

Representative Santiago then rose and stated:

"I also wanted to stand and offer my congratulations to the team and to the coaches, and I wanted to offer, perhaps from a different perspective, in addition to the athletic accomplishments that they have done.

"Coach Murakami may not remember me, but many years ago when I was a social worker at a rural hospital, Coach, I called you at one time because I had a patient who wasn't responding to any of our intervention techniques. She was a big fan of the Rainbows at that time -- you remember this? You came out and you brought with you some memorabilia from your team. And I've got to tell you, I've never seen that kind of response from a patient before.

"I want to thank you because the response that you and your teammates that you brought out with you gave to the hospital, just at the request that we called, showed to me why the team was so successful with the leaders and the coaches that you provided, so on behalf of Kim and others, thank you very much."

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

"Mr. Speaker, back in the days when I was attending the University of Hawaii, as part of my financial aid package, I went to work for the University, more specifically the Sports Information Department, where I had the opportunity to meet and to know Coach Les and the players back then -- late 1970s and, of course, in 1980 to which this resolution is referencing. And I guess it was a sign of things to come because one of my first jobs in front of a microphone was to be the PA announcer at UH baseball games at the old stadium, and I remember that stadium well. Of course, those were the days when we had star players -- Derek Tatsuno and others -- and I

got to see Sam, Mark and Carl on the diamond, but now they have moved on to their respective professions since leaving the University.

"I just wanted to add to those that already extended their congratulations to Coach Les and others who make this team proud, who make us all proud, to be a family at the University of Hawaii and, of course, they make their community proud as well. Thank you, Coach."

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

"I, too, would like to extend my congratulations to these gentlemen and how proud we are of your accomplishments.

"Alex Jamile and I go further back than Representative Marumoto -- we were in high school together, and that was a long time ago. Congratulations, Alex! Alex has fared a little better than I have.

"But at any rate, I had the pleasure of participating in today's ceremony, and I am going to give a lei to Mark Olmos who was a senior in 1980 and was a member of the pitching team. He had a career mark of 22 wins, 6 losses, and a 3.1 for ERA. Today, Mark Olmos is Pastor Mark Olmos and he is making a very great contribution to his community.

"Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.R. No. 206 was adopted, with Representative Fox being excused.

H.R. No. 207, entitled: "HOUSE RESOLUTION CONGRATULATING HAWAII PUBLIC TELEVISION ON ITS 25TH YEAR OF BROADCASTING IN HAWAII," was jointly offered by Representatives Takai, Halford, Santiago, Takumi, Thielen, Ahu Isa, Jones, McDermott, Moses, Okamura, M. Oshiro, Pendleton, Stegmaier and Tom.

Representative Takai moved that H.R. No. 207 be adopted, seconded by Representative Takumi.

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

"As the Chair of the Committee on Culture and the Arts, I am honored and proud today to recognize Hawaii Public Television on its 25th year of broadcasting in this state.

"In 1972, the Hawaii State Legislature created the Hawaii Public Broadcasting Authority and charged it with providing enlightening public television programs for the people of Hawaii.

"Hawaii Public Television today reaches 98 percent of the state's population, including rural areas with no other television signals or cable systems by maintaining two transmitters and 12 translators, and thus reaching more than 152,000 households.

"In addition, Hawaii Public Television broadcasts 4,700 hours each year of largely Public Broadcasting Service programs that includes 132 hours of programs selected and produced by the State Department of Education.

"This year commemorates the 25th year of broadcasting. During the past 25 years, Hawaii Public Broadcasting and Hawaii Public Television has received national and international acclaim for excellence, and has

been recognized more than thirty times for excellence in television production, including four Emmy's, the George Peabody Award, and numerous film festival awards.

"Mr. Speaker, in the past four years Hawaii Public Broadcasting Authority, like many of our other state programs, has gone through some serious financial struggles, and we should commend the Hawaii Public Broadcasting Authority at this time for their efforts in creating a strategic plan for the Authority for the fiscal years 1998 to the year 2002, and I urge all of our members to take a look at it. The plan is very well complete and involves two years of collaboration among members of the community as well as members of the Public Broadcasting Authority.

"In addition, Mr. Speaker, because of the financial situation they are in right now, support comes not only from state government, but also from more than 20,000 individuals, corporations, foundations, and the Federal government.

"Mr. Speaker, today I am honored to recognize two people who play very important roles in recognizing Hawaii Public Television on its 25th year of broadcasting.

"First, on the floor, we have Mr. Jim Becker, the current Chairman of the Board of the Hawaii Public Broadcasting Authority," and asked Mr. Becker to stand to be recognized.

"Secondly, Mr. Speaker, Mr. Don Robbs, who is the Executive Director and General Manager of Hawaii Public Television," and asked Mr. Robbs to stand to be recognized.

"Finally, Mr. Speaker, in our gallery today, if I could recognize some of the management team and support personnel," and asked the following persons to stand to be recognized: Jerri Chong, Director of Promotion and Development; Carlos Molina, Director of Programming; Stephen Komori, Chief Engineer; Ed Robello, Director of Program Production; Kei Yamamoto, Administration/Finance Manager; Kay Kasamoto, Promotions Specialist; Paul Shimabukuro, "our cameraman for today"; Jennifer Bonafacio, Video Assistant; and Holly Richards, Executive Producer of Culture and the Arts.

"Thank you, Mr. Speaker."

Representative Takumi then rose "to add a few words of congratulations to the honorees," saying:

"I think the Chair of the Culture and the Arts Committee said basically what I wanted to say. I just want to single out in particular Mr. Jim Becker, Chairman of the Board of the Hawaii Public Broadcasting Authority. Many of us know Jim and the good work that he has done in the community in many, many capacities, and now in his latest role as the Chair, he's doing a great job. And I know he couldn't do that and all that he does do without the able support of his wife, Betty, who is in the gallery," and asked Betty to stand to be recognized.

"Thank you, Mr. Speaker."

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

"Hawaii Public Television has a very interesting program that airs -- it's called **Dialogue**, and it's a public affairs forum. A number of us in the House of Representatives have appeared on that program. I find that it's a very interesting experience, and it's a wonderful way for the community to be able to call in

questions on live air time, and have the participants respond to those questions.

"I certainly thank all the volunteers that work on the **Dialogue** show, that come and answer those phones, and particularly Hawaii Public Television, in following up and sending the participants the list of all those questions that were asked but didn't have a chance. . .there wasn't time to actually be aired.

"I think that they perform a wonderful service. I think it's a way that brings government closer to the community, and the community closer to the people that are on that show.

"Thank you very much; you do a great job."

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

"My comments today, Mr. Speaker, have nothing to do with culture or the arts, but something even more important -- golf.

"And I want to take you back about 35 years when Jim Becker was a columnist for the **Honolulu Star-Bulletin**, and an avid golfer. And he suggested to me or I suggested to him, that he, Bill Swully and I, go out and play a hundred holes of golf at the newly opened Kauai Surf nine hole golf course. That's only eleven times around the course plus one, so we did that. And the following year, we added Stubby Stubblefield, for obvious reasons. We wanted to get a little coverage for this tournament. For some reason, Public Broadcasting started televising this hundred holes of golf. Ed was there and Jim and Stub and we had it at Sea Mountain and we had it at Princeville, and we had a lot of fun.

"Now, the important thing here is that this tournament still lives today, and it's now in its seventeenth or eighteenth year at Wailea. This will be my 23rd or 24th time of playing in it, and we raise over a hundred thousand dollars for Ka Lima O Maui, so all you Maui Reps, you owe Don Robbs and Jim Becker a big vote of thanks for having the most lucrative fundraising golf tournament in the state of Hawaii, and it's copied all over the place, but because of Don's early support and Ed and that 'Buddy' Becker who got his name from his golf swing, this tournament is really important.

"Now, I have one other thing to say, and I have the mike and Jim Becker cannot respond which is fortunate. Becker had a very unique technique in golf that I don't think anyone has copied. And I have the film to prove it. And what this shot shows on the second hundred holes of golf clearly shows the golf hole, clearly shows the golf ball about two inches from it, and what had happened is that Jim, as he generally does, had missed the full body turn, good leg action, full extension of the arms, complete release, and the putter about a foot away from his arms and it travelled at least 65 yards, and I have never seen anybody before who sits, who can launch a putter as far as Jim Becker after a missed putt. And I have the mike and he doesn't.

"Thank you, Mr. Speaker."

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

"Our community indeed is very fortunate to have Hawaii Public Television and to have had it for 25 years. In fact, it's the only station we watch in our house. In addition to our enjoyment of the in-depth news coverage, cultural events such as dance, opera and symphony, we also enjoy the exciting science documentaries.

"I would like to congratulate you for the recent feature on the giant pandas which was very, very interesting, but most exciting was the presentation on Sunday night of the three sopranos, and I thought that was a wonderful presentation. It was not the three tenors, it was the three sopranos, so very, very good.

"Congratulations to Jim Becker and Don Robbs and all the others who have made Hawaii Public Television a 25 year success."

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

"It's not too common that I get up twice on the floor, but today I couldn't let the opportunity go by without acknowledging a couple of things.

"Mr. Becker, as many of you have already heard, has had a very colorful career, including his coverage of the Korean War, his coverage of the sporting events in New York, and all of his writing accolades, but he has also become quite a speaker around town. He just came from this morning presenting over at Central Union Church a speech on a topic that is somewhat of interest to me, on opera. He is probably the foremost authority in our state on opera and we thank him very much for sharing all that.

"I did want to mention though that his wife, Betty Becker, is my very able committee clerk, and I thank him for letting her spend as much time as she does over here.

"My last comment, Mr. Speaker, is they are embarking upon their fundraising event. For those of you who have not yet contributed, they still are taking contributions as of today.

"Thank you."

Representative Stegmaier then rose and stated:

"Because baseball is in the air today on the floor, I had to stand to mention baseball and in doing so, Don Robbs certainly is a legend that needs to be recognized in that connection.

"In addition to his excellent work, managing Hawaii Public Television, Don Robbs has still found the time and the energy to do such an excellent job of announcing UH Rainbow baseball on radio for those of us who are catching games running from meeting to meeting or from function to function. He's also the only one announcing UH baseball games away from home. Les Keiter was mentioned earlier; however, for me, I'll always remember Don Robbs as the voice of Rainbow baseball.

"Thank you, Mr. Speaker."

Representative Yoshinaga then rose and stated:

"I just would like to give special recognition to Hawaii Public Television and as a fan of Public Television, and also to share an anecdote with respect to Jim Becker who is a friend of mine. And I want to give special recognition that he not only discusses music of the opera in a very lucid way, but he also makes music, and I hope he is still taking piano lessons in my district. And I look forward to continuing to make music and hear music from Mr. Becker for many years to come.

"Aloha and God bless."

Representative Moses then rose and stated:

"I also rise in support of the resolution and after the story we heard from one of our distinguished colleagues about the launching ability of Mr. Becker, possibly Coach Murakami would like to talk to him and sign him up after the presentations today.

"Thank you very much, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.R. No. 207 was adopted, with Representatives Fox, Jones and Nakasone being excused.

At 12:49 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:55 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1150) recommending that S.B. No. 252, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 252, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL ASSISTANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1151) recommending that S.B. No. 1551, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1551, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES," passed Second Reading and was referred to the Committee on Finance, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representatives Santiago and Arakaki, for the Committees on Health and Human Services and Housing, presented a joint report (Stand. Com. Rep. No. 1152) recommending that S.B. No. 653, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and S.B. No. 653, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representatives Santiago and Arakaki, for the Committees on Health and Human Services and Housing, presented a joint report (Stand. Com. Rep. No. 1153) recommending that S.B. No. 1352, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of

the Committees was adopted and S.B. No. 1352, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BENEFITS COUNSELORS FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Finance with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1154) recommending that S.B. No. 130, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 130, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1155) recommending that S.B. No. 1303 pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1303, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE RATE REGULATION," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1156) recommending that S.B. No. 1618, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1618, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSPORTATION IMPROVEMENT SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1157) recommending that S.B. No. 1943, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1943, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Finance, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1158) recommending that S.B. No. 1557, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1557, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1159) recommending that S.B. No. 136 pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 136, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL CORPORATIONS," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1160) recommending that S.B. No. 137 pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 137, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1161) recommending that S.B. No. 1598, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1598, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1162) recommending that S.B. No. 1599, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1599, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A COMMERCIAL MARINE DEALER LICENSE," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1163) recommending that S.B. No. 138, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 138, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE REIMBURSEMENTS OF MENTAL HEALTH AND SUBSTANCE ABUSE BENEFITS FOR ADVANCED PRACTICE REGISTERED NURSES," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1164) recommending that S.B. No. 656, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 656, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH AND ALCOHOL AND DRUG ABUSE TREATMENT INSURANCE BENEFITS," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1165) recommending that S.B. No. 1554, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1554, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1166) recommending that S.B. No. 1474, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1474, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," passed Second Reading and was referred to the Committee on Finance, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1167) recommending that S.B. No. 633, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Water and Land Use.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 633, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BED AND BREAKFAST OPERATIONS," passed Second Reading and was referred to the Committee on Water and Land Use, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1168) recommending that S.B. No. 843, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 843, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BUSINESS TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1169) recommending that S.B. No. 1951, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1951, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Fox, Jones, Menor, Nakasone, White and Yonamine being excused.

Representatives Tarnas and Takamine, for the Committees on Ocean Recreation and Marine Resources and Water and Land Use, presented a joint report (Stand. Com. Rep. No. 1170) recommending that H.R. No. 21 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and H.R. No. 21, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE COUNTIES TO USE ALL APPROPRIATE MEANS TO CONTROL THE CONSTRUCTION OF STRUCTURES IN THE SHORELINE AREA AND ON STATE BEACH LANDS, AND TO DEVELOP AND ENCOURAGE INNOVATIVE MEANS THAT MAY BE EFFECTIVE IN CONTROLLING EROSION AND PROTECTING STATE BEACH LANDS," was referred to the Committee on Finance, with Representatives Fox, Jones, Menor and Nakasone being excused.

Representatives Takamine and Tarnas, for the Committees on Water and Land Use and Ocean Recreation and Marine Resources, presented a joint report (Stand. Com. Rep. No. 1171) recommending that H.C.R. No. 63 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and H.C.R. No. 63, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE COUNTIES TO USE ALL APPROPRIATE MEANS TO CONTROL THE CONSTRUCTION OF STRUCTURES IN THE SHORELINE AREA AND ON STATE BEACH LANDS, AND TO DEVELOP AND ENCOURAGE INNOVATIVE MEANS THAT MAY BE EFFECTIVE IN CONTROLLING EROSION AND PROTECTING STATE BEACH LANDS," was referred to the Committee on Finance, with Representatives Fox, Jones, Menor and Nakasone being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report

(Stand. Com. Rep. No. 1172) recommending that H.C.R. No. 41, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 41, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AUDIT OF SMALL BOAT HARBORS IN THE COUNTIES OF MAUI, HAWAII, AND OAHU PARTICULARLY THOSE OF LAHAINA, HONOKOHAU AND ALA WAI," was referred to the Committee on Legislative Management, with Representatives Fox, Jones, Menor and Nakasone being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1173) recommending that H.C.R. No. 49 be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 49, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY AND REPORT ON THE NEED TO REGULATE THE PRACTICE OF OCCUPATIONAL THERAPY," was referred to the Committee on Consumer Protection and Commerce, with Representatives Fox, Jones, Menor and Nakasone being excused.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1174) recommending that H.R. No. 28, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 28, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF AN ADVISORY COUNCIL ON UNITED STATES RELATIONS WITH ASIA AND THE PACIFIC," was referred to the Committee on Finance, with Representatives Fox, Jones, Menor and Nakasone being excused.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1175) recommending that H.C.R. No. 28, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 28, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF AN ADVISORY COUNCIL ON UNITED STATES RELATIONS WITH ASIA AND THE PACIFIC," was referred to the Committee on Finance, with Representatives Fox, Jones, Menor and Nakasone being excused.

ANNOUNCEMENTS

Representative Garcia rose and requested waiver of the 48-hour hearing notice requirement to hear HCR 249/HR 177, HCR 223/HR 153, HCR 210 and HCR 280 at 9:00 a.m. tomorrow morning in Conference Room 325, and the Chair "so ordered."

Representative Moses stated:

"I would just like to thank the students from Friendship School. They were so kind as to present Representative Paul Oshiro and myself with these beautiful leis."

ADJOURNMENT

At 12:59 o'clock p.m., on motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, March 19, 1997. (Representatives Fox, Jones, Menor and Nakasone were excused.)

THIRTY-SIXTH DAY

Wednesday, March 19, 1997

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 12:13 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Reverend Mike Young of the First Unitarian Church, after which the Roll was called showing all members present with the exception of Representatives Menor, Meyer, Tom and White, who were excused.

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

At this time, Representative Yonamine introduced to the members of the House the following students from Pearl City High School: Myra Matsuoka, Trudy Tsang and Rachel Johiro, "three very active and bright students who are shadows for the day. They're enrolled in a class called Participation in Democracy."

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

Senate Bill No. 1557 was re-referred to the Committee on Human Services and Housing, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance.

The following resolution (H.R. No. 170) and concurrent resolutions (H.C.R. Nos. 41, 239 and 243) were re-referred to committee by the Speaker:

H.R.No. Re-referred to:

170 Committee on Ocean Recreation and Marine Resources

H.C.R.Nos.

41 Committee on Ocean Recreation and Marine Resources, then to the Committee on Finance

239 Committee on Ocean Recreation and Marine Resources

243 Committee on Legislative Management

INTRODUCTION OF RESOLUTION
(FLOOR PRESENTATION)

H.R. No. 208, entitled: "HOUSE RESOLUTION HONORING MARION HIGA, STATE AUDITOR," was jointly offered by Representatives Ward, Case and Suzuki and was announced by the Clerk.

Representative Ward moved that the resolution be adopted, seconded by Representative Case.

Representative Ward rose and stated:

"I rise to speak in favor with no reservations whatsoever on this resolution.

"Mr. Speaker, we have the honor of honoring one of our own today, one of the Legislature's best and brightest. Oftentimes we've heard that some people are born in farms, some are born in small business families, Marion Higa was born an auditor.

"As you know, after being educated at McKinley High School and the University of Hawaii, Marion went to the University of Illinois. Then she was appointed an eight-year term in 1992, but has been with the Auditor's Office 26 full years. That's why I say she was born and raised as an auditor.

"In 1992, a lot of you remember that she looked at 166 special funds that resulted in a loss of budgetary control, and a summary report of special and revolving funds that led to a greater awareness of our problems with special funds.

"Then in January 1996, a review by her office of the State purchases of service system resulted in revamping of the system, enacted into law by the Legislature, of another way of looking at purchases of services.

"For all of this, Mr. Speaker, her work has provided public servants and citizens the facts, the insights, and the recommendations necessary to provide for a more economical and user friendly government. I understand, as of the recent budget shortfalls, Representative Say is using her as a secret weapon to Marion Higanize \$275 million, which we are in search of presently.

"Lastly, Mr. Speaker, I must admit that my co-sponsors and I did not have room to put another 'whereas' at the bottom, but in it was to read, if there was room and it would have been permitted, 'and the budget shortfalls would not have been found by Mr. Say.' This body was going to request that she be one of the first to be cloned prior to the convening of the 1998 session, and that the fiscal shortfalls would be made up.

"Mr. Speaker, may I present to you and my colleagues the State Auditor, Miss Marion Higa. Marion, would you rise to be recognized.

"Mr. Speaker, behind every auditor is an even bigger auditor, and behind Marion Higa is her mother, Mrs. Sakae Murakami. Would you rise, Mrs. Murakami? And congratulations to you; and her son who's growing up in the image of an auditor, Jason Higa. Jason, would you rise? With her today is also Nathan Murakami, her brother; and lastly, Avi Murakami, her sister-in-law. Thank you."

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

"Mr. Speaker, it gives me great pleasure to participate in honoring our Legislative Auditor, Ms. Marion Higa.

"We are truly grateful for her dedication and expertise in providing the leadership, managing the Legislative Auditor's Office. Because of her efforts, this agency has earned not only the respect of our colleagues and the employees under her charge, but also the respect of the general public.

"If I could compose a tribute worthy of her, except for the fact that it might be inappropriate, I would ask her to apply her talents to writing a most concise and meaningful speech for me, her opinions, conclusions, and recommendations contained in bound reports that we're so familiar with, like this that I hold in my hand, issued over many years -- I guess it was 26 to be exact -- and

issued in a truly professional manner, becoming to the Office of the Legislative Auditor.

"Marion Higa has consistently spoken forthrightly through her reports and in hearings and briefings for our benefit. Her work has resulted in making our work more effective. Probably our work could be even more effective from a fiscal and managerial standpoint if we would follow her recommendations to a 'T', but we must also deal with perceived political reality, whatever that may mean.

"Ms. Higa, as a former auditor who practiced public accounting, coincidentally with one of your staff, Dallas Weyand, many years ago, I truly appreciate your skill as our Legislative Auditor, and as the person in charge of the care and nurturing of your professional and administrative staff.

"I also believe that your staff appreciates your able management. And that brings me to her dedicated staff that I have the pleasure of introducing by groups, and if they would stand. First of all, the Deputy Auditor, Leslie Tanaka; the Assistant Auditors, would you stand? The Senior Analysts; the Associate Analysts -- these are the ones that assist the Seniors; the secretaries; the clerks and the librarian. Thank you."

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

"I hope my colleagues will tolerate this representative again exercising bragging rights over a member of his community, Marion Higa. I'm especially grateful to recognize her in that context.

"And I think what I want to recognize about her is not so much the concrete accomplishments that Representative Ward referred to, and not so much the obvious respect in which she is held by her staff which Representative Suzuki referred to, but really how she goes about public service. I think observing her from a distance, I would say that she has these qualities of public service. She is always tough, but fair; I think those that have disagreed with some of her comments have never regarded her as being unfair.

"She is understated in the sense that perhaps causes people that first encounter her to underestimate her, but they're quickly corrected in a very firm way. She's willing to stand alone where necessary, but I don't think that she has personalized any undertaking, and she doesn't have any agenda other than to better our government.

"Those are qualities that are very worthy of emulation in any public servant, but very difficult to achieve. And I think the real testament to her is that she's achieved those qualities so well.

"I'm proud to claim her as a member of my community, and to note also that she comes from a very long line of auditors out of Manoa Valley, including her predecessor, Clinton Tanimura, in addition to Jess Walters, a long-time Deputy Auditor who passed away just last year, as well as members of her current staff including Melvia Kawashima.

"So if, as Representative Ward alludes to, there's something genetic about being an auditor, and if, as other people claim, there is a separate species known as an auditor, I guess perhaps the answer may be found somewhere in the Manoa environment.

"We're very happy to have Marion as a member of our community, assisting the entire State. Thank you."

Representative Arakaki then rose and stated:

"If I may add a few words of accolades also.

Mr. Speaker, I guess back a few years ago, I had the pleasure and honor to be one of the panelist to select the Auditor. And if I recall correctly, Marion was the only female among several candidates for the position. And at that point, I actually knew her late husband, Warren Higa a lot better. He was a former president of the United Okinawa Association, and a judge.

"And I liked Marion personally, but I was afraid to see how well she would do against the competition. But her responses to the questions that were asked were so straight forward, and her knowledge, and process, and especially her vision, and her goals of what she thought the Auditor's Office should be as an arm of the Legislature, to make us co-equal branches with the Administration. I thought was one of the most powerful arguments, I think sort of nailed down the position for her.

"And I think she's proven all of us, who selected her, she's proven us right. And as the saying goes: dynamite comes in small packages. I think Marion embodies that. She's exploded on the scene, and she continues to provide us with ammunitions so that we can arm ourselves as legislators.

"So I want to thank her, and her family for all the contributions. Thank you."

Representative Thielen then rose and stated:

"I also would like to speak in favor of the Resolution.

"I share the heartfelt comments of my colleagues in congratulating Marion Higa. I particularly would also like to thank all of the Legislative Analysts, and staff. The members sitting up in the gallery, I know how hard you work, and your work is sincerely appreciated by, not only ourselves on the floor of the House of Representatives, but by the public-at-large. You're a great credit to this Department. Thank you."

Representative Kanoho then rose and stated:

"As has been so ably described with the prior speakers, the name Marion Higa, State Auditor, means effectiveness, ethics, integrity and professionalism of the highest degree.

"However, if you were the head of a State Department and the sweet voice on the phone announced that it was your time to be audited, the name Marion Higa could also mean grief and despair because the work and reports of her staff as we all know are so very thorough, and complete.

"Marion is very much involved with something at the University of Hawaii called 'Mortar Board.' I said, 'huh?' Please spell that. 'M-O-R-T-A-R,' she responded. To which I couldn't resist saying, 'You're on the board that teaches and gives credentials for brick laying at the University of Hawaii?' She giggled, too, but I'm glad she didn't say yes.

"Mortar Board is a national honor society, which takes the name from the graduation cap as a symbol. Marion has served for many years as an alumni advisor, particularly with this group's involvement in various community, charitable and service projects. The Mortar Board Honor Society at the University of Hawaii is called Hui Po'okela which means chosen group. Indeed, they are a select chosen group because there are only 40 from

a class of nearly 5,000. In Marion's time, she was just one of 12 in that Honor Society. It is interesting to note that that group, Hui Po'okela at the University of Hawaii, was founded by a very distinguished lady by the name of Abigail Kawanakoa who, coincidentally, has a second cousin by that name in our midst.

"Besides her mortar and tile work at the University, Marion enjoys flower gardening at home, and she loves to cook and bake. I didn't ask her for samples then but I am now.

"Since the age of 12, Marion has been sewing much of her own clothing and that she is always so well dressed with that professional, tailored look attests to her level of excellence as a seamstress. If you're wondering, yes, the suit that she is now wearing is one of her own creations.

"I've always thought that there was something special about Marion and our relationship, and I just found out a few minutes ago that her dad grew up in a place called Hanalei, where I spent all of my childhood.

"As to this floor presentation and the recognition now being accorded her, she said, 'I don't know why this is happening. I'm just doing my job.' Marion, thank you for not only doing your job, but for doing it so well.

"Congratulations on all of your achievements. Our very best wishes for continued success in all of your endeavors.

"Thank you, Mr. Speaker."

Representative Marumoto then rose to speak in favor of this resolution, stating:

"I would also like to commend Marion Higa and her staff. I think there could be no greater tribute to Marion and her staff than to see that we, legislators, take upon the responsibility of following the recommendations that have been set forth in the various reports they have produced for us here.

"Thank you very much."

The motion was put to vote by the Chair and carried, and H.R. No. 208 was adopted with Representative Menor, Meyer, Tom and White being excused.

At this time, Representative Ward presented Marion Higa with a Certificate of Recognition while Representatives Aiona, Ahu Isa, Case, Kanoho, Marumoto and Suzuki presented the honoree and her guests with floral leis.

At 12:37 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:44 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1176) recommending that S.B. No. 208, S.D. 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 208, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to

the Committee on Finance with Representatives Kahikina, Menor, Meyer, Saiki, Takumi, Tom and White being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1177) recommending that S.B. No. 248, S.D. 1, pass Second Reading and be referred to the Committee on Water and Land Use.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 248, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Water and Land Use with Representatives Kahikina, Menor, Meyer, Saiki, Takumi, Tom and White being excused.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1178) recommending that S.B. No. 852, S.D. 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 852, S.D. 1, H.D. 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce, seconded by Representative M. Oshiro.

Representative McDermott rose and asked the Clerk to register a no vote for him, and the Chair "so ordered."

Representative Ahu Isa then rose and asked the Clerk to register an aye vote with grave reservations for her, and the Chair "so ordered."

Representative Pendleton then rose and asked the Clerk to register a no vote for him, and the Chair "so ordered."

Representative Kawanakoa then rose and asked the Clerk to register a no vote for him, and the Chair "so ordered."

Representative Moses then rose and asked the Clerk to register a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 852, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Kawanakoa, McDermott, Moses and Pendleton voting no, and Representatives Kahikina, Menor, Meyer, Saiki, Takumi, Tom and White being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1179) recommending that S.B. No. 1597, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1597, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES PENALTIES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Kahikina, Menor, Meyer, Saiki, Takumi, Tom and White being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1180) recommending that S.B.

No. 1601, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1601, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Kahikina, Menor, Meyer, Saiki, Takumi, Tom and White being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1181) recommending that S.B. No. 1889, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1889, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Menor, Meyer, Saiki, Takumi, Tom and White being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1182) recommending that S.B. No. 165, SD 2, as amended in HD 1, pass Second Reading and be referred jointly to the Committees on Judiciary and Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 165, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DONATION OF PHARMACEUTICALS AND HEALTH CARE SUPPLIES," passed Second Reading and was referred jointly to the Committees on Judiciary and Consumer Protection and Commerce with Representatives Kahikina, Menor, Meyer, Saiki, Takumi, Tom and White being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1183) recommending that S.B. No. 986, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 986, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NONCONSENSUAL COMMON LAW LIENS," passed Second Reading and was placed on the calendar for Third Reading with Representatives Kahikina, Menor, Meyer, Saiki, Takumi, Tom and White being excused.

Representatives Herkes and Cachola, for the Committees on Economic Development and Business Concerns and Tourism, presented a joint report (Stand. Com. Rep. No. 1184) recommending that H.R. No. 41 be adopted.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and H.R. No. 41, entitled: "HOUSE RESOLUTION REQUESTING THAT STEPS BE TAKEN TO STRENGTHEN THE FUTURE OF THE UNITED STATES INSTITUTE OF PEACE BY SUPPORTING ITS RELOCATION TO HAWAII," was adopted with Representatives Kahikina, Menor, Meyer, Saiki, Takumi, Tom and White being excused.

Representatives Herkes and Cachola, for the Committees on Economic Development and Business Concerns and Tourism, presented a joint report (Stand. Com. Rep. No. 1185) recommending that H.C.R. No. 44 be adopted.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and H.C.R. No. 44, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT STEPS BE TAKEN TO STRENGTHEN THE FUTURE OF THE UNITED STATES INSTITUTE OF PEACE BY SUPPORTING ITS RELOCATION TO HAWAII," was adopted with Representatives Kahikina, Menor, Meyer, Saiki, Takumi, Tom and White being excused.

ANNOUNCEMENTS

Representative Santiago: "We will be having decision making on Senate Bill Nos. 944, 1711 and 1561, tomorrow, following the Health Committee's hearing at 8:30 in Conference Room 329."

At this time, Representative Say was permitted a late introduction and he introduced Byron Baker, a former colleague, who was seated in the gallery.

Representative Lee rose and requested waiver of the 48-hour hearing notice requirement for the CPC Committee to conduct a public hearing with decision making to follow on S.B. No. 852, SD 1, HD 1, tomorrow at 5:00 p.m. in Room 325, and the Chair "so ordered."

Representative Yamane rose and requested waiver of the 48-hour hearing notice requirement for the Judiciary Committee to hear S.B. No. 1706, SD 1, tomorrow at 2:00 p.m., and the Chair "so ordered."

ADJOURNMENT

At 12:49 o'clock p.m., on motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, March 19, 1997. (Representatives Menor, Meyer, Saiki, Takumi, Tom and White were excused.)

THIRTY-SEVENTH DAY**Thursday, March 20, 1997**

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 12:12 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Reverend Jikyu Rose of the Koganji Temple, after which the Roll was called showing all members present with the exception of Representative Arakaki, who was excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 167 and 168) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 167, informing the House that on March 17, 1997, he signed House Bill No. 455 as Act 2, 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 OR REPEALING OBSOLETE OR UNNECESSARY PROVISIONS."

Gov. Msg. No. 168, informing the House that on March 19, 1997, he signed Senate Bill No. 1433 as Act 3, entitled: "MAKING AN APPROPRIATION FOR TOURISM MARKETING."

DEPARTMENTAL COMMUNICATION

A communication from Sam Callejo, State Comptroller, Department of Accounting and General Services, informing all heads of departments of the quarterly interest rate for late vendor payments, in accordance with Act 213, Session Laws of Hawaii, 1996, which limits the interest rate from exceeding 12 percent per annum and allows it to be adjusted quarterly using the prime rate as posted in the Wall Street Journal on the first business day of the month preceding the calendar quarter, was received by the Clerk and was placed on file.

SENATE COMMUNICATION

Sen. Com. No. 391, returning House Bill No. 173, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," which passed Third Reading in the Senate on March 19, 1997, was received and announced by the Clerk and was placed on file.

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

Representative Morihara, on behalf of the Maui Representatives, introduced 24 ninth through twelfth grade students from Seabury Hall High School from Upcountry, Maui. They were accompanied by their advisors: John Dependahl, Kirsten Hemmy, Evelyne Lacanienta and Rick Case.

Representative Kanoho, on behalf of Representatives Kawakami, Morita and himself, introduced 44 sixth grade students from King Kaumuali'i Elementary School on Kauai. They were accompanied by their teachers: Laura Niitani and Judy Waite; and chaperones: Brenda Coloma, Rachael Furutani, Victor Punua, Renee Dang, June Tanigawa, Janet Akau, Betty Fawcett, Carlina Muffly, Emil Remegio and Chris Waite.

Representative Aiona introduced Keola Whitaker, a senior at Roosevelt High School, his legislative intern (shadow) for the day.

ORDER OF THE DAY**INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)**

The following resolutions (H.R. Nos. 209 and 210) were announced by the Clerk and the following actions taken:

H.R. No. 209, entitled: "HOUSE RESOLUTION CONGRATULATING MS. BROOK LEE ON ATTAINING THE TITLE OF MISS U.S.A.," was offered by Representative Kawanakoa.

Representative Kawanakoa moved that H.R. No. 209 be adopted, seconded by Representative Yonamine.

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

"Mr. Speaker, members of the House and honored guests: We are gathered here today to honor one of Hawaii's finest. A woman blessed with remarkable talents, charm and beauty. If I may, Mr. Speaker, I would just like to share with you a little of our honored guest's path to success.

"Our honoree was born January 8, 1971, in Honolulu, Hawaii, and raised in Pacific Palisades by her mother, Antoinette Lee, and her late father Benson Lee.

"Our honored guest graduated from Kamehameha Schools, but I understand, Mr. Speaker, she had the best of all educations in that she also attended Punahou School. She then went on to receive a Bachelor of Arts in English from Chaminade University, and currently carries a 4.0 grade average at the University of Hawaii where she is pursuing a Masters Degree in Communications.

"Our honoree is not only intelligent and well educated, she is also very talented. She has always enjoyed the arts, singing in choruses throughout her life such as the Hawaii Youth Opera Chorus, Punahou Chorale, University High Chorus, Kamehameha Schools Concert Glee Chorus, and the Leeward Kanikapila Singers. Complementing her vocal talents is her grace and mastery of hula where she has been dancing professionally for years and who could forget during the Pageant when asked by George Hamilton to explain, 'What does a professional hula dancer do?' Our honoree responded with such poise, wit and charm, 'I dance and I get paid for it.'

"Our honoree is also active in her community as a member of the Pearl Harbor Hawaiian Civic Club, a volunteer for the Hawaii Literacy Program, and working with the Special Olympics in both Hawaii and Canada. In her strong tradition of giving back to the community, our honored guest is a very gifted teacher tutoring students at Alva Scott Elementary School in Aiea and a

motivational speaker, addressing troubled youth and young adults at risk on the Leeward Coast.

"Truly she is what is good about our society, Hawaii and America. If I were to ask everyone to think of a special moment in their lives, to reflect upon a memory that still brings to mind a sense of goodness, achievement and hope, of reaching for goals and succeeding. I hope we all could bring to mind our own cherished moment.

"Perhaps, our own goals and dreams are what have brought us here as legislators, goals encompassing and reaching out to all: our community, our family and our future, the children of this great state.

"As with any meaningful goal, it is not easily attained, and our honoree did not achieve her great success overnight. Instead, it took years of hard work and reinvesting in herself through education, community involvement, and her steadfast belief that her hard work would eventually attain her goals, giving proof that by setting goals and being true to yourself, any dream is possible.

"Today's honoree has given us all a special moment, a piece of her dream. Sharing it with the people of this great state and the millions who watched on T.V. We all shared a special moment as we watched the Miss USA Pageant in hope and anticipation of her success.

"And not only did she succeed, but she brought to the State of Hawaii and its people a sense of what is good, a sense of pride in our communities throughout the State. It demonstrated to everyone that hard work, dedication and perseverance, not to mention striking beauty and incredible talents, are still the best vehicle to achieve your dreams and goals.

"Her success gave us all a moment to reflect upon our own goals and dreams, especially the children of this State. Perhaps they will have taken notice and will begin to plan their goals and future knowing that anything is possible.

"I know that being able to touch the lives of our children and young adults is one of the most precious gifts you can give, a gift that is not measured in dollars, awards, and notoriety. It is a priceless, once-in-a-lifetime heartfelt demonstration of our honoree's true ambition, to help others and touch the lives of all.

"Mr. Speaker, members of the House and honored guests, I proudly introduce to you Hawaii's own Miss USA 1997 -- Brook Lee."

Brook Lee, Miss USA 1997, then rose to be recognized.

Accompanying the honoree on the House floor were her mother, Antoinette "Toni" Lee; and her brother, Brandon Lee.

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

"Aloha and good afternoon, members of the House and honored guests. My colleague has just eloquently presented to us Miss USA, Brook Lee, sharing with us all her very motivating and inspirational visions, dreams and goals.

"The residents of Pearl City have always brought pride to their communities by their many special achievements and recognitions in many fields of endeavor. We in the 35th district: Pacific Palisades, Momilani and Manana, of which Brook and her family are residents of Pacific Palisades, we are especially proud of Brook and her

incredible achievements. We all share in her accomplishments and are uplifted by her determination and hard work.

"When the children and students read and hear about her efforts and the work ethic that it took to undertake and achieve her goals, it is truly a teaching, learning and inspiring experience. For that matter, anyone who is still striving to achieve their dreams and goals, take note and take heart.

"Aside from being a former Miss Hawaii and reigning Miss USA 1997, Brook has many other talents as well, receiving awards in such diverse areas as the winner of the State of Hawaii Aloha letter writing contest, Bill Murata's scholarship for the Na Hoku Hanohano Award in 1990, awarded \$17,000 scholarship to Chaminade University through the Miss Hawaii Pageant system, and the Dean's List at Chaminade University from 1993 to 1996.

"I would like to express our congratulations to you Brook for bringing such honor, dignity and grace to our district and our great State. You have shown throughout your life that giving back to the community, along with hard work and school, you can reach success in any endeavor you choose. May you continue to be the person you are, may you strive for higher goals and ideals as you have throughout your life, may you continue to be the positive role model to all of us in Hawaii and the U.S.A., and may you have a very good year.

"Congratulations to you and your family."

The motion was put to vote by the Chair and carried, and H.R. No. 209 was adopted, with Representatives Arakaki and Kanoho being excused.

H.R. No. 210, entitled: "HOUSE RESOLUTION RECOGNIZING AND HONORING HAWAII LAWYERS CARE FOR ITS INVALUABLE AND DEDICATED SERVICE," was jointly offered by Representatives Tom, Kanoho and Yamane.

Representative Tom moved that H.R. No. 210 be adopted, seconded by Representative Yamane.

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

"Mr. Speaker, over the years lawyers and especially lawyer/politicians have become the brunt of jokes and ridicule. I guess this is understandable as some of us tend to be long-winded, self-absorbed and always right.

"Mr. Speaker, I ask you and the members here: Why do you think it's called blind justice? But also over the years, Mr. Speaker, there's been a group of attorneys and paralegals who fortunately belie the sullen image of a truly noble profession.

"Today, we honor some of these members: Hawaii Lawyers Care. Since 1981 Hawaii Lawyers Care, through its 800 plus volunteer attorneys and paralegals, has donated countless hours of free legal services to more than 71,000 underrepresented individuals. The availability of its services has been expanded to the neighbor islands as well as to five locations on Oahu.

"Volunteers provide a wide range of legal advice and consultation, from assisting domestic violence victims to conducting bankruptcy clinics. Thousands of Hawaii residents would not otherwise have had the valuable legal services without the dedicated and the sustained contributions of Hawaii Lawyers Care and its cadre of volunteers.

"Mr. Speaker, I applaud this organization, its members, and most especially, those individuals we recognize today. Their care and dedication have contributed immeasurably to the quality of life in our society and state. Before we have a number of speakers talk briefly about the honorees, I'd like to have them rise and be recognized."

Representative Tom then introduced and asked the following honorees to stand to be recognized: Paul Aston; Marianita Lopez; Tom Stirling; Coralei Chun Matayoshi representing Allan Van Etten; and Judy Sobin.

"Will you please all give them a nice hand.

"Thank you."

Representative Yamane then rose in support of the resolution, stating:

"I have been delegated to speak a little bit about Mr. Alston whom I have never met before and I proceeded to read about him and asked a few people I know about him.

"I have been informed that he is a very impressive person. He graduated from the University of Southern California. He is currently a friend of the American Bar Association; he is currently Chairman of the Office of Disciplinary Counsel which I guess it doesn't make a whole lot of friends in your profession. But he is a former Executive Director of Legal Aid.

"Along with several of his colleagues, he founded Hawaii Lawyers Care, and to me that is quite impressive. He is one of the original founders as he saw the need for it. And all my fellow colleagues here, we're here to serve the State, this gentlemen and some colleagues of his decided on their own to form this pro bono legal service for the people of Hawaii. I think that's extremely impressive, extremely admirable. Having spoken to a person that is not of his law firm yesterday, I have been informed by him that he's one of his opponents usually. He is very well respected in the legal community -- him and his law firm -- and as past president also of the American Bar Association.

"But before I close, Mr. Speaker, I have several people that I believe all of my colleagues should also congratulate," and asked the following persons to stand to be recognized: Judge George Kimura, Judge Victoria Marks, Judge Sabrina McKenna, Judge Karen Radius, Judge Melvyn Soong, and Judge Ambrose Rosehill; and members of the Hawaii Lawyers Care Board of Directors: Laurie Tochiki, Esquire; Council member Rene Mansho; Jo Ann Yukimura, Peter Leong, Josephine Kamae Byrne, Maura Okimoto, Nathan Kim, Sara Silverman, Robert Turnbull, Timothy Johns, Ross Murakami and Amador Joaquin.

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

"It is my pleasure to talk about the individual who is the glue that holds this organization together. As you can see from the gathering in our gallery this afternoon, there is a lot of people that make Hawaii Lawyers Care happen. But it's Judy Sobin, the Executive Director, who makes it all work and keeps it running in the direction it needs to.

"She has been with the organization, I believe since its inception, and are now serving more than 15,000 individuals annually. She also serves as an officer and director of numerous non-profit organizations, and currently is the Commissioner of the Hawaii Criminal

Injuries Compensation Commission. She has led Hawaii Lawyers Care for the past four years as it expanded its services to underserved populations, and I am happy to say for you and for me and the other neighbor islanders in the chambers, that they have done a wonderful job of expanding their care to the neighbor islands as well.

"And I stand to ask my colleagues to join all of us in congratulating Judy for all of her work and to congratulate all the rest of the people gathered here, that as members of the legal profession they have given so unselfishly of their time and their skills.

"Thank you, Judy, and thank you, Mr. Speaker."

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

"Mr. Speaker, I would like to support this resolution, to echo Representative White's comments regarding Judy Sobin. She is an old friend, and I think the organization has flourished under her leadership, and Judy has been a very active and strong advocate for many political and social causes in our community and the organization is very lucky to have her on board.

"Also, I would like to commend Coralei Chun Matayoshi for her work, and also I must mention her distinguished family that has done so much for Hawaii, from the Neighborhood Board level up to Mayor of Hawaii.

"And Tom Stirling, distinguished barrister who, a lot of people don't realize, is most responsible for the beautiful Korean and Vietnam Memorial which is out on the Ewa lawn of the Capitol.

"But to the entire organization, congratulations and much success in the future. Thank you."

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

"I would like to offer some words to a personal friend and a constituent of mine whom I have known for many years -- Marianita Lopez.

"Marianita, as many of you know, is presently the President of the Board of Directors for Hawaii Lawyers Care. In addition, she is also the President of the Board of Directors of Catholic Immigration Services, and has done tireless work in the Haleiwa/North Shore community for the churches out there, and for the many, many people who look to Marianita for so much information and for help. And I have known her since we worked together in the 1980s, when I was with the Department of Human Services and she served as the guardian ad litem and was really one of the very best that I have ever had the opportunity to know.

"So I offer my congratulations to you, Marianita, and to the others, all of whom I pretty much know. Paul and I go back to my days at Legal Aid many, many years ago, so to all of those who have volunteered their services and all the good work that you do, thank you very much."

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

"My words are directed to Paul Alston, and the memories of those golden years at Legal Aid when Paul Alston, Stan Levin, and some of the other 'giants' of the poverty law community were arguing landmark cases and winning them. It was a wonderful experience in those days, and I deeply appreciate his work then. And I am

glad to see that his work for the poverty law community is continuing today.

"Thank you."

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

"Mr. Speaker, contrary to the popular perception, Vietnam veterans are large contributors to our community. Tom Stirling is a Vietnam veteran. Tom Stirling is a tireless worker who, as my colleague indicated, helped to make sure that the Korean/Vietnam Memorial stands there today. Tom is a man who cares about the community.

"Tom, we care about you even though you are a lawyer, we still look at that as part of your being in the community, and we really appreciate your being here again.

"Thank you, Mr. Speaker."

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

"I would be remiss if I were not to say a few words about Judy Sobin. I have known Judy for many, many years, and for those of you who know Judy know she has been active in a variety of issues. I remember when she was working for the AFL-CIO as one of the main coordinators for the statewide grape boycott in support of the United Farm Workers. I won't mention what year that was since it was a while back and we'll be dating ourselves, but over the years she has also worked for the City Council, and now in her present role at Hawaii Lawyers Care and she is doing a great job.

"And I think through all the variety of roles that she has played, there has been a common thread throughout, and that's the commitment to better the quality of life in our community and, in particular, not just for the Rockefellers of our society, but for the little fellows -- those whose voices are all too often ignored -- and that includes us, by the way, with power and influence. And for this, I think we owe a debt of gratitude to Judy for her leadership and dedication. Thank you, Judy."

"Thank you, Mr. Speaker."

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

"I just want to add my accolades, Mr. Speaker, to this wonderful group of attorneys that give unselfishly, and to especially honor Judge Mel Soong who sits with me on the Board of Trustees at Palama Settlement. And also Judge Ambrose Rosehill, who was a member of the Board of Regents at the University, helped me a lot on one particular issue, and I also want to honor Judy Sobin who I think is a real gem. Thank you."

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

"Mr. Speaker, I, too, would like to congratulate and thank this outstanding organization and in particular, a very dear friend of mine, Judy Sobin. I want to thank her for all of her contributions to the people of Hawaii, and especially to those that are less fortunate in society. She really is the perfect person to be Executive Director of this organization.

"I met her in the early 1970s when we both worked on the campaign of a former House member and we've been very good friends since, and she is a tremendous person,

as Representative Takumi stated. She is there, always fighting for the causes of the underdog, whether walking the picket lines or organizing rallies and meetings. She has a great heart and although Judy was born and raised in New York, you won't find a more committed and greater kamaaina than Judy. Thank you."

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

"Mr. Speaker, we've heard about the wonderful things that Hawaii Lawyers Care has done for the community, especially for the impoverished and those who generally are unable to afford the services of the legal profession. But on behalf of many of us young lawyers who have also benefitted, not necessarily by receiving services, but by the example of those involved in Hawaii Lawyers Care, we want to say, 'thank you.'

"As a young attorney, I remember seeing the movie 'To Kill a Mockingbird,' and after seeing that movie, that was one of the reasons why I wanted to go through the three years of law school and take the Bar exam. And then after the Bar exam, the reality of long hours and having to please your partners, et cetera, took hold, and you find it very difficult to find the time to give to others unless you're just working on a job. But one attorney in particular, a mentor of mine -- Andrew Winer -- and a number of others have set an example of what it means to really give, and that is something that I have learned to take into heart that it is important for us to provide legal services to all who need legal services.

"That's why I want to thank Hawaii Lawyers Care for the fine example they have given to us who are just beginning as professionals."

The motion was put to vote by the Chair and carried, and H.R. No. 210 was adopted, with Representatives Arakaki, Kanoho, Kawakami and Morita being excused.

At 12:46 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:56 o'clock p.m., Representative Marumoto was permitted a late introduction and she noted the presence (in absentia) of two former members of the House: Ambrose Rosehill and Marvin Dang. They were present earlier for recognizing and honoring Hawaii Lawyers Care.

STANDING COMMITTEE REPORTS

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1186) recommending that S.B. No. 1309, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1309, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1187) recommending that S.B. No. 941, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 941, SD 1, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

Representatives McDermott, Marumoto, Ward, Thielen, Pendleton, Fox, Meyer, Moses, Aiona, Halford and Whalen, respectively, rose and asked that no votes be recorded for them, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 941, SD 1, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE VII OF THE CONSTITUTION OF THE STATE OF HAWAII, TO ESTABLISH A BUDGET STABILIZATION FUND," passed Second Reading and was referred to the Committee on Finance with Representatives Aiona, Fox, Halford, Marumoto, McDermott, Meyer, Moses, Pendleton, Thielen, Ward and Whalen voting no, and Representatives Arakaki, Goodenow, Kanohe, Kawakami and Say being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1188) recommending that S.B. No. 286, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 286, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

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

"Basically, the truth-in-sentencing bill that is before us amends the Senate bill that provided that truth-in-sentencing apply to all felons is limited to violent felons.

"We've got some strong feeling in the community that those who commit property crimes on a repeated basis should spend time in prison and for that reason, with reservations."

Representative Pendleton then rose to speak in support of the bill, stating:

"Mr. Speaker, I support this bill and voted in favor of it -- this is Standing Committee Report 1188, Senate Bill No. 286, SD 2, HD 1 -- however, I do have some concerns, concerns that at this time don't rise to the level of voting with reservations, but just some concerns about House Draft 1.

"Mr. Speaker, I am a member of the Judiciary Committee, sat in on the hearing, heard all of the testimony, and Stand. Com. Rep. 1188 correctly states that we received testimony in support from the Mayor of the City and County of Honolulu, the Attorney General, the Prosecutors and Police Chiefs of the City and County of Honolulu and the Counties of Hawaii, Kauai, and Maui, as well as the Department of Public Safety.

"The testimony in support, however, was for the Senate Draft 2, not what resulted in House Draft 1, Mr. Speaker. House Draft 1 changed the bill to limit truth-in-sentencing only to violent felons and I am in favor of truth-in-sentencing for violent felons, Mr. Speaker, but in speaking afterwards with Prosecutor Peter Carlisle, Michael Soong, Kurt Spohn of the AG's Office, and a number of police officers and people involved in the community, I learned that they would have preferred the Senate draft which didn't limit truth-in-sentencing only to violent criminals. And this is the reason, Mr. Speaker,

we have a situation where people are learning, as they start early on in their criminal careers when they are doing things that are nonviolent, perhaps stealing cars, breaking into homes when no one is there, burglarizing homes, they learn that there are few, if any, consequences, for their acts. And the concern that Peter Carlisle expressed to me, Mr. Speaker, was that. . .

At this point, Representative M. Oshiro rose on a point of order and said:

"I believe that the speaker's remarks should be limited to the scope of what is contained in the bill and the Standing Committee Report."

Chair: "Representative, will you please stick to what's in the report."

Representative Pendleton continued, saying:

"Mr. Speaker, the concern of the Law Enforcement Coalition is that if we do not have truth-in-sentencing apply to nonviolent criminals but only to violent criminals, that today's car thefts, today's burglars, are tomorrow's murderers, that in order to stop that trajectory, to stem the tide, to stop that, we need to treat them early on in their criminal careers, that there are sentences, that you have to be accountable for your actions, rather than teaching them after they learned at the nonviolent criminal level that there are any consequences until they commit that murder, or rape, or violent crime.

"And so this bill is good in a sense that it gets tough on violent criminals but the concerns I have are things that I learned from the Law Enforcement Coalition, and I hope that we continue to look at this. I understand that some people have concerns about prison space, et cetera, but those things are conceptually and practically separate from this bill.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, I spend a lot of sleepless nights thinking about crime, thinking about the criminals who commit violent and nonviolent crimes, and you know the nonviolent property crimes can be perplexing and even more annoying and dangerous than the violent crimes. I know that, Mr. Speaker. I know that. There are lots of facts, we got lots of people, we got the Mayor, everybody. But let me tell you, I wish I had a crystal ball. I wish I had a magic wand, and I wish that I could say to that magic wand: you shall build for me not only the 700 beds for this year's CIP, but you shall build for me, starting tomorrow, another 1500 beds for men and another 500 beds for women and I don't care if it costs over three hundred/four hundred million dollars, and you need to build another thousand beds in addition to that by 2004. I want all of that, and with all of that we can put everyone in prison, we can keep the streets safer than they are now, and we accomplish what all these people want. I know that, Mr. Speaker. I don't have a magic wand, I don't have a crystal ball, and I am not here to take stands that are necessarily popular but unrealistic. I'm not going to do that.

"My job as the Judiciary Chair was to ensure that when we passed an initial truth-in-sentencing law which required each inmate convicted to spend 85 percent of its sentences. The federal law never set law. None of the testifiers even referred to the federal law. Why are we killing the law -- our State law? Because we wanted to ensure that it conforms at the very least to the federal

law. And the federal law says very clearly: violent offense, not all felons -- violent felons. I'd love all felons to go to prison as long as we can keep them there, as long as they need rehabilitation, but I'm not going to stand here and tell you what is popular and yet know that realistically we, as legislators, although we want to, may not be able to deliver the bacon and I am tired of fooling the public any more and giving them perceptions that we're not or may not be able to deliver. I cannot in good faith do that, Mr. Speaker. You can have everyone here standing and say: we want all the felons in there for 85 percent. I do, too. Is that realistically possible under our current fiscal situation? And if we cannot, then I at least want the ones who are dangerous according to the law -- the violent ones. Why do you think the federal truth-in-sentencing law required violent ones first? Because they are the ones that commit the rapes, and the robberies, and the murders. That's the people you want to make sure are in prison first. And, if you keep putting everyone in there, then what? The violent ones go out and the next thing you know, the ACLU will be on us again with another lawsuit and the federal government would take over our prisons, and we won't have any control at the State, as to who goes in and who comes out. Is that what we want? Is that what responsibility is all about?

"Mr. Speaker, I don't like crime; I hate crime, I hate criminals, but I am not about to jeopardize this State in making promises that we may not be able to keep, as we've done in other situations that we live to regret.

"Thank you, Mr. Speaker."

Representative Garcia then rose and stated:

"Mr. Speaker, I also rise in support of this measure and just to echo most of the words said by our distinguished Chairman of the Judiciary Committee.

"As your Chairman of the Public Safety Committee, Mr. Speaker, with jurisdiction over the public safety system, I also am concerned about the . . . maybe not so much about the measures that we are contemplating, but the rhetoric that goes with these measures.

"I also have to deal with the overcrowded prison situation and I know that this Legislature is considering any number of measures to ease the situation irrespective of the consent decree that has been extended until June. But when we talk about trying to incarcerate most of our felons in prison, we have to also consider other alternatives to incarceration. It's not enough to just lock people up and throw away the key. I understand that we need to keep our streets safe, our property free from those who'd want to take it far away from us, but this matter of locking people up as a way to placate the public sentiment, has to also be weighed against the cost of putting people away and that cost is running away from us, Mr. Speaker.

"Your Judiciary Chairman is correct when he says that building the new free-standing facility for both men and women will cost in the hundreds of millions of dollars, and that was an estimate that was put out by a former Public Safety Director. And we simply do not have the money at the moment and for the foreseeable future to lock people up and so I would ask my colleagues, as we consider these get-tough measures and we listen to the rhetoric of locking people up, that we also consider alternatives to incarceration as well. Boot camps, furlough programs, work release programs and the programs that would also deal with trying to make sure these people who are sent to the Public Safety Director, also be given an opportunity to turn their lives around through drug rehabilitation and the like.

"I feel that with these kinds of measures that perhaps we may not see the repeat offenders plaguing our system. And also, we should consider any alternative measures working with our youth, our children, so that they can also be taught early on that crime is not the path that they should follow and that I don't have to deal with them or judges or the police will have to deal with them later on, and taxpayers also.

"Thank you very much."

Representative Kawanakoa then rose to speak in support of the measure with some reservations, stating:

"I think my colleague from Maunawili aptly outlined the concerns that I have, but I did want to mention that there were some other statements with regard to alternatives, and I agree. That is where we should be looking -- to other alternatives, because the message that we send by allowing our nonviolent felons to walk free on the streets only tends to encourage more of that action. And currently today, as has been stated in the media -- maybe this is rhetoric, maybe it's not -- but I understand we have the second highest property crime rate in the nation. We need to address this issue and we can't continuously turn away under the, I guess, excuse of not having the resources to lock someone up in a traditional penitentiary. I think there are alternatives that we could avail ourselves of, that would otherwise enable us to use the 85 percent truth-in-sentencing with regard to nonviolent crimes also. For that reason, I have reservations about not including the nonviolent criminals along in with the 85 percent."

Representative Thielen then rose to speak in support of the bill with reservations, stating:

"My colleagues on the right side of the chamber have very aptly phrased my concerns. . . this is your right side, Mr. Speaker, not the body's right side.

"I am really concerned about the message that we are sending when we're talking about truth-in-sentencing. The Prosecutor described one case where a person who committed a violent crime -- a murder of an elderly citizen in our State -- started out with property crimes. He never was caught as he moved along this system to the more violent crimes. He never was taught that there is a consequence for your criminal actions.

"I know the Chair of the Judiciary has said that the federal law doesn't mandate truth-in-sentencing for all criminals, but since when have we been dictated to by the federal government as to the scope of our law enforcement laws. The citizens do say: we want truth-in-sentencing for all criminals. That's not rhetoric. The citizens are saying that loud and clear, our residents are saying that. They are saying: keep criminals out of our homes, keep criminals out of our cars.

"We had the ability to have more prison space, Mr. Speaker. Everyone here knows that. We just didn't have the leadership or the will to do it.

"Thank you."

The Chair stated:

"I wish to remind the members that this bill is going to the Committee on Finance and will be back here for further debate, so please limit your discussion and make it very short before I call for the question on this item."

Representative Meyer then rose to speak in support of the measure with a few reservations, stating:

"I don't have to repeat my colleagues but I am concerned about the nonviolent felons getting away with crime. The lack of punishment or the limited punishment is what guarantees that they believe that crime does pay and they continue to do what they do.

"Although the Chair of Public Safety felt that we simply cannot afford the cost of the prison space that we need, we must not forget that the cost of crime and that cost is certainly as much as the cost of prisons, far more, not to mention the mental anguish that these crimes create.

"Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 286, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF CRIMINAL DEFENDANTS," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1189) recommending that S.B. No. 1628, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor and Public Employment.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 1628, SD 2, HD 1, pass Second Reading and be referred to the Committee on Labor and Public Employment, seconded by Representative M. Oshiro.

Representative McDermott rose and requested that a no vote be recorded for him, and the Chair "so ordered."

Representative Moses then rose to speak in support of the bill with reservations, stating:

"I am in favor of the current version of this bill, Mr. Speaker, but I am concerned that as it moves along it may be changed again.

"At the beginning of the process on this bill, I was opposed to it, and what this bill does, very briefly, is the Department of Education continues to seek viable solutions to address its recruitment needs and teacher shortages in areas such as special education, mathematics, science, industrial arts and Hawaiian immersion and it goes on and it talks about also English teachers. We have a shortage and so to address the shortage, and as I just read, the bill talks about recruitment needs. Instead of recruiting new teachers, we are looking at rehiring retired teachers. And that is fine and well as far as I am concerned. But I think we also need to address why do we have a shortage in the first place? Why do we have a recruitment problem and a retention problem?

"In this case, the State, in its wisdom, decided to allow early retirement to teachers. Now we need them back. They have already earned retirement and we owe it to them, and they are going to get their retirement pay. And now we need them back and we want to pay them at a reduced wage not in the current version of the bill, but that has come up in discussion, and it was in early versions, that we could pay them less. . .

At this point, Representative M. Oshiro rose on a point of order and stated:

"I would ask that the current speaker be reminded to speak to the current bill before us."

The Chair added:

"Please stick to the current bill or we are going to strike all other references from the record. Please proceed."

Representative Moses thanked the Chair and continued, saying:

"Again, my concern with the current bill is that as it moves through the process, it will be amended. The point is: these teachers have earned their pay, we owe them the pay, and if they come back to work, they should be paid based on their numbers of years of service and their expertise and that is what I am trying to ensure here. If the State does not consider it a bargain to bring these teachers back, then we shouldn't bring them back.

"Thank you, Mr. Speaker."

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

"The whole idea of the early retirement was to save the State money and to encourage people to take that and we would decrease the size of the government payroll. It still is not totally clear to me whether we did save any money or how much we lost, but because these people elected to take the early retirement, they in fact got a bonus. I don't believe that they should now change their minds and come back. There are lots of teachers out there -- on the mainland as well as here -- and there may be a little shortage here but we need to solve that at the University of Hawaii with the training, but there are teachers. And with the present financial status of the State, this is something I don't think we can afford.

"Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1628, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Labor and Public Employment with Representatives McDermott and Meyer voting no, and Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1190) recommending that S.B. No. 45, SD 1, pass Second Reading and be referred to the Committee on Water and Land Use.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 45, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Second Reading and was referred to the Committee on Water and Land Use with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Morihara, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1191) recommending that S.B. No. 1636, SD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1636, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EAST WEST CENTER," passed Second Reading and was referred to the Committee on Finance with Representatives

Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1192) recommending that S.B. No. 193 pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 193, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLE INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1193) recommending that S.B. No. 298, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 298, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNAUTHORIZED CONTROL OF A PROPELLED VEHICLE," passed Second Reading and was referred to the Committee on Judiciary with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1194) recommending that S.B. No. 300, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 300, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF VEHICLES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1195) recommending that S.B. No. 382, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 382, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING," passed Second Reading and was referred to the Committee on Judiciary with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1196) recommending that S.B. No. 991, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 991, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary with

Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1197) recommending that S.B. No. 1197, SD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1197, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVERS' LICENSES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1198) recommending that S.B. No. 1619, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1619, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR DISABLED PERSONS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1199) recommending that S.B. No. 1621, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1621, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE LANES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1200) recommending that S.B. No. 1668, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1668, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ON-STREET PARKING STALLS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1201) recommending that S.B. No. 870, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 870, SD 2, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative M. Oshiro.

Representative McDermott rose and requested the Clerk to record a no vote for him, and the Chair "so ordered."

Representative Kahikina then rose and requested a no vote be recorded for him, and the Chair "so ordered."

Representative Meyer then rose and requested a no vote be recorded for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 870, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PICKUP TRUCKS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Kahikina, McDermott and Meyer voting no, and Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Morihara, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1202) recommending that S.B. No. 388, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committees on Consumer Protection and Commerce and Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 388, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEGREE GRANTING INSTITUTIONS," passed Second Reading and was referred to the Committees on Consumer Protection and Commerce and Judiciary with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1203) recommending that S.B. No. 835, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 835, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIANS," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1204) recommending that S.B. No. 1170, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1170, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was referred to the Committee on Judiciary with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1205) recommending that S.B. No. 1560, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committees on Consumer Protection and Commerce and Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1560, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS," passed Second Reading and was referred to the Committees on Consumer

Protection and Commerce and Judiciary with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1206) recommending that S.B. No. 1562, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1562, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1207) recommending that S.B. No. 927, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 927, SD 1, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

Representative Moses rose to speak against the bill, stating:

"Mr. Speaker, this is a tax increase. I agree with a portion of the bill which has to deal with tax exempt stamps being placed on cigarettes that are sold in such places like military facilities which are not taxed. However, I disagree with a tax increase of about 66-2/3 percent on any item, regardless of anybody's opinion of whether it's socially good or evil. A tax is a tax, and I vote no. Thank you."

Representative McDermott then rose in opposition to the bill and requested a no vote be recorded for him, and the Chair "so ordered."

Representative Meyer then rose and requested the Clerk to register a no vote for her, and the Chair "so ordered."

Representative Kawanakoa then rose and requested a no vote be recorded for him, and the Chair "so ordered."

Representative Aiona then rose and requested a no vote be recorded for him, and the Chair "so ordered."

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

"Mr. Speaker, I look at this as a health issue, not a tax. And I look at the newspaper articles that are showing that cigarettes are addictive; I look at the makers of cigarettes in their ads that prey upon people to pick up that habit, and I feel that it is very definitely a health issue.

"I also think that there is some data that shows that when the price is increased, there may be fewer people that end up getting addicted to cigarettes.

"Thank you."

Representative Santiago then rose and stated:

"Just to echo the previous speaker, there was overwhelming testimony in the Committee that showed an alarming rise in the number of teenagers and youth who

are smoking. And just about every testifier who came before us indicated and pointed to the statistics that show that an increase in the price would discourage these young kids from smoking.

"So it is with absolutely no hesitation and with every amount of support that this Chair recommends that this bill pass on to the Finance Committee where some of the fiscal implications can be looked at. But from a health perspective, there was absolutely no hesitation. "Thank you."

Representative Stegmaier then rose and stated:

"To be consistent on these measures, Mr. Speaker, I rise to speak in opposition to this measure.

"Just to say that from my perspective, this is primarily a tax measure. There are other states that have taxed tobacco for educational purposes. Unfortunately, in those states, the smoking incidence among teenagers has risen and has not been reduced as a result of those educational programs. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 927, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance with Representatives Aiona, Kawanakoa, Mcdermott, Meyer, Moses and Stegmaier voting no, and Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1208) recommending that S.B. No. 251, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 251, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1209) recommending that S.B. No. 984, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 984, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1210) recommending that S.B. No. 1794, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1794, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SANITATION PERMITS," passed Second Reading and was referred to the Committee on Finance with

Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Kanoho, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1211) recommending that S.B. No. 1919, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1919, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATURE," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1212) recommending that S.B. No. 1385 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1385, entitled: "A BILL FOR AN ACT RELATING TO STATE WAR MEMORIALS AND VETERANS' CEMETERIES," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1213) recommending that S.B. No. 1493, SD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1493, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY COMPANIES," passed Second Reading and was placed on the calendar for Third Reading with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1214) recommending that S.B. No. 305, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 305, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," passed Second Reading and was placed on the calendar for Third Reading with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1215) recommending that S.B. No. 333, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 333, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," passed Second Reading and was placed on the calendar for Third Reading with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1216) recommending that S.B. No. 959, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 959, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PRUDENT INVESTOR ACT," passed Second Reading and was placed on the calendar for Third Reading with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1217) recommending that S.B. No. 1279, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1279, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," passed Second Reading and was placed on the calendar for Third Reading with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1218) recommending that S.B. No. 823, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 823, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Second Reading and was placed on the calendar for Third Reading with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1219) recommending that S.B. No. 5, SD 2, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 5, SD 2, HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Thielen rose and requested the Clerk to record an aye with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 5, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTORSPORTS INSURANCE," passed Second Reading and was placed on the calendar for Third Reading with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1220) recommending that S.B. No. 285, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 285, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COURTS," passed Second Reading and was placed on the calendar for Third Reading with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1221) recommending that H.C.R. No. 197 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 197, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AND FINANCIAL AUDIT OF THE CORRECTIONAL INDUSTRIES PROGRAM," was referred to the Committee on Finance with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1222) recommending that H.C.R. No. 17, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 17, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COMMISSION ON PERSONS WITH DISABILITIES TO STUDY WAYS TO INCREASE ACCESSIBILITY TO PUBLIC BUILDINGS AND FACILITIES FOR PERSONS WITH DISABILITIES," was referred to the Committee on Finance with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

Representative Arakaki, for the Committee on RCR2, presented a report (Stand. Com. Rep. No. 1223) recommending that H.R. No. 18, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 18, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE COMMISSION ON PERSONS WITH DISABILITIES TO STUDY WAYS TO INCREASE ACCESSIBILITY TO PUBLIC BUILDINGS AND FACILITIES FOR PERSONS WITH DISABILITIES," was referred to the Committee on Finance with Representatives Arakaki, Goodenow, Kanoho, Kawakami and Say being excused.

ANNOUNCEMENTS

Representative Cachola rose and stated:

"Mr. Speaker, I have a trophy to present to you. This perpetual trophy right next to you is courtesy of the Bank of Hawaii. This is the trophy that we have to defend this month, but before I present that to you, Mr. Speaker, let me just acknowledge the presence of Alex Jamile, Vice President of Government Affairs at Bank of Hawaii, and Gil Tam, Senior VP for Marketing Services. He was very instrumental in presenting us this trophy," and asked Mr. Jamile and Mr. Tam to stand to be recognized.

"Mr. Speaker, the trophy is a well-earned trophy. Last year we played the Senate in a golf challenge, and I would just like to recognize the members of your golf team: Brian Yamane, Nestor Garcia, Bob Nakasone,

Bob Herkes, Ezra Kanofo, Mike White, David Morihara; from the Minority Rep. Quentin Kawanakoa; and of course, yours truly. We lost one member of the golf team, and that's Billy Swain. However, Mr. Speaker, let me just say that I'm stepping down as captain of your golf team. The reason is that I want to appease a friend on the Senate side. Every time we meet, he gets too agitated and I have to back off. I am going to present to you our new captain, Representative Bob Herkes, and I will be the honorary captain for your golf team. At this time, I will give the floor to our new captain and he will make an announcement as to when we will play, and then we will present the trophy to you."

Representative Herkes rose and stated:

"The former captain must sense a loss coming up and he wants to absolve himself of any responsibility or blame. But he also neglected to mention one other member of the Minority that is not with us, and she is Eve Anderson who is an excellent golfer and will be sorely missed.

"We are still in conference with the Senate over the date, time, rules, everything else concerning the tournament, and my chairman over here is being an invaluable asset to me. But we look forward to playing on March 31st, after session, and we certainly hope that we can retain the ownership of this beautiful trophy presented by our friends at Bank of Hawaii."

At this time, Representatives Herkes, Kawanakoa and Cachola presented the trophy to the Speaker.

The Chair responded:

"Thank you very much. It's a very impressive trophy for the House. Let's hope that we can keep it. It's kind of rare that we win any trophies at all, and let's hope we set the trend."

Representative Case: Due to the, shall I say, loquaciousness of my esteemed colleagues, the Committee on Hawaiian Affairs' hearing scheduled for 1:30 will be postponed to 2:00 o'clock, to allow for further consideration by my colleagues and possible further announcements. It's in Conference Room 309 at 2:00 for decision making."

Representative Takamine then rose and requested waiver of the 48-hour hearing notice requirement to hear Senate Bill 45, SD 1, tomorrow morning at 9:00 a.m. in Conference Room 312, and the Chair "so ordered."

Representative Menor then rose and requested waiver of the 48-hour hearing notice requirement to hear Senate Bill 1557 tomorrow at 1:30 p.m. in Conference Room 325, and the Chair "so ordered."

Representative Tom then rose and requested waiver of the 48-hour hearing notice requirement to hear Senate Bill 717, SD 2, tomorrow at 2:00 p.m. in Conference Room 325, and the Chair "so ordered."

Representative Okamura: "There will be a Majority caucus immediately following session in the Caucus Room. It won't last longer than half an hour, and this is to give an update on various pieces of legislation to the members."

Representative Ward: "There will be a Minority caucus tomorrow evening at 7:30 p.m."

At 1:31 o'clock p.m., on motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the House of Representatives adjourned until 8:00 o'clock p.m. tomorrow, Friday, March 21, 1997. (Representatives Arakaki, Goodenow, Kanofo, Kawakami and Say were excused.)

ADJOURNMENT

THIRTY-EIGHTH DAY

Friday, March 21, 1997

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 8:12 o'clock p.m., with the Vice Speaker presiding.

The invocation was delivered partly by song by Representative Kanoho, after which the Roll was called showing all members present with the exception of Representatives Ahu Isa, Menor, Souki and Takumi, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 169 through 171) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 169, transmitting The Executive Budget request for FB 1998-99 (House Bill No. 350, House Draft 1) appropriates funds for the Executive Office on Aging in the Department of Human Services. Requesting that the positions and funds for the Executive Office on Aging for FB 1998-99 be moved from the Department of Human Services to the Department of Health.

Gov. Msg. No. 170, transmitting copies of the following: Report to the Nineteenth Legislature, State of Hawaii, 1997, pursuant to Section 329-3, Hawaii Revised Statutes, Requiring a Report by the Hawaii Advisory Commission on Drug Abuse and Controlled Substances (HACDACS).

Gov. Msg. No. 171, transmitting copies of the following: Report to the Nineteenth Legislature, State of Hawaii, 1997, on Act 189, SLH 1995, Requesting the Department of Health to Submit Annual Reports to the Legislature Describing the Status of the Plan to Provide Services in the Community and to Ensure that the Transition of Waimano Training School and Hospital Residents to the Community will be Client-Centered, Taking into Consideration the Health, Safety, and Happiness of the Residents and the Concerns of Their Families.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 392 through 395) were received and announced by the Clerk and were placed on file.

Sen. Com. No. 392 returning H.B. No. 1635, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," which passed Third Reading in the Senate on March 21, 1997.

Sen. Com. No. 393 returning H.B. No. 1886, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS," which passed Third Reading in the Senate on March 21, 1997.

Sen. Com. No. 394 returning H.B. No. 1891, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS LICENSE RENEWAL," which passed Third Reading in the Senate on March 21, 1997.

Sen. Com. No. 395 returning H.B. No. 1897, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS," which passed Third Reading in the Senate on March 21, 1997.

At 8:17 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

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

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following Senate Bills were re-referred to committee by the Speaker:

<u>S.B.</u> <u>Nos.</u>	<u>Re-referred to:</u>
14	Committee on Judiciary
824	Committee on Human Services and Housing, then to the Committee on Finance
263	Committee on Health, then to the Committee on Consumer Protection and Commerce
1589	Committee on Health, then to the Committee on Judiciary
1628	Committee on Education, then to the Committee on Finance

The following resolutions and concurrent resolutions were re-referred to committee by the Speaker:

<u>H.R.</u> <u>Nos.</u>	<u>Re-referred to:</u>
32	Committee on Health, then to the Committee on Education
88	Committee on Judiciary, then to the Committee on Legislative Management
178	Committee on Education, then to the Committee on Finance
201	Committee on Judiciary, then to the Committee on Finance

<u>H.C.R.</u> <u>Nos.</u>	<u>Re-referred to:</u>
33	Committee on Health, then to the Committee on Education
71	Committee on Economic Development and Business Concerns, then to the Committee on Finance
138	Committee on Judiciary, then to the Committee on Legislative Management
145	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance

- 251 Committee on Education, then to the Committee on Finance
- 284 Committee on Judiciary, then to the Committee on Finance

STANDING COMMITTEE REPORTS

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1224) recommending that S.B. No. 1351, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1351, SD1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL BENEFITS," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Takamine, for the Committee on Water and Land Use, presented a report (Stand. Com. Rep. No. 1225) recommending that S.B. No. 248, SD 1, be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 248, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was referred to the Committee on Judiciary with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Takamine, for the Committee on Water and Land Use, presented a report (Stand. Com. Rep. No. 1226) recommending that S.B. No. 1016, HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1016, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1227) recommending that S.B. No. 846, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committees on Consumer Protection and Commerce and Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 846, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committees on Consumer Protection and Commerce and Judiciary with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1228) recommending that S.B. No. 1588, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1588, SD 1, HD 1,

entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was referred to the Committee on Judiciary with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1229) recommending that S.B. No. 1363, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1363, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1230) recommending that S.B. No. 1561, SD 2, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1561, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1231) recommending that S.B. No. 1472, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 1472, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

Representative McDermott rose and requested the Clerk to record a no vote for him, and the Chair "so ordered."

Representative Thielen then rose and asked if she could cast a group no vote on Second Reading, stating:

"All Minority members, with the exception of Representative Marumoto and Representative Aiona, vote no on Second Reading on this bill," and the Chair "so ordered."

Representative Marumoto then rose and stated:

"Mr. Speaker, I am voting with reservations on Stand. Com. Rep. 1231, and I would like to see the counties receive their full funding, much more than the 1994 cap that has been placed on them. But we'll look at the bill further in the Finance Committee. Thank you."

Representative Tarnas then rose and requested an aye with reservations, and the Chair "so ordered."

Representative Aiona then rose and requested an aye with reservations, and the Chair "so ordered."

Representative Morita then rose and requested an aye with reservations, and the Chair "so ordered."

Representative Kawakami then rose and requested an aye with reservations, and the Chair "so ordered."

Representative Kanoho then rose and requested an aye with reservations, and the Chair "so ordered."

Representative Kawanakoa submitted the following comments to be inserted into the Journal, as approved:

"Mr. Speaker, I rise in opposition to Senate Bill 1472, House Draft 1. The convention center should not be funded on the back of the counties. We have made a commitment to the counties to share the transient accommodations tax. To take that away now, when we are all suffering from revenue shortfalls cannot be justified."

Representative Pendleton submitted the following comments to be inserted into the Journal, as approved:

Mr. Speaker, I am opposed to S.B. 1472 because the changes to the distribution formula of the transient accommodations tax this bill proposes are unfair toward the counties.

"Mr. Speaker, as I review the Senate's committee report, I see that elected officials from the various counties -- Kauai, Maui, City and County of Honolulu -- testified in opposition. It is very rare that we have such a diverse group of politicians agree on anything, and so when they come before us presenting a united front on a given issue, it is clear that I should pay attention and be sensitive to their concerns.

"Mr. Speaker, I spoke against a House Bill on this same subject matter. And my opposition regarding this bill is based on the same reasoning I provided earlier on that bill.

"I do not want to see us harm the counties or make it unfairly difficult for them to operate. If cuts need to be made, then we at the State level need to address the situation in a forthright manner, rather than seeking to quietly increase the burden of the counties. My constituents are also residents of the City and County of Honolulu. How can I make their lives more difficult as property taxpayers and then seek credit for not doing anything at the State level to adversely impact them?

"What we are doing with S.B. 1472 is harmful to counties and, by extension, harmful to resident of counties. I will not support it and will, accordingly, vote 'no' on Senate Bill 1472.

"I thank you, Mr. Speaker, for permitting me to set forth my reasons for opposing this measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1472, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Fox, Halford, Kawanakoa, McDermott, Meyer, Moses, Pendleton, Thielen, Ward and Whalen voting no and Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1232) recommending that S.B. No. 1806, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1806, SD 2, HD 1,

entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SPORTS TOURISM DEVELOPMENT, PROMOTION, AND MARKETING," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1233) recommending that S.B. No. 1891, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1891, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yonamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 1234) recommending that S.B. No. 1504, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1504, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE RATE REGULATION," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yonamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 1235) recommending that S.B. No. 202, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 202, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS BONUS," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yonamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 1236) recommending that S.B. No. 262, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 262, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yonamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 1237) recommending that S.B. No. 1653, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1653, entitled: "A BILL FOR AN ACT RELATING TO LEAVE SHARING,"

passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yonamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 1238) recommending that S.B. No. 1302, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1302, SD 2, HD1, entitled: "A BILL FOR AN ACT RELATING TO CONSOLIDATING EMPLOYMENT AND TRAINING ADVISORY BODIES INTO A WORKFORCE DEVELOPMENT COUNCIL," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yonamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 1239) recommending that S.B. No. 406, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 406, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representatives Yonamine and Menor, for the Committees on Labor and Public Employment and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 1240) recommending that S.B. No. 1506, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and S.B. No. 1506, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYERS' MUTUAL INSURANCE COMPANY," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1241) recommending that S.B. No. 412, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 412, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE FINANCING," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representatives Arakaki and Santiago for the Committees on Human Services and Housing and Health, presented a joint report (Stand. Com. Rep. No. 1242) recommending that S.B. No. 1879, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and S.B. No. 1879, SD 2,

HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representatives Herkes and Jones, for the Committees on Economic Development and Business Concerns and Agriculture, presented a joint report (Stand. Com. Rep. No. 1243) recommending that S.B. No. 37, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and S.B. No. 37, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Takai, for the Committee on Culture and the Arts, presented a report (Stand. Com. Rep. No. 1244) recommending that S.B. No. 426, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 426, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CULTURE," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1245) recommending that S.B. No. 1624, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1624, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1246) recommending that S.B. No. 1117, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1117, SD 1, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1247) recommending that S.B. No. 1925, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1925, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO

WORKERS' COMPENSATION INSURANCE RATES," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1248) recommending that S.B. No. 1954, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1954, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UTILITY TRANSMISSION LINES," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representatives Menor and Tom, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 1249) recommending that S.B. No. 1535, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and S.B. No. 1535, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INSURANCE CODE," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representatives Menor and Tom, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 1250) recommending that S.B. No. 1486, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and S.B. No. 1486, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE RATE REGULATION," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representatives Menor and Tom, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 1251) recommending that S.B. No. 1032, SD 2, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and S.B. No. 1032, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS," was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representatives Morihara and Stegmaier, for the Committees on Higher Education and Education, presented a joint report (Stand. Com. Rep. No. 1252) recommending that S.B. No. 1718, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and S.B. No. 1718, HD 1,

entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1253) recommending that S.B. No. 447, SD 1, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 447, SD 1, HD 2, pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

Representative Moses rose to cast a "with reservations" on the bill (the Chair "so ordered"), saying:

"This is the roadside herbicide bill which I have spoken on the floor about before. The problem remaining with the bill is we still have no way to actually measure results. We are talking about numbers of miles of roads using herbicide, and a much better way would be to look at actual results: workers' claims, injuries, that sort of thing. Because there is no other way to measure how much herbicide you're using because concentrations differ and, therefore, numbers of roads or numbers of pounds don't give us any meaningful results. Thank you."

Representative Meyer then rose and requested an aye with reservations (the Chair "so ordered"), saying:

"The biggest problem I have with this is that there's no real proof that herbicides are a risk to anyone. Mandating that the counties and the State move towards this integrated vegetation management and minimize the use of herbicides more than likely will raise costs, and that's of concern to me.

"Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 447, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ROADSIDE HERBICIDE USE," was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1254) recommending that S.B. No. 1160, SD 1, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1160, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1255) recommending that S.B. No. 632, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 632, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC ENFORCEMENT," passed Second Reading and was referred to the Committee on Judiciary with

Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1256) recommending that S.B. No. 135, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 135, SD 1, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce, seconded by Representative M. Oshiro.

Representative Thielen rose and requested the Clerk to record a no vote for her, and the Chair "so ordered."

Representative Case rose and requested an aye vote with reservations be cast for him, and the Chair "so ordered."

Representative Meyer rose and requested a no vote be cast for her, and the Chair "so ordered."

Representative Pendleton rose in opposition to the bill and requested that his remarks be entered into the Journal, and the Chair "so ordered."

Representative Pendleton's remarks are as follows:

"Mr. Speaker, this is a bill for an act relating to optometry. Specifically, this bill will define the practice of optometry to include diagnosis, treatment, and management of eye disease; the use and prescription of topically applied pharmaceutical agents; and the removal of superficial foreign bodies from the eye and eyelids. The bill will also change the effective date of Act 292 of 1996 from July 1, 1999 to July 1, 1997.

"Mr. Speaker, the reason I oppose S.B. 135 is that the bill would greatly change the entire scope of optometric practice. It would further permit the use of prescriptive medications by optometrists who, according to other medical professionals, lack the requisite instruction and training and knowledge to perform these tasks to the extent and with the expertise that other medical professionals can.

"Mr. Speaker, the LRB did an independent study on this very issue in 1994. The study was aptly entitled 'In the Eye of the Beholder.' My reading of this excellent report is that ophthalmologists have far more training in this area than optometrists. Note that on page 89 of said report it is stated that 'the clinical time and responsibilities are much greater for ophthalmology students.' Mr. Speaker, ophthalmology is a medical, that is, M.D., specialty.

"Mr. Speaker the same LRB report found that there was no compelling need to adopt an Optometric TPA law in Hawaii. I am all in favor of providing our residents with options. However, I am also in favor of ensuring our residents the best care possible. The report is from the LRB, not the AMA, and this independent report says that there is no compelling need. Read the report at page 93.

"Mr. Speaker, page 93 addresses cost. The report cautions us as legislators that we might want to 'think twice' about adopting a TPA law if cost is a factor. In other words, this bill will not necessarily save our residents money on eye care. Further, the report hints that employers might have to pay more! This is an important point: we might have higher medical care costs, not lower costs.

"Mr. Speaker, I have met with optometrists. They are wonderful people -- caring, well-educated, articulated, filled with a compassion and caring and aloha found only in Hawaii. I bear them no ill will. I wish the best for them and their profession. They serve an important function in this State and do deliver important eye care services.

"However, Mr. Speaker, I have read the testimony, I have reflected on the remarks of medical professionals, I have spoken with M.D.s, and I have scrutinized very closely the LRB's study which I have mentioned earlier. It seems to me that minds can differ on an issue such as this, but it seems to me that the great weight of the evidence, when studiously reviewed and carefully weighed, the great weight of the evidence is in favor of going slow, being prudent, ensuring the safety of our residents. I am not sure that optometrists have the extent of training M.D.s have in this area. I am not sure that passage of this law in other states has resulted in better eye care.

"For the foregoing reasons, Mr. Speaker, I vote no on S.B. 135 relating to optometry. The issue is not whether you like M.D.s more than optometrists. The issue is what is better for Hawaii and Hawaii's keiki.

"I would urge my colleagues to read the testimony of Dr. Len Howard of the Hawaii Medical Association. His testimony dated March 13, 1997, is available, I am certain, at the office of the Chair of the Health Committee. I found it persuasive. That testimony, along with the referenced LRB study, provides clear and compelling reasons to oppose Senate Bill 135.

"It appears inevitable that this will become the law of the land. However, if the concerns I have raised occur or are realized, I do hope we will reconsider our actions.

"In conclusion, Mr. Speaker, I vote no on Senate bill 135."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 135, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OPTOMETRY," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Meyer, Pendleton and Thielen voting no, and Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1257) recommending that S.B. No. 512, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 512, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONS AND VOCATIONS," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1258) recommending that S.B. No. 1498, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the

Committee was adopted and S.B. No. 1498, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ACUPUNCTURE PRACTITIONERS," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representatives Santiago and Arakaki, for the Committees on Health and Human Services and Housing, presented a joint report (Stand. Com. Rep. No. 1259) recommending that S.B. No. 944, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and S.B. No. 944, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yoshinaga, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1260) recommending that S.B. No. 1575, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1575, entitled: "A BILL FOR AN ACT RELATING TO CITATIONS FOR AIR POLLUTION CONTROL VIOLATIONS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yoshinaga, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1261) recommending that S.B. No. 1581, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1581, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1262) recommending that S.B. No. 26, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 26, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENT AND GUARDIAN RESPONSIBILITY FOR MINOR," passed Second Reading and was referred to the Committee on Judiciary with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1263) recommending that S.B. No. 757, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 757, SD 1, HD 1,

entitled: "A BILL FOR AN ACT RELATING TO STUDENT-CENTERED SCHOOLS," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1264) recommending that S.B. No. 1574, SD 1, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1574, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH," was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1265) recommending that S.B. No. 1631, SD 2, HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1631, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1266) recommending that S.B. No. 1678, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1678, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Takamine, for the Committee on Water and Land Use, presented a report (Stand. Com. Rep. No. 1267) recommending that S.B. No. 45, SD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 45, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yonamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 1268) recommending that S.B. No. 1293, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1293, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN RESOURCES MANAGEMENT IN STATE GOVERNMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yonamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 1269) recommending that S.B. No. 257, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 257, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

Representative Moses rose and requested an aye with reservations, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 257, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1270) recommending that S.B. No. 1359, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1359, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1271) recommending that S.B. No. 138, SD 1, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 138, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE REIMBURSEMENTS OF MENTAL HEALTH AND SUBSTANCE ABUSE BENEFITS FOR ADVANCED PRACTICE REGISTERED NURSES," was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1272) recommending that S.B. No. 656, SD 1, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 656, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH AND ALCOHOL AND DRUG ABUSE TREATMENT INSURANCE BENEFITS," was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1273) recommending that S.B. No. 871, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 871, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1274) recommending that S.B. No. 1740, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1740, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Judiciary with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yonamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 1275) recommending that S.B. No. 727, SD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 727, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1276) recommending that S.B. No. 1109, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1109, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1277) recommending that S.B. No. 1520, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1520, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1278) recommending that S.B. No. 159, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the

Committee was adopted and S.B. No. 159, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN ASSISTANTS," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1279) recommending that S.B. No. 58, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 59, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KINDERGARTENS," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1280) recommending that S.B. No. 860, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 860, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yonamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 1281) recommending that S.B. No. 739, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 739, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1282) recommending that S.B. No. 760, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 760, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS-WITHIN-SCHOOLS," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1283) recommending that S.B. No. 1625, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1625, HD 1, entitled: "A BILL FOR AN ACT RELATING TO

HAWAII STATE PUBLIC LIBRARY SYSTEM," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Morihara, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1284) recommending that S.B. No. 1683, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1683, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE COLLEGE," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1285) recommending that S.B. No. 1742, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1742, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1286) recommending that S.B. No. 1557, SD 1, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1557, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE," was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1287) recommending that S.B. No. 852, SD 1, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 852, SD 1, HD 2, be referred to the Committee on Finance, seconded by Representative M. Oshiro.

Representative Fox rose to cast a yes vote with reservations, stating:

"This bill is an improvement over the previous version that we looked at, in that it taxes the maintenance fee, which means that people deciding whether or not to come to Hawaii will not be hit by the tax. The tax will be there whether or not the unit is occupied and will be paid by the owner.

"On the other hand, this bill misses a major opportunity. The funds collected by this tax should be going into the fund that includes the transient accommodations tax. It should be going into that fund for the purpose of supporting tourism promotion rather than into the general fund. The transient accommodations tax is a possible vehicle for gathering

funds to support that purpose, so a major opportunity was lost by sending these moneys into the general fund."

"Thank you."

Representative Pendleton rose to cast his no vote and requested that his remarks be entered into the Journal, and the Chair "so ordered."

Representative Pendleton's remarks are as follows:

"Mr. Speaker, I oppose S.B. 852 relating to time sharing units accommodation fee because it levies yet another fee on the people of Hawaii.

"Mr. Speaker, the committee reports indicates that timeshare owners have many of the attributes of hotel guests. I would argue that such owners have many of the attributes of home owners. Hence I disagree with this fee.

"We are talking about an important business in this State. Time shares bring in money into this State. They are an incentive which draws people to return time and time again to spend good money in our State.

"The report makes a good point: the annual accommodation fee would be much less burdensome on time share owners than a daily transient occupancy tax. While it is less burdensome, it is still burdensome. I am opposed to this fee and do not see how it will assist in drawing more visitors to our State. Will it boost tourism? Will it grow our economy? I think not. Hence my 'no' vote.

Representative McDermott then rose to register a no vote, and the Chair "so ordered."

Representative Meyer then rose to register a no vote, and the Chair "so ordered."

Representative Kanoho then rose in support of the bill with reservations, and the Chair "so ordered."

Representative Kawakami then rose in support of the bill with reservations, and the Chair "so ordered."

Representative Halford then rose in support of the bill with reservations, and the Chair "so ordered."

Representative Marumoto then rose in support of the bill with reservations, and the Chair "so ordered."

Representative Aiona then rose in support of the bill with reservations, and the Chair "so ordered."

Representative Ward then rose in support of the bill with reservations, and the Chair "so ordered."

Representative Kawanakoa submitted the following comments to be inserted into the Journal as approved:

"Mr. Speaker, I rise in support of Senate Bill 852, Senate Draft 1, House Draft 1 and I would like to register the following reservations: Time share units are not hotels. An owner who loves the islands bought a time share unit so he could visit the location of his dreams for many years to come. Now we're asking the time share to cough up some more money. The owner bought real estate, pays property taxes and annual maintenance fees. This is simply another example of a tax increase."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 852, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," was referred

to the Committee on Finance with Representatives McDermott, Meyer and Pendleton voting no, and Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yoshinaga, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1288) recommending that S.B. No. 373, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 373, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was referred to the Committee on Judiciary with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yoshinaga, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1289) recommending that S.B. No. 1082, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 1082, SD 1, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

Representative Kanoho rose to register an aye with very grave reservations, and the Chair "so ordered."

Representative Tarnas then rose and requested an aye with reservations, and the Chair "so ordered."

Representative Thielen then rose in opposition to the bill, stating:

"The substance of the bill was debated before the House a few weeks ago, but it was in the form of House Bill 2232, HD 1, and it was shown to be unnecessary, excessive, and far too expensive for our economy to shoulder.

"The House Finance Committee showed wisdom and insight by rejecting the substance of that bill, and they amended it instead to ask the Department of Health to determine if there really is an air pollution problem at the Campbell Industrial Park. From a procedural standpoint, that's the way it should happen. We should use our own resources and our own agencies to identify problems for us, and then give us the option to choose the means of solving them.

"Where today we are being asked to reinstate the language that has been rejected by the Finance Committee, I hope that when this bill goes back to the Finance Committee, it will do as it did before, and will encourage the Department of Health Environmental Management Division to look at the matter and get back to the Legislature. Thank you."

Representative McDermott then rose to cast his no vote, and the Chair "so ordered."

Representative Kahikina then rose and asked that an aye with reservations be recorded for him, and the Chair "so ordered."

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

"Just to clarify what the bill provides for. It provides for two things: One is basically the original bill which

was to utilize moneys in the Environmental Response Revolving Fund to clean up oil as well as non-oil releases which is an important measure. The second portion of the bill deals with contents that had been debated before your Energy and Environmental Committee in House Bill No. 2232, HD 1.

"However, what the Committee has done is revised the bill to deal with the objections in terms of cost that had been raised at a prior hearing before this Committee. What the current language does is, provide for a planning tool of twenty years within which time existing facilities at Campbell Industrial Park in Kahe Point had within which to reduce air emissions to a lesser standard that had been proposed in HD 1, and that is RACT (reasonably available control technology). And what that definition does is basically balance economic and technological feasibility.

"Your Committee on Energy and Environmental Protection believes that there is a problem in terms of future planning and development in the Campbell Industrial Park area. To be proactive, what this bill does is give a twenty-year plan of assessment within which it provides a tool for the Department of Health to assess air emissions before it becomes a problem, in terms of a new facility wanting to go in to the Park and developing the area. Currently, under the modeling of air emissions, there is no opportunity for future expansion of a major source within the Campbell Industrial Park area. The air quality was not in contention. This is a proactive measure to deal with very difficult issues in terms of how to plan for future developments with industrial uses and air quality.

"Thank you, Mr. Speaker."

Representative Thielen then rose to respond to the prior speaker, stating:

"On page 5 of the bill, lines 7 and 8, you will see that there is, in fact, a twenty-year period in which the covered sources shall bring their technology up to present standards. The difficulty is that the plain language of the bill means that it's going to come into operation a lot sooner. It says, 'with the first renewal of the initial covered source permit, but in no event later than the year 2017.'

"The practical effect of it is that all of the operations out there that will be covered by this bill will be renewing their permits within at least the next five years. So the bill clicks in a lot faster. It's going to result in costs being passed on to our consumers, and these are unnecessary costs that the consumers will ultimately have to bear. Thank you."

Representative Yoshinaga, in response, stated:

"Briefly, Mr. Speaker, the bill has also been amended to provide for an exemption, and the Chair of the Committee disagrees with the previous speaker's interpretation of the language. The clear language of the bill is that it gives the facilities a twenty-year period within which time to bring their emissions into this new standard which is, as I said, a balanced view.

"However, to provide for exemptions after the twenty-year period that, frankly, upon the first renewal, if a company then is doing all reasonable steps within the twenty-year period to bring itself into the RACT standard, they can then still get an exemption from the Department of Health after the twenty-year period in terms of economic hardship.

"We put in language, in terms of page 5 of the bill, to provide that the standard of compliance, if it produces an economic hardship without equal or greater benefits to the public, that any facility, if they cannot comply at the end of the twenty-year period, will be granted an exemption.

"Thank you, Mr. Speaker."

Representative Meyer then rose and asked the Clerk to cast an aye with reservations for her, and the Chair "so ordered."

Representative Moses then rose and requested an aye with reservations, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1082, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Thielen voting no and Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yoshinaga, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1290) recommending that S.B. No. 1579, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1579, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRINKING WATER," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yoshinaga, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1291) recommending that S.B. No. 1089, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 1089, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

Representative Thielen rose and requested the Clerk to register an aye with serious reservations on this measure, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1089, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERED SPECIES," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Stegmaier, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1292) recommending that S.B. No. 538, SD 3, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 538, SD 3, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

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

"I wanted to emphasize Senate Draft 3, House Draft 1. There's a lot of commentary on this bill, and appropriately so, because the integrity of our collection of books in the State of Hawaii are in our libraries. I believe it is being degraded by our current policy of purchasing books. This bill is going to the Finance Committee, and I hope that they will make the language of the bill stronger than it is.

"I do want to compliment the Committee report itself. I believe it is very well written. It brings a lot of points that I would have brought otherwise, in explaining what the problems are and why the origin of this bill.

"I do want to make one last brief comment regarding the immediate purchase of books -- the local input: that is the local librarians' input into purchasing of books. This draft, as written, asks for the Board of Education to implement as much as possible, local input. This bill was opposed by the Board of Education. I think specifically right there, stronger language would be appropriate. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 538, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LIBRARIES," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1293) recommending that S.B. No. 209 pass Second Reading and be referred to the Committee on Finance.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 209, pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

Representative Fox rose to speak in opposition to the bill, stating:

"This bill would have the Tax Review Commission present us with its recommendations only once a decade rather than once every five years.

"I have found the Tax Review Commission's recommendations, given to the Legislature this year, to have been extremely useful and helpful in thinking about our taxing policy. And I found the recommendations to be realistic and very helpful in having us look at the direction our economy should take. I felt the same thing was true with the Tax Review Commission's recommendations six years ago. I would have, if I could, applauded whoever had the idea of having the Tax Review Commission meet every five years.

"I am very concerned that meeting every ten years rather than every five years will reduce the ability of the state to re-examine its tax policy, and feel that we should all welcome the Review Commission's work and sustain it on a five year basis.

"Thank you, Mr. Speaker."

Representative Pendleton then rose and requested an amendment with reservations on this measure, and asked that his comments be entered into the Journal, and the Chair "so ordered."

Representative Pendleton's remarks are as follows:

"Mr. Speaker, I support S.B. 209, but I do have a few reservations regarding the effects of this bill. First, Mr.

Speaker, permit me to say that this bill will amend the Constitution of the State of Hawaii so that the Tax Review Commission will be appointed every ten years, not every five years as presently specified and required by our Constitution.

"The stated rationale for this amendment is that the present appointments afford inadequate time to prepare a sufficiently comprehensive report and that lengthier period of time would facilitate more sophisticated and detailed reports.

"I do not argue with the rationale. My concern is that in a period such as the present wherein we are experiencing flux and uncertainty with respect to our economic condition. It would seem to me that we need more rather than less information during such times. This is why I have reservations.

"The other rationale for this amendment is that increasing the time between the appointment of each Commission ensures that the Legislature will have more time to fully implement the recommendations of each Commission. This may be correct. I do know that this body has difficulty in expeditiously implementing policy changes. However, again my concern is lack of information.

"It is my hope that we will not find ourselves with insufficient information to make the tax changes necessary to move this economy forward. I am strongly in favor of revisiting our tax code as frequently as possible in order to make corrections in favor of business. We must cut taxes, grow the economy, and energize business. I am not sure that the present amendment will do this.

"Because it is an amendment on which the people will be able to voice their concerns, I support the amendment. I have always stood for the right of the people to decide. More power to the people -- this is a noble concern. And so I will vote for Senate Bill 209. However, Mr. Speaker, I will argue and speak against it when asked by my constituents. It is not a good idea to limit our information.

"I thank you, Mr. Speaker, for the opportunity to share my reservations regarding Senate Bill 209."

Representative Ward then rose in opposition to the measure, stating:

"I think the Chair of Finance is to be commended in that this year he had a subcommittee on taxation, showing that it's a very important measure. If this bill talks about taxation down the line -- ten years instead of five -- it's really missing the point when it's tax insights that we need more than anything, along with government efficiency. And between tax insights and government efficiency, we are going to have that internal stimulus, if you will, that's going to change government as we know it in Hawaii.

"Right now, I think, Mr. Speaker, we are still waiting for that external stimulus from Japan like we've always had, or from the mainland like we've always had. When we're only left to our own devices, what we've got are basically tax policies which these people generate, and we've got government efficiency. And this is an opportunity to keep those tax policies in front of us, at least every five years. In fact, somebody in caucus said, we should have this Tax Review Commission every year to keep us fresh in how we can renew government and make fresh our ways of not overly taxing, but making taxing and government more efficient.

"So, Mr. Speaker, this is a step backwards. It's denying the reality that tax insights have to come as internal stimulus if we are going to get this economy moving. Unfortunately, this is going to push off the screening a bit further and further and further, and I don't think that's a good policy. Thank you."

Representative Moses then rose in opposition to the bill, stating:

"I am the one in the caucus that said that it should be done every year instead of every ten years. Things change too rapidly to allow it to go ten years before we hear the good or the bad news and, therefore, I will vote no on this measure.

"Thank you, Mr. Speaker."

Representative Thielen then rose and requested a no vote, and the Chair "so ordered."

Representative Halford then rose and requested a no vote, and the Chair "so ordered."

Representative Stegmaier then rose and requested an aye with reservations, and the Chair "so ordered."

Representative Meyer then rose and requested a no vote, and the Chair "so ordered."

Representative Case then rose and requested an aye with reservations, and asked that the remarks of the Representative from Waikiki be incorporated into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 209, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 3, OF THE CONSTITUTION, TO PROVIDE FOR THE APPOINTMENT OF A TAX REVIEW COMMISSION EVERY TEN YEARS," passed Second Reading and was referred to the Committee on Finance with Representatives Fox, Halford, Meyer, Moses, Thielen and Ward voting no, and Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1294) recommending that S.B. No. 969, as amended in HD 1, be referred to the Committee on Finance.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 969, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

Representative McDermott rose and asked the Clerk to cast a no vote for him, and the Chair "so ordered."

At 8:46 o'clock p.m., Representative Halford asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 8:48 o'clock p.m.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 969, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance with Representative McDermott voting no and Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1295) recommending that S.B. No. 717, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 717, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENT EDUCATION FOR SEPARATING PARTIES," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1296) recommending that S.B. No. 242, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 242, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1297) recommending that S.B. No. 1264, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1264, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1298) recommending that S.B. No. 1268, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1268, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM INTERSTATE FAMILY SUPPORT ACT," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1299) recommending that S.B. No. 1285, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 1285, SD 1, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

Representative Thielen rose and asked the Clerk to cast a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B.

No. 1285, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLICATION OF NOTICES BY GOVERNMENT AGENCIES," passed Second Reading and was referred to the Committee on Finance with Representative Thielen voting no and Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representatives Tom and Menor, for the Committees on Judiciary and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 1300) recommending that S.B. No. 1266, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and S.B. No. 1266, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yoshinaga, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1301) recommending that S.B. No. 375, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 375, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1302) recommending that S.B. No. 1632, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1632, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1303) recommending that S.B. No. 1874, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 1874, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

Representative Santiago rose and asked the Clerk to register an aye with reservations, stating:

"Mr. Speaker, I think this measure is one of the most important measures that is making its way through the legislative process this year. This is the only vehicle we have left to address the issue of transitioning those individuals who are on welfare now into the work force. The Senate bill attempted to, in addition to enhance work readiness and promote self-sufficiency, it also wanted to look at the creation of new job incentives through government, community organizations and private businesses.

"The testimony we heard was very compelling, that we needed, at some point in time, to find some way to bring private business to the table to assist us in this matter, and I am always reminded of how we move towards this welfare-to-work transition idea. The idea is based upon a very simple concept that is, if you give someone fish today, he will hunger again tomorrow, but if you teach them to fish, they will hunger no more.

"As we contemplate the policies that we pass, we need to look at the far-reaching effects that they will have on the people we're going to be passing them for and who will be affected by them. Therefore, I think government plays a major role in assisting the private businesses and encouraging them to come to the table. Many of the incentives, including tax incentives, did not seem to work. One of the reasons, as people explained, was there simply does not appear to be a belief that we are going to truly follow through with the promises that we are going to make, to ask private businesses to come and work with us in this monumental different way of dealing with welfare.

"So I am hoping that Senate Bill No. 1874 moves through the process, and the reason that I am getting up and speaking on Second Reading which, as you probably know, is very rare for me, is because this is the only vehicle we have left. I would like everybody to think about ways that we are going to enhance this bill and make sure that when we pass policies as far-reaching as this, we look at the whole picture, not just saying to people: you'll no longer receive public welfare; you just have to go to work, and not try to look at the whole prospect of creating the jobs out there for them as well as the many, many other people who are unemployed.

"Thank you, Mr. Speaker."

Representative Stegmaier then rose and stated:

"I rise to speak in support but with reservations as well, just to echo the comments of the previous speaker. And to command to the others -- the Finance Committee as well as the conferees on this measure -- to look very carefully at the Senate product, and to ask as much of the very worthy encouragement that is found in there. Encouragement of the Department of Human Services as well as Labor be considered as the final remnant that we will be voting on at the end of the session. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1874, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WELFARE TO WORK TRANSITION ASSISTANCE," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1304) recommending that S.B. No. 824, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 824, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1305) recommending that S.B. No. 831, SD 2, as amended in

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

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 831, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

Representative Thielen rose to speak with some serious reservations on the bill, "and Mr. Speaker, the comments that I wish to have inserted in the Journal are contained in my dissenting opinion, and if I may have the permission of the Speaker to have those inserted in their entirety into the Journal," and the Chair "so ordered."

Dissenting Report to S.B. 831 SD 2, HD 1:

"I the undersigned dissenting member of the Committee on the Judiciary beg leave to file this dissent to Standing Committee Report No. 1305 in reference to S.B. 831, SD 2, HD 1, RELATING TO CAMPAIGN SPENDING. I agree that there is a need for further campaign spending reform to ensure the integrity of the election process and preserve the public's trust. Although the purported purpose of this bill is to further amend the campaign spending laws to prevent the actuality or appearance of corruption, S.B. 831, SD 2, HD 1, in reality, does just the opposite. HD 1 fosters abuse by:

1. removing the current restriction on the number of 'big ticket' fundraisers, over \$25 per person, that may be held prior to the election;
2. failing to eliminate the loophole with respect to loans to candidates; and
3. requiring the Campaign Spending Commission to render an opinion within 30 days of a request or face having it deemed that an advisory opinion was rendered to the effect that no campaign spending law was violated.

REMOVAL OF LIMITATIONS ON FUNDRAISERS

"According to the United States Supreme Court case of Buckley v. Valeo, there is a compelling governmental interest in limiting campaign contributions. In the words of the Executive Director of the Campaign Spending Commission, Robert Y. Watada, citing Buckley, the desire 'to mute the voices of affluent persons and groups in the election process and thereby to equalize the relative ability of all citizens to affect the outcome of elections,' and to act as a 'brake on the skyrocketing cost of political campaigns and thereby serve to open the political system more widely to candidates without access to sources of large amounts of money' is a compelling governmental interest for limiting campaign contributions.

"Currently, §11-203, Hawaii Revised Statutes, restricts candidates (other than candidates for statewide office) to no more than one fundraiser for which the price or suggested contribution is more than \$25 per person before the general or special election in which the person is elected or defeated. However, HD 1 removes this restriction thereby allowing candidates to hold as many 'big ticket' fundraisers as desired before an election.

"This provision best serves incumbent elected officials, running for re-election, who can muster repeated attendance at fundraisers and contributions from special interest groups. New candidates are unlikely to have such drawing power or access to such sources of funds. The voices of affluent lobby groups, and the momentum they can create, would unfairly influence the election process.

"In addition, unlimited and repeated access to mainland special interest money could lead to great abuse and negatively affect our election process. For example, under this provision mainland proponents of gambling could pour large sums of money into the coffers of pro-gambling candidates when they hold 'big ticket' fundraisers. Because the ticket price may fall below \$100, our disclosure laws would not capture the presence of multiple members of a special interest group purchasing tickets. While this can happen now, we should not legislate the possibility of its happening multiple times in a campaign.

"Your dissenting member is very concerned that money will decide the outcome of elections instead of candidate qualifications and that candidates without access to sources of large amounts of money will be shut out of the process.

"The current limitation of one fundraiser per election must be maintained.

LOANS

"The provision which calls for a loan to be repaid within five years, fails to terminate a candidate's ability to circumvent the campaign contribution limit. Under current law, campaign contribution limits are just that -- limits. As stated by Director Watada, '[I]t is misleading the electorate to say there are contribution limits, when in fact the limit can be circumvented by calling the contribution a loan. The proposed language in S.B. 831, SD 2, HD 1 which calls for a loan to be repaid within five years, does absolutely nothing to close the loophole. In fact, if the candidate intends to pay back a loan, the situation is worse, since the candidate may become desperate for contributions to pay back the loan. The potential danger of an actual quid pro quo is very real, and the appearance of corruption is obvious. The potential for abuse is inherent in the law.'

"We should follow the recommendations of the Campaign Spending Commission and adopt language found in the federal statute for federal elections which includes 'loan' in the definition of 'contributions.'

ADVISORY OPINIONS

"The third concern with HD 1 is the language which requires the Campaign Spending Commission to render an opinion within thirty days of a request. The difficulty with this provision is that the bill further provides if no advisory opinion is rendered within the 30 day time period, it shall be deemed that an advisory opinion was rendered and that the facts and circumstances of that case do not constitute a violation of the campaign spending laws.

"This section has great potential to be misused. First, as explained by Director Watada, the Campaign Spending Commission is composed of volunteers who meet only once a month. Many times a decision cannot be rendered because of the absence of a quorum. This means that a decision could not be rendered within 30 days. For example, what is to stop an elected official who is a candidate from requesting an advisory opinion on whether a campaign tactic violates campaign spending law one day after the commission has met. Since the commission only meets once a month, there is not enough time for the commission to meet, assuming it has a quorum, and render an opinion within thirty days. The consequences of inaction would be chilling -- conduct that might be illegal or contrary to law would be validated by an inability to act quickly.

"We should follow the recommendation of the Campaign Spending Commission and reinstate the original language of SD 2 that states that the commission may render advisory opinions in applying or interpreting the law without imposing a 30 day time limit.

"For these reasons, your dissenting member on the Judiciary Committee on S.B. 831 SD 2, HD 1, is not in accord with the aforementioned provisions of HD 1, and recommends that it not pass Second Reading in its present form. I further recommend that the bill be amended as described above."

Representative Fox then rose and asked the Clerk to record an aye with reservations for him, and the Chair "so ordered."

Representative Ward then rose and asked the Clerk to record an aye with reservations for him, and the Chair "so ordered."

Representative Meyer then rose and asked the Clerk to record an aye with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 831, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was referred to the Committee on Finance with Representative Thielen voting no and Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Yoshinaga, for the Committee on Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 1306) recommending that S.B. No. 1773, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1773, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Second Reading and was referred to the Committee on Finance with Representatives Ahu Isa, Goodenow, Menor, Souki and Takumi being excused.

Representative Jones, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1307) recommending that H.C.R. No. 265, as amended in HD 1, be referred to the Committee on Higher Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 265, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF WAYS FOR THE UNIVERSITY OF HAWAII TO COORDINATE ITS EFFORTS TO PROMOTE AGRICULTURE," was referred to the Committee on Higher Education with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Jones, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1308) recommending that H.R. No. 190, as amended in HD 1, be referred to the Committee on Higher Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 190, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF WAYS FOR THE UNIVERSITY OF HAWAII TO COORDINATE ITS EFFORTS TO PROMOTE AGRICULTURE," was referred to the Committee on

Higher Education with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1309) recommending that H.C.R. No. 210, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 210, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING AND URGING IMPLEMENTATION OF THE HAZARD MITIGATION PLAN DEVELOPED IN RESPONSE TO THE WAIANAE DISTRICT FLOODING," was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1310) recommending that H.C.R. No. 280, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 280, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO REQUIRE THE INCLUSION OF DISASTER MITIGATION MEASURES IN THE PLANNING, DESIGN, AND CONSTRUCTION PHASES OF ALL STATE-FUNDED BUILDINGS DESIGNATED AS HURRICANE SHELTERS," was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1311) recommending that H.C.R. No. 249, be referred to the Committee on Finance.

Representative Garcia, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1312) recommending that H.R. No. 177, be referred to the Committee on Finance.

Representative Okamura moved that the reports of the Committee be adopted and H.C.R. No. 249 and H.R. No. 177 pass Second Reading and be referred to the Committee on Finance, seconded by Representative M. Oshiro.

Representative Moses rose to speak in opposition to both measures, stating:

"With your indulgence, Mr. Speaker, I rise in opposition to Standing Committee Report No. 1311 (H.C.R. 249) and Standing Committee Report No. 1312 (H.R. No. 177).

"Both of these have to do with forcing the military commissaries, PX's, whatever, to purchase cigarettes within the state. Now whether or not you agree that smoking is good or bad is not the point here. The point here is, those who are serving their country now or have served their country faithfully and then retired and retain privileges to purchase any product at the commissary or PX, would be penalized severely. The contract that those in uniform agreed to abide by granted certain reductions in pay for other benefits. Part of that benefits package is the purchase of products at a discounted rate at base exchanges or also called post exchanges and commissaries.

"I believe this is an unconstitutional intrusion on federal prerogatives, and I also believe that it is singling

out a certain class of citizens. As I've already indicated, those who serve their country now in uniform, and those who have faithfully served for at least twenty years.

"Therefore, I vote no on both of these measures and urge my colleagues to consider the ramifications. Base pay and all the other pays that military personnel receive is told over and over again to them, that while it is so low that you probably qualify for food stamps wherever you live. Your total benefits package, including purchases in the commissaries, the PX's and your health benefits for you and your family, adequately make up for that. It's not true then if you start eroding these benefits.

"Thank you, Mr. Speaker."

Representative McDermott then rose and stated:

"Also with your indulgence, Mr. Speaker, on the same two measures, I would like to vote no. And I would like to have the comments of the previous speaker inserted as my own," and the Chair "so ordered." (By reference only.)

"And to say, contrary to popular thought, I'm not an employee of the Liggett Tobacco Company. Thank you."

Representative Meyer then rose and asked the Clerk to cast no votes for her on the two resolutions, and the Chair "so ordered."

Representative Ward then rose and asked the Clerk to cast no votes for him on the two resolutions, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.C.R. No. 249, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO ADOPT A LOCAL PURCHASE REQUIREMENT FOR THE PURCHASE OF CIGARETTES BY MILITARY AND COAST GUARD FACILITIES IN ALASKA AND HAWAII," and H.R. No. 177, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO ADOPT A LOCAL PURCHASE REQUIREMENT FOR THE PURCHASE OF CIGARETTES BY MILITARY AND COAST GUARD FACILITIES IN ALASKA AND HAWAII," were referred to the Committee on Finance with Representatives McDermott, Meyer, Moses and Ward voting no, and Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Morihara, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1313) recommending that H.C.R. No. 52, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 52, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO PLACE THE MULTI-PURPOSE SPORTS AND RECREATION COMPLEX ON THE UNIVERSITY OF HAWAII-HILO CAMPUS ON ITS LIST OF PRIORITIES FOR CAPITAL IMPROVEMENT PROJECTS," was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Morihara, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1314) recommending that H.R. No. 45, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 45, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO PLACE THE MULTI-PURPOSE SPORTS AND RECREATION COMPLEX ON THE UNIVERSITY OF HAWAII-HILO CAMPUS ON ITS LIST OF PRIORITIES FOR CAPITAL IMPROVEMENT PROJECTS," was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Morihara, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1315) recommending that H.C.R. No. 36, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 36, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HONOLULU COMMUNITY COLLEGE TO WORK WITH THE HAWAII FASHION INDUSTRY TO ESTABLISH A FASHION TECHNOLOGY PROGRAM THAT WILL MEET THE DEMANDS OF THE INDUSTRY," was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Morihara, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1316) recommending that H.R. No. 35, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 35, HD 1, entitled: "HOUSE RESOLUTION REQUESTING HONOLULU COMMUNITY COLLEGE TO WORK WITH THE HAWAII FASHION INDUSTRY TO ESTABLISH A FASHION TECHNOLOGY PROGRAM THAT WILL MEET THE DEMANDS OF THE INDUSTRY," was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representatives Jones and Herkes, for the Committees on Agriculture and Economic Development and Business Concerns, presented a joint report (Stand. Com. Rep. No. 1317) recommending that H.C.R. No. 40, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and H.C.R. No. 40, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO WORK WITH LOCAL INDUSTRIES, THE HAWAII VISITORS AND CONVENTION BUREAU, THE DEPARTMENT OF AGRICULTURE AND OTHER APPROPRIATE AGENCIES TO SHOWCASE HAWAII-MADE PRODUCTS," was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1318) recommending that H.C.R. No. 144, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 144, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN EVALUATION OF THE NEED TO CONTINUE UPDATES OF THE STATE FUNCTIONAL PLANS,"

was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1319) recommending that H.R. No. 90, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 90, entitled: "HOUSE RESOLUTION REQUESTING AN EVALUATION OF THE NEED TO CONTINUE UPDATES OF THE STATE FUNCTIONAL PLANS," was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1320) recommending that H.C.R. No. 170, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 170, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DEVELOP WEB SITES IN MAJOR CITIES FOR PROMOTION OF BUSINESS AND INTERNATIONAL TRADE," was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1321) recommending that H.R. No. 110, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 110, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DEVELOP WEB SITES IN MAJOR CITIES FOR PROMOTION OF BUSINESS AND INTERNATIONAL TRADE," was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1322) recommending that H.C.R. No. 173, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 173, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A COMPREHENSIVE STATEWIDE COMMUNITY-BASED ECONOMIC STRATEGY," was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Herkes, for the Committee on Economic Development and Business Concerns, presented a report (Stand. Com. Rep. No. 1323) recommending that H.R. No. 113, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 113, HD 1,

entitled: "HOUSE RESOLUTION REQUESTING THE DEVELOPMENT OF A COMPREHENSIVE STATEWIDE COMMUNITY-BASED ECONOMIC STRATEGY," was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1324) recommending that H.C.R. No. 42, HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 42, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THAT PUA KA'ILIMA 'O KAWAIHAE BE DESIGNATED A SITE FOR RECREATIONAL, EDUCATIONAL AND CULTURAL OCEAN ACTIVITIES," was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1325) recommending that H.R. No. 39, HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 39, HD 1, entitled: "HOUSE RESOLUTION URGING THAT PUA KA'ILIMA 'O KAWAIHAE BE DESIGNATED A SITE FOR RECREATIONAL, EDUCATIONAL AND CULTURAL OCEAN ACTIVITIES," was referred to the Committee on Finance with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1326) recommending that H.C.R. No. 119, be referred to the Committees on Water and Land Use and Energy and Environmental Protection.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 119, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII STATE LEGISLATURE TO SUPPORT SENATOR JOHN MCCAIN'S FEDERAL LEGISLATION TO PROVIDE FOR THE MANAGEMENT OF THE AIRSPACE OVER UNITS OF THE NATIONAL PARK SYSTEM," was referred to the Committees on Water and Land Use and Energy and Environmental Protection with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1327) recommending that H.R. No. 73, be referred to the Committees on Water and Land Use and Energy and Environmental Protection.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 73, entitled: "HOUSE RESOLUTION URGING THE HAWAII STATE LEGISLATURE TO SUPPORT SENATOR JOHN MCCAIN'S FEDERAL LEGISLATION TO PROVIDE FOR THE MANAGEMENT OF THE AIRSPACE OVER UNITS OF THE NATIONAL PARK SYSTEM," was referred to the Committees on Water and Land Use and Energy and Environmental Protection with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

SUSPENSION OF RULES

On motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar, with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

THIRD READING**S.B. No. 986, SD 1, HD 1:**

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 986, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NONCONSENSUAL COMMON LAW LIENS," passed Third Reading by a vote of 47 ayes, with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

S.B. No. 1493, SD 1:

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 1493, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY COMPANIES," passed Third Reading by a vote of 47 ayes, with Representatives Ahu Isa, Menor, Souki and Takumi being excused.

The Chair directed the Clerk to note that H.B. Nos. 986 and 1493 had passed Third Reading at 8:58 o'clock p.m.

ADJOURNMENT

At 8:59 o'clock p.m., on motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Monday, March 24, 1997. (Representatives Ahu Isa, Menor, Souki and Takumi were excused.)

THIRTY-NINTH DAY**Monday, March 24, 1997**

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 11:42 o'clock a.m., with the Vice Speaker presiding.

The invocation was delivered by Chaplain Charles D. Chandler of the U.S. Army, after which the Roll was called showing all members present with the exception of Representatives Aiona, Cachola, Herkes, Kanoho, Kawananakoa, Meyer, Souki, Takamine and Whalen, who were excused.

Corrections for Journal: The Clerk notified the members of the House that the Journal for the 26th Day has been corrected by deleting certain portions of debate of a Representative relating to House Bill No. 1857, HD 1, with the concurrence of that Representative.

On motion by Representative M. Oshiro, seconded by Representative Thielen and carried, reading of the Journals was dispensed with and the Journals of the House of Representatives of the Twenty-Fifth, Twenty-Sixth, Twenty-Seventh, Twenty-Eighth, Twenty-Ninth, Thirtieth, Thirty-First, Thirty-Second, Thirty-Third, Thirty-Fourth, Thirty-Fifth and Thirty-Sixth Days were subsequently approved, and reading of the Journal of the House of Representatives of the Thirty-Eighth Day was deferred, with Representatives Aiona, Cachola, Herkes, Kanoho, Kawananakoa, Marumoto, Meyer, Morihara, Souki, Takamine, Whalen and White being excused.

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

Representative M. Oshiro rose and stated:

"Mr. Speaker, it gives me great honor to welcome some of our guests here this morning. These are high school students and intermediate students from throughout the state of Hawaii, and today they are participating in the Legislative Shadow Program which is co-sponsored by the Department of Education and the State Legislature.

"Mr. Speaker, these students selected for this prestigious program are all recognized, both in their schools and in their communities, as outstanding student leaders at their respective campuses. And it is altogether proper and fitting that this House recognizes and congratulates them for their accomplishments.

"Some of these student shadows, Mr. Speaker, may very well, at some future point in time, be sitting in the seats occupied by the current members, or playing a vital role in the leadership of our state or our nation. Seeing the caliber of these students first-hand, we may rest assured that our children and grandchildren's future will indeed be in good hands."

Representative M. Oshiro then introduced the participants in the Legislative Shadowing Program, and asked them to stand to be recognized, as follows: Ms. Kristine Ito, Mr. Kaniela Aiona, Ms. April Cendana, Ms. Jenny Valdez, Ms. Rochelle Balcita, Mr. Raj Singh, Mr. Sean Mikell, Ms. Mele Vaha, Mr. Scott Sato, Ms. Tiana Koslowski, Ms. Nanea Reinhardt, Ms. Nicole Knudsen, Mr. Greg Bone, Ms. Connie Liu, Mr. David Ninomiya, Ms. Adrienne Lung, Ms. Chrysalis Lizarondo, Mr. Brian Tokouku, Mr. Bi Vuong, Ms. Naomi Fong, Mr. Dan Hua Wu, Ms. Ariane Laga, Ms. Catherine Cachero, Mr. Dang Pham, Mr. Joel Lazaro, Ms. Michelle Saoit, Ms. Constance Collins, Ms. Dawn Alison, Ms. Hokuokalani Kauakahi, Ms. Janelle Ishida, Mr. Reid Chung, Ms.

Veda-Nerissa Pagaduan, Ms. Jennifer Kelleher, Mr. David Loto, Ms. Cassandra Acker, Ms. Lisa Kitagawa, Ms. Jessica Kisor and Ms. Christina Volhein.

Representative Moses introduced his shadow, Mr. Robert Howard from Ilima Intermediate School.

Representative Pendleton introduced his shadow, Mr. Gary Ishida, a constituent.

Representative Goodenow introduced his shadow, Ms. Jennifer Allen from Kailua Intermediate School.

The Chair then stated:

"On behalf of the House of Representatives, we welcome you all today, and we thank you very much for taking the time to join us. Thank you."

Representative Stegmaier introduced Ms. Lana Mito, Educational Specialist for Student Activities Programs of the Department of Education. "It is her tireless dedication to the student leaders of the state that ensures the success of this Shadow Program as well as many others in our school system."

Representative Takai introduced some members from Waiiau Elementary School, as follows: Ms. Connie Mark, teacher; Mrs. Marilyn Kubota, Vice Principal; and students, Nathan Lau, Burt Mitsui, Lauren Avenue, Darsha Hoffman, Cherrylle Roldan and Christine Toledo.

Representative Pendleton introduced 18 third, fourth and fifth grade students from Keolu Elementary School. They were accompanied by their teacher, Peggy Nakamoto, chaperone, Brenda Pacheco; and leader, Mia Pescara.

Representative Ito, on behalf of the Windward Representatives, introduced Ruby Hiraishi, Windward District Superintendent; Linda Kamiyama, Principal, and Valerie Okihara, Vice Principal of Kapunahala Elementary School; and Irene Yamashita, a teacher at Kapunahala Elementary School.

Representative Halford introduced Matt Chang; and his "best friend", Lynne Halford, an elementary school teacher from Maui.

ORDER OF THE DAY**INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)**

The following resolutions (H.R. Nos. 211 and 212) were announced by the Clerk and the following actions taken:

H.R. No. 211, entitled: "HOUSE RESOLUTION RECOGNIZING THE ATHLETIC ACCOMPLISHMENTS BY THE MEMBERS OF THE 1996-97 MOANALUA HIGH SCHOOL BOYS BASKETBALL TEAM, THEIR COACHES, AND TEAM MANAGERS," was offered by Representative Suzuki.

Representative Suzuki moved that H.R. No. 211 be adopted, seconded by Representative Abinsay.

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

"Mr. Speaker, it gives me great pleasure to introduce to you and this honorable body, the talented and

hardworking athletes, coaches and staff of Moanalua High School's Championship Boys Basketball Team.

"Mr. Speaker, on Saturday, February 22nd, the Menehunes won the State hoops title for the second year in a row, becoming the first team to repeat since 1988. It has truly been a miracle season. As the Honolulu Advertiser said it, there must have been Menehunes in Blaisdell Arena and not just the ones from Moanalua High School. The Menehunes hung on to a 58-57 win over Iolani in the championship of the Hawaiian Air/Hawaii High School Athletic Association State Basketball tournament.

"I would now like to introduce the honorees:

"It is with great honor and pleasure that I present to you the Menehune team captains, Jared Edwards and Ron Jones; co-captain Kenneth Kesaji, who is away on another island today. The boys basketball team has brought tremendous pride to the school and community in its many winning seasons.

"Seated next to them is head coach Eddie Maruyama. Eddie is a prime example of an ideal coach who understands the sport of basketball from all sides of the court, as a former star athlete of the Moanalua High School Boys Basketball Team, as a coach with considerable years of administrative and leadership experience, and as an all-around sports aficionado. During the past eight years, under head coach Eddie Maruyama, the Moanalua Menehunes have won one OIA title, six Western Division titles, and two state championships. Time after time, the Menehunes have qualified and entered the Hawaii High School Athletic Association tournament.

"Next to Coach Maruyama is Athletic Director George Goto, whose administrative support makes it possible for the Menehunes to achieve this kind of excellence. George in an able administrator who has my deepest admiration for his administrative skills and is a fine teacher.

"Next, it is my distinct pleasure to recognize the Principal of Moanalua High School, Ms. Jacqueline Heupel. Ms. Heupel is our visionary who has led Moanalua High School into its current restructuring program towards excellence, providing a model for other schools and other SCBM Councils.

"Mr. Speaker, at this time I would like to recognize other members of the team and supporters, who are seated in the gallery. Please stand to be recognized: Sonny Shimamoto, Larry Frank and Richard Pagan, assistant coaches; and players: Marvin Santiago; Bryson Kamakura; Brian Rosado-Galindo; All-Star Ramsey Williams, and I would like to say that Ramsey is our first winner of the Star-Bulletin's newest award, Mr. Basketball Hawaii, and I think they made the award just for him; Raime Espada; Rickey Marshall-Greene; Daniel Bruce; Larry Stevenson; and Brian Green.

"Next, I would like to introduce our managers: Shantell Fivella, Paulette Taylor, Kim Morikawa, Briana Frank, Wendy Robard, and Kristen Kaynan.

"The support of the Moanalua High School varsity cheerleaders, who have won numerous awards themselves, is invaluable to the spirit of the players. I would like to thank them for their part in the basketball team's success. I would like to recognize at this time Ms. Kelli Calistro, the coach and teacher at Moanalua High School, and I would also like to ask the Moanalua High School Varsity cheerleaders to stand and be recognized.

"Thank you, Mr. Speaker."

Representative Ahu Isa then rose and stated:

"Mr. Speaker, I would like to add my congratulations to Coach Eddie Maruyama and also to Athletic Director George Goto.

"I know how much dedication and commitment it takes for these boys and girls when they commit to a sport in high school, because my grandson just got into the Varsity baseball team at Moanalua High School -- Bennett Villanueva -- and he comes home tired as can be and still has to do his homework. So I really commend this team and the coaches for a job well done. Thank you."

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

"I would just like to offer my congratulations and make a minor request to the coach. Coach, we just lost our coach for the House basketball team -- he was fired. We lost three years in a row so we need some help, and if next year you can come around and give us a hand, we would really appreciate it. Thank you."

The motion was put to vote by the Chair and carried, and H.R. No. 211 was adopted, with Representatives Aiona, Cachola, Herkes, Kanoho, Kawanakoa, Marumoto, Meyer, Morihara, Souki, Takamine, Whalen and White being excused.

H.R. No. 212, entitled: "HOUSE RESOLUTION CONGRATULATING STUDENT TECHNOLOGY AWARD WINNERS," was jointly offered by Representatives Okamura and M. Oshiro.

Representative Okamura moved that H.R. No. 212 be adopted, seconded by Representative M. Oshiro.

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

"On behalf of Representative Stegmaier, Speaker Souki and all of the members, I am very pleased to have with us, outstanding students who have won national awards.

"Just one year ago, Mr. Speaker, in March 1996, Hawaii's Department of Education launched its 'Let's Get Wired' Campaign, in response to President Clinton's national mission to connect every public school in America by the year 2000.

"Our goal, Mr. Speaker, was to be the first state in the nation to connect each and every school in the state to the information superhighway. Truly a daunting task!

"Mr. Speaker, the attainment of this objective has become an exercise in partnership. Last year, literally thousands of students, parents, teachers, businesses, community leaders and military personnel donated their time, expertise and energies to work after school, on weekends, and even during vacations to raise funds, obtain hardware, and install the equipment necessary to make this objective a reality.

"Today, just one short year later, Hawaii has indeed completed the first phase of this effort and has been the first state to do so. Now, through the power of the internet, all of Hawaii's students can conduct extensive research, share resources and information, and communicate with their peers halfway across the world.

"Having completed this first phase of launching our schools into the 21st century, today, we help to kick off 'Let's Get Wired II.' This second phase is intended to ensure that each and every classroom is properly equipped

and connected to the internet, and that at least one building on each campus is fully wired with a Local Area Network.

"As part of this effort, the DOE will be unveiling many technology-related educational initiatives during Net Week '97. In addition, they will be sharing these initiatives with the public in a Technology Exposition which is being held today, from 1:30 to 4:00 p.m. in the Capitol Auditorium, and I encourage all of our members to stop by and participate in this event.

"Mr. Speaker, today we are recognizing and honoring four outstanding students from our public schools who, together with their school teammates and teachers, utilized the power of the internet to produce award winning videos during the past school year.

"These students and their teachers spent long hours working together using the internet and other state-of-the-art technologies to design and create these award-winning school projects.

"Mr. Speaker, at this time I will defer to my colleagues to make the individual introductions."

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

"Mr. Speaker, today it is my pleasure to recognize Jeff Chan," and asked Jeff to stand to be recognized.

"Some years ago, Advanced Network and Services, Inc., a non-profit corporation, was formed to encourage computer network technology. That organization initiated ThinkQuest, which is a national contest to challenge students to think of innovative uses of the internet.

"Jeff who is from Roosevelt High School, together with his teammates Dawn and Darren Sueoka from Moanalua High School -- second time we've heard from Moanalua today -- created a World Wide Web page entitled, 'Design: Paradise' that used Kauai as a 'laboratory' to educate users about the unique interrelationships between people, industry and the environment.

"They entered that entry in a national contest run by ThinkQuest, called the ThinkQuest Internet competition, in Washington, D.C., and they won the national award for Outstanding Educational Design in that contest, truly an honor for our state. And with that award and that recognition came a \$20,000 scholarship for each one of them, a tremendous scholarship.

"Their coaches, of course, need to be recognized as well: Priscilla Shimamoto of Moanalua High School, Lynn Sueoka of King Kaumualii Elementary School, and Wallace Ikei of Roosevelt High School. Those schools also received awards of \$4,000.

"So Jeff, we thank you very much on behalf of your state, and on behalf of your high school for your very good work. Thank you."

Representative Ito then rose to speak in support of the resolution and asked Nicole Higa to stand to be recognized, saying:

"Mr. Speaker, Nicole Higa and her teammate Alexis Keene, sixth grade students from Kapunahala Elementary School, produced a ten-minute video documentary, entitled, 'The Overthrow of Hawaii's Last Ruling Monarch, Queen Liliuokalani', depicting the life of Queen Liliuokalani and the stand she took for her people and the Hawaiian Kingdom, and they received the Merit Award of Excellence at the International Student .

"This video was also featured in the Pacific Islanders in Communication Film Festival, which traveled throughout Hawaii and Samoa. This festival showcased works produced by Polynesians. Teammate Alexis Keene is also of Hawaiian ancestry.

"For the past six years, Kapunahala Elementary School students, under the leadership of media teacher, Irene Yamashita, have been recipients of the Association for Educational Communications and Technology (AECT) national awards.

"Nicole and Alexis, congratulations! for a job well done.

"Thank you, Mr. Speaker."

Representative Thielen then rose to speak in favor of the resolution and asked Megan Connelly to stand to be recognized, saying:

"Megan is from Kalaheo High School, and Megan, with her teammates, produced a video entitled, 'Mother's Day in the 5th (Grade) Dimension.' It's a light-hearted look at how students remember their Moms on their special day. These students received the Merit Award of Excellence at the International Student Media Festival held in Albuquerque, New Mexico.

"Her teammates include Maila Spencer from Kalaheo, Kelsey Crawford, Scot Goto and Emma Perry from Aikahi Elementary School; and Emily Fisher from Kainalu Elementary School.

"This is the eleventh year in a row that Kalaheo Communication Arts students have won multiple awards at this Festival, under the leadership and guidance of John Connelly and Marilyn Connelly, and if they are in the audience, would they please stand also.

"This video is one of four winning pieces by the Kalaheo Communications Arts students, and if any of the participants -- the teammates -- are in the audience, if they would stand, and may we all give them a big round of applause."

Representative Morita then rose to speak in favor of the resolution, and asked Casey Mathison to stand to be recognized, saying:

"Casey Mathison is from Maui High School. Under the direction of teacher Janyce Omura, Casey produced a video entitled, 'The United Nations Versus Institutionalized Discrimination in South Africa.' Casey received a special prize from The History Channel for excellence in historical research and interpretation at the National History Day, held at the University of Maryland.

"This year, forty-two students from intermediate and high schools from around the state attended the National History Day event which attracted over 2,000 students from 48 states and the District of Columbia. Casey received a \$5,000 scholarship for the 'Best Senior Entry on an International Theme.'

"His teacher, Janyce Omura, received \$3,000 and a video library for Maui High School.

"Please give Casey a big hand."

Representative Okamura then asked guests who were seated in the gallery to stand to be recognized, as follows: Wallace Ikei, teacher, and members of the ThinkQuest team from Roosevelt High School; Irene Yamashita, teacher, and students from Kapunahala Elementary

School; and Janyce Omura, teacher from Maui High School.

Representative Okamura continued, saying:

"I would also like to add, Mr. Speaker, that Princess Victoria Kaiulani Elementary School students also won a national award, and they will be separately honored on another day. Thank you."

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

"I want to especially recognize and thank Ms. Heupel who was acknowledged before, as part of the basketball presentation.

"However, I also want to make note that Moanalua High School has an outstanding Media Center and a Mene-Mac Program, and I am proud to say that my daughter, Jamie, who is a sophomore at Moanalua, is a participant of that program. And after I see all of the work that's put into media production, I think we have a lot of budding media persons at Moanalua, and I want to thank Ms. Heupel for all the efforts also at Moanalua High School. Thank you."

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

"Mr. Speaker, I would like to add my congratulations to Dawn and Darren Sueoka who are not here, but who also shared in the ThinkQuest Internet award for their tremendous achievement and recognition. This award speaks well for Moanalua High School's community. It is a fine tribute to the school and their coaches, one of whom is their teacher, Priscilla Shimamoto, at the high school. The award is doubly satisfying, knowing that Dawn and Darren are geographic exceptions from Kauai, where their father and my fellow practitioner, Jed Sueoka, practices as a Certified Public Accountant.

"Their achievement adds to the growing legacy of Moanalua High School's pride. It also shows in my two sons who also attend Moanalua High School, Ms. Heupel, as you know, and in their two siblings who are graduates of Moanalua High School.

"Thank you, Mr. Speaker."

Representative Okamura then rose and introduced Mr. Kei Kim, Director of Network Services with the Department of Education; and Diana Kaapana Oshiro, Assistant Superintendent for the Office of Information and Telecommunication Services. "Diana is really the person that has had the vision and was responsible for spearheading the efforts to connect all of Hawaii's public school students to the information superhighway."

"And finally, Mr. Speaker, this assignment was given to my office the end of last week, and I would really want to acknowledge my Office Manager Judy Gold, for staying all night Friday and Saturday to draft all of these resolutions, and she really did an outstanding job. Thank you."

Representative Ward then rose and stated:

"Mr. Speaker, I rise to add my commendations to the technology awardees.

"As I look into the audience and I see the camcorders, the VCRs, the technology that we, as a country, have kept ahead of the rest of the world, that today we acknowledge your participation in that. And this is basically the cutting edge which keeps your nation strong, and the

cutting edge which has made us outstanding in the world competitively.

"So those of you who are wired now, stay wired, stay tuned; don't turn on and turn off and tune out like some of the other generations, but keep a leg up on what is the information age because that's where the future is.

"It's a pleasure to welcome you today. Congratulations!"

The motion was put to vote by the Chair and carried, and H.R. No. 212 was adopted, with Representatives Aiona, Cachola, Herkes, Kanoho, Kawanakoa, Marumoto, Meyer, Morihara, Souki, Takamine, Whalen and White being excused.

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

The House of Representatives reconvened at 12:30 o'clock-p.m.

STANDING COMMITTEE REPORTS

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1328) recommending that S.B. No. 207, SD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 207, SD 1, entitled: "A BILL FOR AN ACT A BILL FOR AN ACT RELATING TO LIQUOR TAX," passed Second Reading and was placed on the calendar for Third Reading with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawanakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1329) recommending that S.B. No. 910, SD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 910, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was placed on the calendar for Third Reading with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawanakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1330) recommending that S.B. No. 938, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 938, SD 1, HD 1, pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative M. Oshiro.

Representative McDermott rose and requested the Clerk to record a no vote for him, and the Chair "so ordered."

Representative Moses then rose and requested the Clerk to record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 938, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NONRESIDENT INCOME TAX," passed Second Reading and was placed on the calendar for Third Reading with Representatives McDermott and Moses voting no, and Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawanakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1331) recommending that S.B. No. 1421, SD 2, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Okamura moved that the report of the Committee be adopted and S.B. No. 1421, SD 2, HD 1, pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative M. Oshiro.

Representative Halford rose and asked the Clerk to register a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1421, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PAYROLL PERIODS," passed Second Reading and was placed on the calendar for Third Reading with Representative Halford voting no, and Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawanakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Say, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1332) recommending that S.B. No. 1802, SD 2, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1802, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES," passed Second Reading and was placed on the calendar for Third Reading with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawanakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Yonamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 1333) recommending that S.B. No. 1300, SD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1300, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY APPEALS," passed Second Reading and was placed on the calendar for Third Reading with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawanakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1334) recommending that S.B. No. 1556, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1556, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Second Reading and was placed on the calendar for Third Reading with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawanakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1335) recommending that H.C.R. No. 232, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 232, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN INFORMAL WORKING GROUP BE CONVENED TO EXAMINE WHAT STEPS CAN BE TAKEN TO EXPEDITE THE ADOPTION OR PERMANENT PLACEMENT OF FOSTER CHILDREN," was referred to the Committee on Judiciary with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawanakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1336) recommending that H.R. No. 162, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 162, HD 1, entitled: "HOUSE RESOLUTION REQUESTING AN INFORMAL WORKING GROUP BE CONVENED TO EXAMINE WHAT STEPS CAN BE TAKEN TO EXPEDITE THE ADOPTION OR PERMANENT PLACEMENT OF FOSTER CHILDREN," was referred to the Committee on Judiciary with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawanakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1337) recommending that H.C.R. No. 143, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 143, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY ALTERNATIVES TO THE CURRENT METHOD OF ELECTING TRUSTEES OF THE OFFICE OF HAWAIIAN AFFAIRS," was referred to the Committee on Judiciary with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawanakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1338) recommending that H.R. No. 89, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 89, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY

ALTERNATIVES TO THE CURRENT METHOD OF ELECTING TRUSTEES OF THE OFFICE OF HAWAIIAN AFFAIRS," was referred to the Committee on Judiciary with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1339) recommending that H.C.R. No. 183 be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 183, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO ESTABLISH A COMMITTEE FOR THE PURPOSE OF STUDYING AND MAKING RECOMMENDATIONS ON THE MATTER OF SUCCESSORSHIP," was referred to the Committee on Judiciary with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1340) recommending that H.R. No. 120 be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 120, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO ESTABLISH A COMMITTEE FOR THE PURPOSE OF STUDYING AND MAKING RECOMMENDATIONS ON THE MATTER OF SUCCESSORSHIP," was referred to the Committee on Judiciary with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1341) recommending that H.C.R. No. 205 be referred to the Committee on Health.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 205, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO URGE NATIVE HAWAIIANS TO PARTICIPATE IN AN EARLY CANCER DETECTION PROGRAM," was referred to the Committee on Health with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1342) recommending that H.R. No. 141 be referred to the Committee on Health.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 141, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO URGE NATIVE HAWAIIANS TO PARTICIPATE IN AN EARLY CANCER DETECTION PROGRAM," was referred to the Committee on Health with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa,

Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1343) recommending that H.C.R. No. 178 be referred to the Committee on Health.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 178, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING SUPPORT FOR NATIVE HAWAIIAN NUTRITION EDUCATION," was referred to the Committee on Health with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1344) recommending that H.C.R. No. 152 be referred to the Committee on Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 152, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DETERMINE STATE AND DISTRICT LEVEL MANAGEMENT AUTHORITY FOR THE HAWAIIAN STUDIES PROGRAM," was referred to the Committee on Education with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1345) recommending that H.R. No. 98 be referred to the Committee on Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 98, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DETERMINE STATE AND DISTRICT LEVEL MANAGEMENT AUTHORITY FOR THE HAWAIIAN STUDIES PROGRAM," was referred to the Committee on Education with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1346) recommending that H.C.R. No. 281 be referred to the Committee on Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 281, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PREPARATION OF A LONG-RANGE FINANCIAL AND OPERATIONAL PLAN TO ENSURE THE DEVELOPMENT OF THE HAWAIIAN LANGUAGE IMMERSION PROGRAM," was referred to the Committee on Education with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1347)

recommending that H.C.R. No. 278, as amended in HD 1, be referred to the Committee on Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 278, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO HAWAIIAN MEDIUM SCHOOLS ON KAUAI AND HAWAII," was referred to the Committee on Education with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1348) recommending that H.R. No. 199, as amended in HD 1, be referred to the Committee on Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 199, HD 1, entitled: "HOUSE RESOLUTION RELATING TO HAWAIIAN MEDIUM SCHOOLS ON KAUAI AND HAWAII," was referred to the Committee on Education with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1349) recommending that H.C.R. No. 186, as amended in HD 1, be referred to the Committee on Ocean Recreation and Marine Resources.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 186, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A COMMUNITY-BASED, COOPERATIVE HAWAIIAN FISHPOND RESTORATION PROJECT FOR PEARL HARBOR," was referred to the Committee on Ocean Recreation and Marine Resources with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1350) recommending that H.R. No. 121, as amended in HD 1, be referred to the Committee on Ocean Recreation and Marine Resources.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 121, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF A COMMUNITY-BASED, COOPERATIVE HAWAIIAN FISHPOND RESTORATION PROJECT FOR PEARL HARBOR," was referred to the Committee on Ocean Recreation and Marine Resources with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1351) recommending that H.C.R. No. 185, as amended in HD 1, be referred to the Committee on Water and Land Use.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 185, HD 1,

entitled: "HOUSE CONCURRENT RESOLUTION URGING PROTECTION OF THE SACRED POHAKU OF WAIKIKI," was referred to the Committee on Water and Land Use with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1352) recommending that H.C.R. No. 224, as amended in HD 1, be referred to the Committee on Labor and Public Employment.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 224, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING BUSINESS LEADERS IN HAWAII TO CONSIDER NATIVE HAWAIIANS EQUALLY WITH ALL OTHER CANDIDATES FOR TOP DECISION MAKING POSITIONS," was referred to the Committee on Labor and Public Employment with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1353) recommending that H.R. No. 154, as amended in HD 1, be referred to the Committee on Labor and Public Employment.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 154, HD 1, entitled: "HOUSE RESOLUTION URGING BUSINESS LEADERS IN HAWAII TO CONSIDER NATIVE HAWAIIANS EQUALLY WITH ALL OTHER CANDIDATES FOR TOP DECISION MAKING POSITIONS," was referred to the Committee on Labor and Public Employment with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Jones, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1354) recommending that H.C.R. No. 257, as amended in HD 1, be referred to the Committee on Water and Land Use.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 257, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH OTHER AGENCIES AND BIG ISLAND COMMUNITY ORGANIZATIONS TO DETERMINE HOW THE COMMERCIAL FOREST INDUSTRY AND THE HILO-HAMAKUA COMMUNITY CAN WORK TOGETHER TO HELP DETERMINE THE FUTURE OF THAT COMMUNITY," was referred to the Committee on Water and Land Use with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Jones, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1355) recommending that H.R. No. 184, as amended in HD 1, be referred to the Committee on Water and Land Use.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 184, HD 1,

entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH OTHER AGENCIES AND BIG ISLAND COMMUNITY ORGANIZATIONS TO DETERMINE HOW THE COMMERCIAL FOREST INDUSTRY AND THE HILO-HAMAKUA COMMUNITY CAN WORK TOGETHER TO HELP DETERMINE THE FUTURE OF THAT COMMUNITY," was referred to the Committee on Water and Land Use with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Takai, for the Committee on Culture and the Arts, presented a report (Stand. Com. Rep. No. 1356) recommending that H.C.R. No. 258 be referred to the Committees on Water and Land Use and Ocean Recreation and Marine Resources.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 258, entitled: "HOUSE CONCURRENT RESOLUTION ENDORSING THE DESIGNATION OF THE WAILOA STATE PARK AS THE PERMANENT SITE OF THE ANNUAL HAARI BOAT RACE," was referred to the Committees on Water and Land Use and Ocean Recreation and Marine Resources with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Takai, for the Committee on Culture and the Arts, presented a report (Stand. Com. Rep. No. 1357) recommending that H.R. No. 185 be referred to the Committees on Water and Land Use and Ocean Recreation and Marine Resources.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 185, entitled: "HOUSE RESOLUTION ENDORSING THE DESIGNATION OF THE WAILOA STATE PARK AS THE PERMANENT SITE OF THE ANNUAL HAARI BOAT RACE," was referred to the Committees on Water and Land Use and Ocean Recreation and Marine Resources with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1358) recommending that H.C.R. No. 43 be adopted.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 43, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE U.S. DEPARTMENT OF JUSTICE FEDERAL BUREAU OF PRISONS TO EXPEDITE THE CONSTRUCTION OF A SIX HUNDRED AND FIFTY BED FEDERAL DETENTION CENTER ON OAHU," was adopted with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1359) recommending that H.R. No. 40 be adopted.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the

Committee was adopted and H.R. No. 40, entitled: "HOUSE RESOLUTION REQUESTING THE U.S. DEPARTMENT OF JUSTICE FEDERAL BUREAU OF PRISONS TO EXPEDITE THE CONSTRUCTION OF A SIX HUNDRED AND FIFTY BED FEDERAL DETENTION CENTER ON OAHU," was adopted with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representative Morihara, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1360) recommending that H.C.R. No. 4, as amended in HD 1, be adopted.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 4, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNIVERSITY OF HAWAII TO DEVELOP AN IMPLEMENTATION PLAN FOR OUTREACH AND DISTANCE EDUCATION PROGRAMS," was adopted, with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representatives Garcia and Tom, for the Committees on Public Safety and Military Affairs and Judiciary, presented a joint report (Stand. Com. Rep. No. 1361) recommending that H.C.R. No. 48, as amended in HD 1, be adopted.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and H.C.R. No. 48, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII CONGRESSIONAL DELEGATION TO INTRODUCE AND SUPPORT LEGISLATION PERMITTING THE IMMIGRATION OF THE CHILDREN OF FILIPINO VETERANS OF WORLD WAR II TO THE UNITED STATES WITHOUT LIMIT AS TO NUMBER AND WITHOUT THE REQUIREMENT OF FINANCIAL SPONSORSHIP," was adopted, with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

Representatives Garcia and Tom, for the Committees on Public Safety and Military Affairs and Judiciary, presented a joint report (Stand. Com. Rep. No. 1362) recommending that H.R. No. 44, as amended in HD 1, be adopted.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and H.R. No. 44, HD 1, entitled: "HOUSE RESOLUTION URGING THE HAWAII CONGRESSIONAL DELEGATION TO INTRODUCE AND SUPPORT LEGISLATION PERMITTING THE IMMIGRATION OF THE CHILDREN OF FILIPINO VETERANS OF WORLD WAR II TO THE UNITED STATES WITHOUT LIMIT AS TO NUMBER AND WITHOUT THE REQUIREMENT OF FINANCIAL SPONSORSHIP," was adopted with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananakoa, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

SUSPENSION OF RULES

On motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar, with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananaoka, Marumoto, Menor, Meyer, Morihara, Souki, Takai, Takamine and Whalen being excused.

THIRD READING

S.B. No. 305, SD 1, HD 1:

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 305, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," passed Third Reading by a vote of 38 ayes, with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananaoka, Marumoto, Menor, Meyer, Morihara, Souki, Takamine and Whalen being excused.

S.B. No. 333, SD 1, HD 1:

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 333, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," passed Third Reading by a vote of 38 ayes, with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananaoka, Marumoto, Menor, Meyer, Morihara, Souki, Takamine and Whalen being excused.

S.B. No. 959, HD 1:

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 959, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PRUDENT INVESTOR ACT," passed Third Reading by a vote of 38 ayes, with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananaoka, Marumoto, Menor, Meyer, Morihara, Souki, Takamine and Whalen being excused.

S.B. No. 1279, SD 1, HD 1:

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 1279, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," passed Third Reading by a vote of 38 ayes, with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananaoka, Marumoto, Menor, Meyer, Morihara, Souki, Takamine and Whalen being excused.

S.B. No. 823, SD 1, HD 1:

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 823, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Third Reading by a vote of 38 ayes, with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananaoka, Marumoto, Menor, Meyer, Morihara, Souki, Takamine and Whalen being excused.

S.B. No. 5, SD 2, HD 1:

Representative Okamura moved that S.B. No. 5, SD 2, HD 1, pass Third Reading, seconded by Representative M. Oshiro.

Representative Thielen rose and requested the Clerk to register an aye with serious reservations, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and S.B. No. 5, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTORSPORTS INSURANCE," passed Third Reading by a vote of 38 ayes, with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananaoka, Marumoto, Menor, Meyer, Morihara, Souki, Takamine and Whalen being excused.

S.B. No. 285, SD 1, HD 1:

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 285, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COURTS," passed Third Reading by a vote of 38 ayes, with Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananaoka, Marumoto, Menor, Meyer, Morihara, Souki, Takamine and Whalen being excused.

The Chair directed the Clerk to note that S.B. Nos. 305, 333, 959, 1279, 823, 5 and 285 had passed Third Reading at 12:35 o'clock p.m.

ANNOUNCEMENT

Representative Thielen rose and stated:

"Mr. Speaker (Vice Speaker) and Mr. Speaker, yesterday was the 222nd anniversary of the famous, 'Give me liberty, or give me death,' speech that my ancestor, Patrick Henry, delivered in Virginia, at the second Virginia convention. His words sped the country toward revolution against the distant and oppressive government. After the Revolutionary War, Mr. Speaker, Patrick Henry spoke eloquently in support of smaller government and for home rule. He sounds like a modern-day Republican.

"When Patrick Henry spoke at the Constitutional Convention of 1788, he pointedly remarked that only a government small in scale, close at home, and broadly representative, could operate without infringing upon liberty. Henry also insisted that the ordinary citizens needed protection against the consolidated government of such size, complexity and power, that they had a right -- nay, a duty -- to be suspicious of it.

"Let us ponder his wisdom and see what actions this House can do in divesting itself of more authority, giving that authority back to the counties, and to the citizens of our State.

"Thank you, Mr. Speaker (Vice Speaker) and thank you, Mr. Speaker."

ADJOURNMENT

At 12:37 o'clock p.m., on motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Tuesday, March 25, 1997. (Representatives Aiona, Cachola, Herkes, Hiraki, Kanoho, Kawananaoka, Marumoto, Menor, Meyer, Morihara, Souki, Takamine and Whalen were excused.)

FORTIETH DAY

Tuesday, March 25, 1997

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 11:46 o'clock a.m., with the Speaker presiding.

The invocation was delivered by Reverend Rex L. Britt, Superintendent, Hawaii District United Methodist Church, after which the Roll was called showing all members present with the exception of Representatives Pendleton and Yonamine, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 396 through 406) were received and announced by the Clerk and were placed on file.

Sen. Com. No. 396, returning H.B. No. 37, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on March 24, 1997.

Sen. Com. No. 397, returning H.B. No. 214, (SD 1), entitled: "A BILL FOR AN ACT RELATING TO KEAHOLE AIRPORT," which passed Third Reading in the Senate on March 24, 1997, in an amended form.

Sen. Com. No. 398, returning H.B. No. 260, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on March 24, 1997.

Sen. Com. No. 399, returning H.B. No. 369, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on March 24, 1997.

Sen. Com. No. 400, returning H.B. No. 454, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO LAND USE," which passed Third Reading in the Senate on March 24, 1997, in an amended form.

Sen. Com. No. 401, returning H.B. No. 919, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PROPERTY INSURANCE ASSOCIATION," which passed Third Reading in the Senate on March 24, 1997.

Sen. Com. No. 402, returning H.B. No. 1189, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE COMPANIES," which passed Third Reading in the Senate on March 24, 1997.

Sen. Com. No. 403, returning H.B. No. 1190, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE COMPANIES," which passed Third Reading in the Senate on March 24, 1997.

Sen. Com. No. 404, returning H.B. No. 1747, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOLAWE ISLAND RESERVE," which passed Third Reading in the Senate on March 24, 1997.

Sen. Com. No. 405, returning H.B. No. 1762, (SD 1), entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSAL OF IMPOUNDED VESSELS," which passed Third Reading in the Senate on March 24, 1997, in an amended form.

Sen. Com. No. 406, returning H.B. No. 1870, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE RATE REGULATION," which passed Third Reading in the Senate on March 24, 1997.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the House disagreed to the amendments proposed by the Senate to H.B. Nos. 214 (SD 1); 454, HD 1 (SD 1); and 1762 (SD 1), and requested a conference on the subject matter of said amendments.

By unanimous consent, H.B. Nos. 214; 454, HD 1; and 1762, 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. 214 (SD 1); 454, HD 1 (SD 1); and 1762 (SD 1) were made available to the members of the House.

At this time, Representative M. Oshiro introduced intermediate and high school students who are participating in the Legislative Shadow Program, as follows: Miss Jennifer Mori, Mr. Chris Kodani, Mr. Dreyson Cordova, Miss Piilani Fong, Mr. Chuck Hisamoto, Mr. Michael Adams, Miss Nicole Kajiyama, Miss Amilynn Ugalino, Miss Trenna Sykes-Herbert, Mr. Cliff Lagunday, Miss Kimberly Lau, Mr. Neal Riel, Mr. Omar Amby, Miss Cindy Yu, Mr. Robert Howard, Miss Kristen Jones, Miss Jennifer Kajiyama, Miss Lisa Gima, and Mr. Ryan Hockenbury.

Representative Santiago introduced the wife and family members "of a former colleague of ours who served with many of you in the House, the late Uncle Joe Leong," and asked them to stand to be recognized, as follows: Mrs. Beatrice Leong; sisters, Lillian Gilman and Edna Stewart; son, James Leong and his daughter Lenelle and her daughter Kylee; James Leong, III and Justin; daughter of Mrs. Leong, Janice Eldridge and her son Kauano; and "part of our own House Staff," Leilani and Ala.

Representative Kanoho then rose and stated:

"If I may, I would also like to extend a deep aloha to Mrs. Leong, and to the entire Leong family.

"For those of us who have had the pleasure of working with Representative Joe Leong, very fondly referred to as Uncle Joe, he was a very, very special person, and especially to me because he was so caring and so sincere.

"I can well remember all the times that we spent together in the House Finance Committee, and on the various trips to further ourselves in the business of government to various places in the country. Those will be very fond memories for me, and I would just like to share that with the Leong family, and extend my mahalo and aloha.

"Thank you, Mr. Speaker."

Representative Meyer introduced Danny Kaleikini and Linda Wong.

Representative Marumoto introduced Connie Liu and David Ninomiya, "two other shadows from Kalani High School."

Representative Aiona introduced Bi Vuong and Keola Whittiker, shadows from Roosevelt High School.

Representative M. Oshiro introduced Adrienne Lung, another shadow.

Representative Chang introduced Mr. William Bacauinacough, CEO of Superior Robotics of America, and his wife, Ellen Sherry, Technical Communications Consultant.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following resolutions and concurrent resolutions were re-referred to committee by the Speaker:

H.R.

Nos. Re-referred to:

- 107 Committee on Tourism, then to the Committee on Finance
- 154 Committee on Hawaiian Affairs, then to the Committee on Judiciary
- 200 Committee on Health, then to the Committee on Finance

H.C.R.

Nos.

- 167 Committee on Tourism, then to the Committee on Finance
- 224 Committee on Hawaiian Affairs, then to the Committee on Judiciary
- 250 Committee on Education, then to the Committee on Finance
- 279 Committee on Health, then to the Committee on Finance

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolutions (H.R. Nos. 213 and 214) were announced by the Clerk and the following actions taken:

H.R. No. 213, entitled: "HOUSE RESOLUTION HONORING RYAN SHIMABUKURO FOR WINNING THE SPEED SKATING OVERALL TITLE AT THE ALL-AMERICAN SPRINT COMPETITION AT WEST ALLIS, WISCONSIN, AND ENCOURAGING HIM IN HIS QUEST TO BECOME HAWAII'S WINTER OLYMPIAN IN THE 1998 WINTER OLYMPIC GAMES IN NAGANO, JAPAN," was jointly offered by Representatives M. Oshiro, Abinsay, Ahu Isa, Cachola, Case, Chang, Goodenow, Halford, Herkes, Hiraki, Ito, Jones, Kahikina, Kawakami, Morihara, Morita, Nakasone, Okamura, Saiki, Say, Stegmaier, Suzuki, Takai, Takumi, Whalen and White.

Representative M. Oshiro moved that H.R. No. 213 be adopted, seconded by Representative P. Oshiro.

Representative M. Oshiro rose to speak in support of this resolution, stating:

"Mr. Speaker and colleagues, it is indeed my pleasure to speak today in support of this resolution honoring Ryan Shimabukuro.

"This person that we're recognizing today has so many accomplishments that it's difficult to figure out where to begin. However, today we're honoring Ryan for his most recent accomplishment, and that is winning the overall title of the All-American Sprint Competition.

"Some of you may be wondering: Sprint Competition. You may be thinking about a track and field event. In actuality, Mr. Speaker, we're honoring Ryan for winning the Overall Title at the All-American Sprint Competition in the sport of speed skating, and that is on ice, not on track and field.

"Mr. Speaker, I'd like to speak in support of this resolution and tell you a little bit about Ryan's story. Ryan's story began with many, many sacrifices. At age 16, Ryan made perhaps the most difficult decision of his life. Ryan would leave his family, his friends at Moanalua High School for the Petite National Ice Center in Wakashaw, Wisconsin, where he'll begin his training to become a competitive speed skater.

"Mr. Speaker and colleagues, imagine what it must have been like to leave your home, to leave your family, to pursue a dream with odds of success almost completely stacked against you. We do not grow up in Hawaii with lakes and ponds and pools that ice over during the winter. We can only dream and imagine what it would be like to speed skate on such a surface. Mr. Speaker, it would be akin to me leaving mid-session to go to Hollywood with the hopes of starring in a major motion picture and winning an Academy Award.

"Despite this dedication and sacrifice, it paid off. He began winning award after award and started placing higher and higher in succeeding competitions, including placing second in the U.S. National Sprint Competition as a junior, and becoming a member of the U.S. National Team. But in his quest, Ryan would also suffer a number of setbacks, including a broken ankle in training, just short of earning the right to compete in the 1991 Olympic Festival.

"And if his luck wasn't bad enough, Mr. Speaker, he would face a second major setback with a bout of double pneumonia which took him out of Olympic qualifications. Yet, here he is five years later, still skating, still very competitive, and still striving towards his personal goal of becoming Hawaii's first winter athlete.

"Mr. Speaker, this story would not be complete without recognizing the contributions of a few others who have also sacrificed in support of Ryan throughout his quest. They went as far as leaving their jobs, selling their homes, and moving to the mainland to support their son.

"On the floor with us, Mr. Speaker, are Ryan's parents and grandparents. His parents have since moved back to Hawaii and now live in Mililani. If I may, I'd like to introduce Ryan and his family at this time.

"We have to his right, Ryan's grandmothers, Betty Fujiwara and Asako Kimura. Would you please rise? Seated to Ryan's right is his grandfather Fukumi Fujiwara. Mr. Fujiwara, please stand. Seated next to the grandfather is Ryan's father, Gilbert Kimura. Mr. Kimura, please stand. Next to Ryan is his mother, Roberta Kimura. Mrs. Kimura, please stand. And, of course, Mr. Speaker, our honoree, Mr. Ryan Shimabukuro. Ryan, please stand.

"Mr. Speaker, I'd just like to add that Ryan is presently awaiting notification as to whether he has regained his national ranking on the U.S. National Sprint Team. I am told that his most recent win of last week puts him in a pretty good position.

"Ryan, I would like to thank you for reminding us of a statement made by President Harry S. Truman, who advised: 'Make no little plans, make the biggest ones you can think of and spend the rest of your life carrying it out.'

"Thank you, Ryan; thank you, Mr. Speaker."

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

"I, too, would also like to offer my congratulations to Ryan for his outstanding accomplishments. I am especially proud to be able to join all of you in recognizing Ryan because of the fact that both Ryan and his family are residents of Mililani, which is part of a district that I represent.

"I believe that the community that I represent has developed a reputation as one of the fine and progressive communities in the State of Hawaii that has produced many fine and talented young individuals. And there is no question that in light of his accomplishments, Ryan clearly falls within that category of individuals.

"In addition to recognizing Ryan, I also wanted to recognize several members of the Hawaii Winter Athletes Board for 1998, who are involved in promoting involvement of our young people in winter sports. I believe that some of them are seated in the gallery," and asked the following individuals to stand to be recognized: Kevin Uehara, Russell Yamada, Greg Kagimoto, Arlene Omalza, Rodney Mukai, Jean Seki and Leanne Fukumoto.

"Again, my heartfelt congratulations to you, Ryan, for your outstanding achievements here in the State of Hawaii."

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

"I'd just like to offer my congratulations to Ryan and his family as I also represent part of Mililani. I'd like to say that, as a representative of an All-American city, you've made us even more proud. We really will be looking forward to your appearance at the Olympics. Thank you."

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

"Although Ryan doesn't live in my district any more in Moanalua, it gives me great pleasure to introduce Ryan's family, who are seated in the gallery this morning.

"I would like to ask them to please rise as I introduce them. First, Corine and Alfredo Garma. Sister Corine is a graphic designer and owns her own company; Reid Shimabukuro, he's an older brother who's probably fighting some fires or getting ready to. He's with the Federal Firefighters; Kristen Shimabukuro, an older sister just above Ryan; works at Waikiki Parc Hotel as an accountant; Karen Hirai, Ryan's aunt and sister of Robbie whose husband is a Lieutenant Colonel, and their two children, Nikki, who's 14 years old, and Justin, who's 12 years old, and celebrating his birthday today. Members, please help me wish Justin a happy birthday, and a warm welcome to the family.

"Both grandparents and Robbie's mother-in-law have been financially and emotionally supportive for the past ten years since Ryan's participation in speed skating, especially when the family moved to Wisconsin and

relocated back to Hawaii. This support system continues within this wonderful ohana.

"Ryan and his family lived in Salt Lake from 1981 to 1989. He attended Moanalua Elementary School, Moanalua Intermediate School, and his first semester as a sophomore at Moanalua High School until he moved to Wisconsin and finished his education there. Ryan's two sisters and brother all graduated from Moanalua High School in '86, '87 and '89.

"I would like to extend my congratulations to Ryan and his wonderful family on winning the All-American Sprint Competition Overall Title. Our best wishes are with you Ryan as we watch you regain your ranking on the U.S. National Sprint Team and compete in the 1998 Winter Olympic Games.

"Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.R. No. 213 was adopted with Representatives Meyer, Nakasone, Pendleton, Takumi and Yonamine being excused.

At this time, Representative M. Oshiro presented Ryan Shimabukuro with a Certificate of Recognition while Representatives Ahu Isa, Arakaki, Lee, Morita, P. Oshiro and Suzuki presented the honorees with floral leis.

At 12:11 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:19 o'clock p.m.

H.R. No. 214, entitled: "HOUSE RESOLUTION CONGRATULATING THE DISTINGUISHED RECIPIENTS OF THE 1996-1997 MILKEN FAMILY FOUNDATION NATIONAL EDUCATOR AWARD AND COMMENDING THE FOUNDATION FOR ITS SUPPORT AND GENEROSITY IN RECOGNIZING INNOVATIVE EDUCATORS IN HAWAII'S PUBLIC SCHOOLS," was jointly offered by Representatives Stegmaier, Okamura, Morita, Halford and Souki.

Representative Stegmaier moved that H.R. No. 214, be adopted, seconded by Representative Okamura.

Representative Stegmaier rose and stated:

"The Milken Family Foundation encourages talented young people to become educators. It stimulates creativity and productivity among educators and students of all ages. It endeavors to strengthen the educational profession by recognizing and rewarding those outstanding educators who have demonstrated exemplary teaching and leadership abilities, and an extraordinary commitment to educational excellence.

"Since the Milken Family Foundation National Educator Awards Program was established in 1985, and the first awards were given in the state of California in 1987, membership has grown to 32 participating states, including Hawaii, which became a participating member in 1990.

"Since its inception, the program has recognized 1,020 outstanding teachers, counselors, librarians, principals, and other administrators with unrestricted individual Milken Educator Awards of \$25,000 each, totalling \$25.5 million nationally. Thirty-eight of those recipients have been from the State of Hawaii.

"The Milken Family Foundation looks for the very best and through the standards that it has set up, the

Foundation finds the very best. These standards are embodied in the following criteria: Educators have to have expert pedagogy or teaching ability; they have to have distinguished achievement in developing innovative educational curricula programs and/or teaching methods; they have to have outstanding ability to instill in students, character and self-confidence; they must have outstanding ability to develop children's understanding of the direct bearing that education and real world activities have on one another; they have to have a commitment to professional development and policy leadership in their school, their district, and their state. They have to have exemplary innovative use of technology and have had to have demonstrated an exemplary innovative use of educational technology. They have to have strong potential for even greater contributions than they have shown so far. For administrators, two of whom we are honoring today, they have to have the outstanding ability to attract, support, and motivate committed educational professionals.

"Mr. Speaker, all four of the educators who are being honored today have demonstrated these high standards, very high standards of excellence. And I'd like to take the time to introduce the four awardees for the 1996-1997 school year at this time.

"First, Angela Church, a sixth grade teacher at Wailupe Valley Elementary School, and Angela, if you could stand. As a result of Angela's enthusiasm for the Globe Program, which is global learning and observations to benefit the environment, students at Wailupe School are technologically connected with other students throughout the world with the international scientific research community on a legitimate international scientific study, in which the students are ongoing participants.

"Angela Church's innovative, multi-disciplinary pedestrian city project, involving both students and parents, has generated much enthusiasm for learning, and engages students in constant decision making, writing, mathematical calculations, group problem solving, art work, and the practicing of economics -- micro-economics.

"Despite teaching for only six years -- and by the way, Mr. Speaker, she was a dental hygienist until she developed carpal tunnel syndrome, which required her to move on to another career. Angela Church naturally knows how to reach and therefore effectively teach children. Her commitment to excellence does not stop at the classroom however, and she continues with her collegial support of other teachers, her activities as a member of the SCBM Council, and her willingness to participate in Wailupe Valley's community programs.

"If I could ask Linda Holt to stand. Linda Holt, who leads a federally-funded reading program for students in Grades 1 through 5 at Haiku School on the island of Maui, believes that the keys to student learning are a positive self-image and active parental support.

"She teaches to the successes of her students, leads her colleagues in training sessions and peer group meetings, and involves all staff members in the facilitation of the Title 1 Schoolwide Planning. She forms strong partnerships with parents as an active participant in family fun nights, the PTA, and the SCBM Council.

"Members will remember that in 1991 and 1994, Linda Holt's remedial reading program was honored for excellence by the U.S. Department of Education, and she was personally honored as Hawaii's Teacher of the Year in 1995.

"Mr. Lawrence Joyo is the principal of Waihee School on Maui. Mr. Joyo, for over 32 years, has dedicated himself to a career in education, teaching at various schools until becoming vice principal at Lahainaluna High School in 1982, and becoming principal at Waihee in 1987.

"His leadership has brought about positive changes, culminating in a National Blue Ribbon School Award from the U.S. Department of Education in 1994. Mr. Joyo has several firsts that he can acknowledge credit for although he quickly mentions that it is the Waihee ohana that is really responsible for these recognitions.

"Waihee School became the State's first year-round school and Maui district's first SCBM school. And Waihee School has been honored, while Mr. Joyo has been its principal, as the first neighbor island Blue Ribbon School. Due to his initiative and resourcefulness, Waihee School has found community resources to supplement its shrinking school budget and to help keep the school's year-round intercession courses operational. And through monetary grants that he has been responsible for obtaining, these grants have supplemented the Hawaiian culture and enrichment classes, and also funded completion of the school's local area network system.

"Mr. Raymond Sugai, an educator extraordinaire and principal of Pearl Ridge Elementary School, during his 17 distinguished years as a secondary school teacher, entered the administrative training program where he received his training at Konawaena High and Intermediate School. He assumed a vice principalship at Waipahu Elementary School for a short time and, thereafter, appointed principal of Waiahole Elementary School in 1986, which in 1988 was named the State's Outstanding Elementary School and selected National Blue Ribbon Award Winner in 1989, in large part because of his leadership in instituting the learning through the Arts Program at the school.

"In 1989, Mr. Sugai became principal of Pearl Ridge Elementary School where he mobilized over 100 volunteers and established partnerships with the Panasonic Corporation and the University of Hawaii College of Education to achieve a campus fully activated for voice, video, and data, resulting in two nationally acclaimed student produced documentary videos, and ultimately leading to the school being recognized as a National Blue Ribbon School in 1994.

"Mr. Sugai has the distinction of being the only principal in the State of Hawaii to lead two different schools to the National Blue Ribbon School Excellence.

"Mr. Speaker, rather than go into detail about the specific contributions any more than I have already, and to read over these descriptions of what these individuals have accomplished, my staff and I -- it brought tears to our eyes to think about the kind of sacrifices and contributions that each one of them has made -- I'd like to read a portion of a letter that one of these outstanding educators wrote to me a couple of years ago, if I might.

"What an honor it was for me to stand before the members of the House to represent all these good teachers who are in my heart and thinking, these special souls with caterpillar cocoons on their ceilings, and riding pumpkins in their science corners. Those who give abundantly of their time, and those who share freely the light from their flames, thank you for acknowledging them through me.

"In the Buddhist tradition, there's a story that goes like this: Long ago, the people of Thailand, in order to protect their precious golden Buddha from marauding

peoples, covered it in clay. Over the course of time, the memory of the golden Buddha, lying within the clay was lost. Eventually the plain looking statue was moved to a storage place to make room for a finer statue.

"Now it happened in the moving that the clay was damaged. In time, a night watchman noticed a reflection from the back of the clay statue as his light passed over it. Suspiciously, he approached the homely mass and scratched away at the back of the figure, revealing the golden statue beneath.

"Children are born with a golden essence inside, and even though that essence may become covered in the clay of circumstance, it is still there. It is our job, as parents and teachers, to look beyond the clay to the precious possibilities within the child. The clay only shows us probabilities; what we must see are possibilities.

"Extend the metaphor of the golden Buddha to teaching and learning, and the system which supports teaching and learning. It is important to remember that the system is not steel cogs, belts, and axles. The system is living, breathing, caring and dedicated people.

"You are part of the system as I am. As legislators and educators, we are the trustees of the future because, directly or indirectly, we touch the lives of children. When we take on the mantle of trust, we're entering a covenant to provide the support and resources necessary for every child to realize his or her full potential as individuals, and as members of the larger community. To do that, we have to act as one."

"Mr. Speaker, these words point to spirituality that is the foundation of the success of these remarkable educators. Today, Mr. Speaker, in this room, Jews, Buddhists and Christians, celebrate these educators' accomplishments, which are based on a common characteristic. They've seen beyond the superficial, to the God given soul or spirit within. It is the love and respect that these educators show their students, their students' parents, and their colleagues that have allowed them to make the tremendous sacrifices necessary to be such exemplary educators.

"In addition to the \$25,000 award, the Milken Family Foundation hosts a conference of Milken Award winners later this year in Los Angeles, where the honorees will be present with others from around the country.

"Through its worldwide web page, the Foundation has provided a means of connecting Milken Award educators with one another, and with valuable information resources for the remainder of their careers.

"Mr. Speaker, I'd like to introduce a visionary individual without whom the program that we are honoring today, would not have been possible. I'd like to introduce Mr. Lowell Milken, president and founder of this great program.

"If I might introduce the individuals who are in the gallery as well. In the gallery are the Senior Vice President of the National Educator Awards Program, Dr. Jules Lesner; Dr. Thomas Boysen, Executive Vice-President for Education; and Mr. Johnny Cho, Public Relations Officer.

"Also, in the gallery are a number of former honorees of the Milken Award. The Foundation has done a great job of bringing these members together and allowing them to continue to fellowship and dialogue about how we can improve our education system. Would those individuals, who are in the gallery, please rise to be recognized at this time?"

"Thank you all for your significant and very unique contribution to Hawaii's education system. Thank you."

Representative Okamura then rose to speak in favor of this resolution, stating:

"Mr. Speaker, I too would like to acknowledge the Milken Family for their outstanding program and contributions, and for especially honoring Hawaii with so many chosen educators.

"Mr. Speaker, I'm very honored today and very privileged to speak on behalf of Mr. Ray Sugai, principal of an outstanding elementary school -- Pearl Ridge Elementary. Ray has had a long and distinguished career in Hawaii's educational system, and deserves other accolades and prestige which accompanies the 1996 Milken Family Foundation National Educator Award.

"In today's world, Mr. Speaker, many in the community say that public education is not working, that there's tremendous problems. I invite all of these doomsayers to visit Ray Sugai's campus at Pearl Ridge Elementary. I have, along with Representative Takai and many other legislators, been on the campus many times and you would never have any doubt that education in Hawaii works. It's a campus where staff, teachers, and all of the students are always happy, always positive, and I have to give the credit to its leader, Mr. Sugai.

"I must point out also, Mr. Speaker, that despite his years of educational service, Principal Sugai still believes that everyone, including himself, can improve upon their education. He certainly serves as an excellent role model for all educators.

"Principal Sugai recently earned an Educational Specialist Certificate from the University of Iowa and is currently enrolled in the doctoral program at the University of Hawaii, despite the fact that he lives on the campus of Pearl Ridge six or seven days a week. Principal Sugai's guiding philosophy in all that he does is that every child is special, all children can learn.

"As co-worker and Vice Principal Carolyn Hamada says: 'In every decision he makes, it is with the belief that students come first. He nurtures and guides students with warmth, disciplines with firmness, and supports them with love. If students have difficulties with their studies, he takes time out to talk with them. He shows interest not only in their work, but also in their well being. He praises all of their efforts and achievements; in short, he empowers others through listening.'

"His warmth and dedication demonstrate the sincere caring he feels for the welfare of Hawaii's children and our community as a whole. Ray helps people to see the miracles that can be achieved by helping others. The result is a community willing to give of themselves for the good of its youth.

"As a principal, Ray Sugai has the unique ability to bring out the best in people. He is a skilled leader who can mobilize the school community to achieve many goals. He has guided Pearl Ridge Elementary through the painstaking steps of School Community Based Management. He has implemented the Special Education Full Inclusion Program, which teams special and regular education teachers together to provide a warm learning environment for youngsters with challenging needs.

"Mr. Speaker, I could go on and on about Principal Sugai's accomplishments, and Representative Stegmaier has already alluded to a lot of them. He has been instrumental in providing new and tenured teachers with

the opportunity to further their education. He established a partnership program with the College of Education whereby UH students gain in-class experience under the guidance of teacher mentors, and the teachers can upgrade their own skills through course offerings at the University.

"He is also a mentor in the Cohort Administrator Training Program, which allows him to share his own personal strategies in managing people, resources, and facilities.

"Finally, Mr. Speaker, with so many accomplishments, it is easy to assume that someone like Mr. Sugai spends all of his time in the office, and thankfully, that is not always the case. Among his many extra-curricular activities, Mr. Sugai is Chairperson of the Wolfpack Wrestling Booster Club. He's competed in four Molokai to Oahu canoe races and is a three-time finisher in the Honolulu Marathon, and is very, very active in the First Baptist Church of Pearl City.

"Mr. Speaker, Principal Sugai's accomplishments speak for themselves. He is truly an outstanding person whose influence is felt throughout the community and his family. I would be remiss if I did not mention that both his children have chosen to lead their lives in the same spirit as their father. His son is currently a campus minister at Oregon State, and his daughter, Stacy, is a school counselor at Waipahu Intermediate School. Stacy says that her father 'taught us by example, to work ethically and to the best of our ability. He's never ashamed to discuss his mistakes or shortcomings as they are teaching tools for us and for himself. He is constantly giving without expecting anything in return. He has been a good role model, father and friend.'

"In closing, Mr. Speaker, I would like to recite the motto by which Principal Ray Sugai lives his life. A motto which hangs on his office wall and one which we should all strive to live our own lives by, and that is: 'Never settle for less than your best.'

"Thank you."

Representative Takai then rose to speak in support of this resolution, stating:

"Last year I had the wonderful opportunity to attend the National Education Conference in Los Angeles, hosted by the Milken Family Foundation. There, the Milken Family Foundation awarded nearly \$4 million to outstanding educational professionals representing 30 states.

"The award recipients from Hawaii last year represented the entire state extremely well. This year is no different. In November, I had the opportunity to meet with this year's recipients: Angela Church, Linda Holt, Lawrence Joyo, and Ray Sugai. All are great representatives of the finest in Hawaii's public schools.

"And while many factors contribute to a successful school, a talented professional teaching and administrative force is absolutely essential. The focus of the Milken Family Foundation is educational technology.

"As you know, Mr. Speaker, we are currently grappling with the challenges of funding technology infrastructure, software, and in-service training and consulting services for our schools. I am confident that within a few short years, all of our classrooms throughout Hawaii will be networked and connected to the worldwide web, providing educational computer technology to each and every student.

"As Lowell Milken said at last year's conference: 'When education technology is implemented, the rigors of educational experience is vastly increased.'

"I'd like to pay particular attention and provide much praise to one of our award recipients today and that is Mr. Ray Sugai. In an effort to help define and strengthen school culture at Pearl Ridge Elementary School, Mr. Sugai implemented tribes, a new way of learning and being together, a student and staff program that promotes personal growth and learning in a positive environment.

"Keeping to his goal of enhancing the self-esteem of the school community, Mr. Sugai has also introduced a number of student recognition awards and programs such as the Maika'i Award and the Maika'i Showcase and the Number One Club which respectively rewards good citizenship, academic and creative excellence, and the successful accomplishments of a personal goal. In addition to being an exceptional educator and administrator, he's a great friend. Congratulations, Ray!

"Hawaii is very fortunate to be a part of the Milken Family Foundation National Educator Awards Program. Thus far the Milken Family Foundation has awarded and recognized 38 of our top educators across this State. I, too, would like to join my colleagues in congratulating our honorees today, and in sharing and thanking Lowell Milken, the Milken Family, Dr. Boysen, Dr. Lesner and the Milken Family Foundation for their tireless efforts.

"Thank you, Mr. Speaker."

Representative Ward then rose to add a few remarks to awardee Angela Church, stating:

"Mr. Speaker, Angela Church exemplifies the best and the brightest in teaching in the State of Hawaii. Her ability to know, love, and nurture children is to make them, and empower them as lifelong learners is her hallmark.

"And interestingly, Mr. Speaker, she joins her colleagues in the gallery, and I can see that they're a group that sticks together. She's now initiated into that fraternity.

"But ironically, as Representative Stegmaier said, she's a teacher at Wailupe Elementary, of which a number of weeks ago we argued on this very floor to keep it open. It's one of the smallest; it's one of the best. I'm hoping today that as we honor one of the best and the brightest teachers, we'll remember that small schools, like Wailupe where Angela Church teaches, is what keeping small schools open is all about.

"Lastly, Mr. Speaker, I wanted to note that in her short five years, she has attained this awardee status with the Milken Foundation. In a short five years and sprinting, Angela, we will expect in the next five to ten years increased excellence, increased benefits to the children of the State of Hawaii.

"Mr. Speaker, to the encourager of our teachers, congratulations to the Milken Foundation, to encourage what otherwise is sometimes a profession that's getting very discouraged nowadays. So we encourage you to keep on the encouragement to make our teachers the best and the brightest in this country and this state.

"Thank you, Mr. Speaker."

Representative Morita then rose to speak in support of this resolution, stating:

"Mr. Speaker, we have many great teachers in our public school system but with exceptional teachers and administrators like Linda Holt, Angela Church, Raymond Sugai and Lawrence Joyo, the concept of cloning becomes very attractive. But since cloning of human beings is a very sensitive subject, I believe the next best thing is to talk about Linda Holt's important contribution as a role model to our children and her peers.

"Linda Holt is the perfect example of think globally, act locally. Her service to others began as a volunteer in the Peace Corps in Nigeria. Linda went there with the intention of helping others, but grew a great deal from that experience. She learned the beauty of another culture as well as her own. Through this experience, one of Linda's goals is to reconstruct the school curriculum to reflect the influence of other cultures which make up our country and our islands.

"Following her service in the Peace Corps, Linda spent nine years in the smallest public school in the State of Hawaii, Keanae School, which is also part of my district, District 12. While at Keanae, she helped to develop the concept of school as a community center, with the focus on intergenerational communion and problem solving activities. During that time, she also served as the secretary of the Keanae Community Association, and involved herself in writing testimony on issues important to that community.

"Since coming to Haiku, Linda leads a federally funded reading program under Title 1. Her Remedial Reading Program was twice honored by the U.S. Department of Education, in 1991 and 1994. Although students that entered Linda's classroom test at the lowest quarter, over 90% read at grade level or better by the time they finish. Indicators of success of her Title 1 Program includes substantial gains on nationally known tests, high percentage of students exited from the program, low rate of recidivism, and an average of 12 to 15 former students on the Honor Roll.

"In 1995, Linda was named Hawaii's Teacher of the Year and she was one of the four finalists for the nation's top teaching honor, National Teacher of the Year. An average of 95 students per year begin 30 minutes a day class with Linda with a smile and a hug. Linda Holt conveys consideration, love, respect and praise, and the belief that they will do well.

"Students in her classroom make responsible learning choices, and they learn to help one another. Because of the changing demographics, work force, the family structure in the Haiku community, Linda provides the much needed extra support for family to do its job successfully. Through training sessions, peer group meetings, family fun night, newsletters, participation in the PTA, 13 years as treasurer, and the SCBM Council facilitator, Linda has been able to form an important partnership with the parents of her students. In 1993, she was chosen Volunteer of the Year by the Haiku School PTA.

"Mr. Speaker, I could go on with the many contributions and accomplishments. But as you can see and as my fellow colleagues can see, this is a woman who is much loved and respected by Haiku School, the Haiku community, her students and her peers. Congratulations to Linda and to all of you for the well-deserved honor."

Representative Morihara then rose and stated:

"I really want to take the opportunity to congratulate all the winners and to recognize a couple of them, both Linda Holt and Larry Joyo, who are not only residents of Maui but also residents of Upcountry.

"Certainly Linda Holt, what can we say? She's been here before and her recognitions are many not only one of the best teachers in the State, but probably one of the best in the country.

"And Larry Joyo, I wanted to point out, is certainly a pioneer in the year-round schooling efforts at Waihee, but not only that, his background goes very far back. As a coach, he managed to coach a small but fine school like St. Anthony's to a football championship. I was a rival at that time so I can certainly remember the effort that he took in the commitments to many of my friends who were with him. It was really an example of inspiring commitment to excellence among the students and those that he touched in their lives.

"I want to thank you all for your hard working commitment to excellence. Thank you."

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

"I'm honored to be able to stand on the floor of this House for the second time to congratulate and express appreciation for Linda Holt. Two years ago, we honored her as Teacher of the Year.

"We've all heard Maui's title 'Maui no ka oi.' Maui is no ka oi because of Maui's people. Larry Joyo and Linda Holt are two, among the many shining citizens of Maui, that make Maui no ka oi. Thank you."

Representative Okamura then rose and stated:

"I promise I'll make this very short. I forgot that I was supposed to introduce some honorees that have come to honor Mr. Sugai from Pearl Ridge.

"I'd like to introduce Carolyn Hamada, the Vice-Principal of Pearl Ridge; also Kathy Nagaji, Curriculum Coordinator; and Howard Ishizuka, the PTG President; and Anderson Dun, 6th grade student. Please rise to be recognized.

"I also wanted to add that Ray, we really thought seriously about giving something back to you since you're always giving to the community. We thought and thought and we couldn't come up with anything, because we thought the Milken Family's giving you \$25,000, how do we match that? So we decided to give you peanuts. The reason we're doing that is, anyone who knows Ray, his one weakness is he loves peanuts, so Representative Kawakami and Representative Lee will be presenting you leis of peanuts. Thank you."

The motion was put to vote by the Chair and carried, and H.R. No. 214 was adopted with Representatives Arakaki, Chang, Herkes, Jones, Kawanakoa, Pendleton, Saiki, Say and Yonamine being excused.

At 12:57 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:08 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1363) recommending that H.C.R. No. 130 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 130, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE HAWAII YACHT CLUB FOR ITS COMMUNITY AND YOUTH ACTIVITIES AND ITS REQUEST FOR A NEW LEASE WITH THE STATE," was referred to the Committee on Finance with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1364) recommending that H.R. No. 106 be referred to the Committee on Higher Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 106, entitled: "HOUSE RESOLUTION SUPPORTING SHIP OPERATIONS AT THE UNIVERSITY OF HAWAII," was referred to the Committee on Higher Education with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1365) recommending that H.C.R. No. 166 be referred to the Committee on Higher Education.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 166, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING SHIP OPERATIONS AT THE UNIVERSITY OF HAWAII," was referred to the Committee on Higher Education with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1366) recommending that H.C.R. No. 196, as amended in HD 1 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 196, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO DEVELOP A MASTER PLAN TO PROTECT MAUNALUA BAY," was referred to the Committee on Finance with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Morihara, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1367) recommending that H.C.R. No. 161, as amended in HD 1 be referred to the Committee on Transportation.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 161, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO IMPROVE VEHICULAR ACCESS TO LEEWARD COMMUNITY COLLEGE," was referred to the Committee on Transportation with Representatives Abinsay, Arakaki, Chang, Hiraki,

Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Morihara, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1368) recommending that H.R. No. 102, as amended in HD 1 be referred to the Committee on Transportation.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 102, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY TO IMPROVE VEHICULAR ACCESS TO LEEWARD COMMUNITY COLLEGE," was referred to the Committee on Transportation with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1369) recommending that H.C.R. No. 167, as amended in HD 1 be referred to the Committee on Labor and Public Employment.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 167, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE FEASIBILITY OF PRIVATIZING THE HAWAII CONVENTION CENTER," was referred to the Committee on Labor and Public Employment with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1370) recommending that H.R. No. 107, as amended in HD 1 be referred to the Committee on Labor and Public Employment.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 107, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE FEASIBILITY OF PRIVATIZING THE HAWAII CONVENTION CENTER," was referred to the Committee on Labor and Public Employment with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1371) recommending that H.C.R. No. 286, as amended in HD 1 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 286, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO GIVE PRIORITY TO THE MAUKA HIGHWAY AS AN ALTERNATIVE HIGHWAY TO FARRINGTON HIGHWAY ON THE LEEWARD COAST," was referred to the Committee on Finance with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1372) recommending that H.R. No. 203, as amended in HD 1 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 203, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO GIVE PRIORITY TO THE MAUKA HIGHWAY AS AN ALTERNATIVE HIGHWAY TO FARRINGTON HIGHWAY ON THE LEEWARD COAST," was referred to the Committee on Finance with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1373) recommending that H.C.R. No. 131, as amended in HD 1 be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 131, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO REQUIRE SERVICE IN THE HONOLULU POLICE DEPARTMENT'S COMMUNITY-TRAFFIC AWARENESS PARTNERSHIP PROGRAM AS A SENTENCING OPTION FOR INDIVIDUALS CONVICTED OF MULTIPLE TRAFFIC INFRACTIONS," was referred to the Committee on Judiciary with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1374) recommending that H.R. No. 81, as amended in HD 1 be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 81, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE JUDICIARY TO REQUIRE SERVICE IN THE HONOLULU POLICE DEPARTMENT'S COMMUNITY-TRAFFIC AWARENESS PARTNERSHIP PROGRAM AS A SENTENCING OPTION FOR INDIVIDUALS CONVICTED OF MULTIPLE TRAFFIC INFRACTIONS," was referred to the Committee on Judiciary with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1375) recommending that H.C.R. No. 6 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 6, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF TRANSPORTATION TO INCLUDE AN AGRICULTURAL INSPECTION FACILITY IN THE DESIGN OF THE CARGO FACILITIES AT ALL AIRPORTS," was referred to the Committee on Finance with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1376) recommending that H.C.R. No. 129 be referred to the Committee on Water and Land Use.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 129, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE HISTORIC HOMEOWNERSHIP TAX CREDIT," was referred to the Committee on Water and Land Use with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1377) recommending that H.C.R. No. 255 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 255, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT EFFORTS IN THE UNITED STATES CONGRESS TO PROVIDE ASSISTANCE TO LEGAL, NON-CITIZEN IMMIGRANTS WHO HAVE BEEN DENIED PARTICIPATION IN THE FEDERAL SUPPLEMENTAL SECURITY INCOME PROGRAM AND TO RETURN THESE INDIVIDUALS TO THE PROGRAM," was referred to the Committee on Finance with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1378) recommending that H.R. No. 182 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 182, entitled: "HOUSE RESOLUTION STRONGLY URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT EFFORTS IN THE UNITED STATES CONGRESS TO PROVIDE ASSISTANCE TO LEGAL, NON-CITIZEN IMMIGRANTS WHO HAVE BEEN DENIED PARTICIPATION IN THE FEDERAL SUPPLEMENTAL SECURITY INCOME PROGRAM AND TO RETURN THESE INDIVIDUALS TO THE PROGRAM," was referred to the Committee on Finance with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1379) recommending that H.C.R. No. 174 be referred to the Committee on Public Safety and Military Affairs.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 174, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO PROPOSE AND SUPPORT LEGISLATION AND THE PRESIDENT OF THE UNITED STATES TO ISSUE AN EXECUTIVE ORDER TO ASSIST AMERASIAN CHILDREN OF UNITED STATES SERVICEMEMBERS IN THE PHILIPPINES," was referred to the Committee on Public Safety and Military Affairs with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor,

Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1380) recommending that H.R. No. 114 be referred to the Committee on Public Safety and Military Affairs.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 114, entitled: "HOUSE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO PROPOSE AND SUPPORT LEGISLATION AND THE PRESIDENT OF THE UNITED STATES TO ISSUE AN EXECUTIVE ORDER TO ASSIST AMERASIAN CHILDREN OF UNITED STATES SERVICEMEMBERS IN THE PHILIPPINES," was referred to the Committee on Public Safety and Military Affairs with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1381) recommending that H.C.R. No. 122 be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 122, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO STUDY THE NEEDS OF, AND THE PROVISION OF SERVICES AND SHELTER TO, MINORS AGES FOURTEEN TO EIGHTEEN WHO ARE VICTIMS OF DOMESTIC VIOLENCE," was referred to the Committee on Judiciary with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1382) recommending that H.R. No. 76 be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 76, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO STUDY THE NEEDS OF, AND THE PROVISION OF SERVICES AND SHELTER TO, MINORS AGES FOURTEEN TO EIGHTEEN WHO ARE VICTIMS OF DOMESTIC VIOLENCE," was referred to the Committee on Judiciary with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1383) recommending that H.C.R. No. 276, as amended in HD 1 be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 276, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF PLANNING OF THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO FACILITATE DISCUSSIONS BETWEEN ALL AFFECTED PARTIES AND SEEK CONSENSUS ON APPROPRIATE STATE REGULATION OF RIGHTS REAFFIRMED UNDER

ARTICLE XII, SECTION 7, OF THE HAWAII STATE CONSTITUTION," was referred to the Committee on Judiciary with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Case, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1384) recommending that H.R. No. 197, as amended in HD 1 be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 197, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF PLANNING OF THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO FACILITATE DISCUSSIONS BETWEEN ALL AFFECTED PARTIES AND SEEK CONSENSUS ON APPROPRIATE STATE REGULATION OF RIGHTS REAFFIRMED UNDER ARTICLE XII, SECTION 7, OF THE HAWAII STATE CONSTITUTION," was referred to the Committee on Judiciary with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1385) recommending that H.C.R. No. 289 be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 289, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO USE KANEOHE BAY AS A PILOT PROJECT FOR COMMUNITY-BASED MANAGEMENT OF NEARSHORE FISHERIES," was referred to the Committee on Judiciary with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1386) recommending that H.C.R. No. 153, as amended in HD 1 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 153, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO CONDUCT AN AUDIT OF THE REVENUES, COSTS, AND SERVICES OF ALL STATE-RUN SMALL BOAT HARBORS AND BOAT RAMPS," was referred to the Committee on Finance with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Jones, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1387) recommending that H.C.R. No. 54 be referred to the Committee on Water and Land Use.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 54, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DESIGNATE THE OLD KONA AIRPORT STATE PARK AS THE PERMANENT SITE

FOR THE BIG ISLAND FARM FAIR," was referred to the Committee on Water and Land Use with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Jones, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1388) recommending that H.R. No. 47 be referred to the Committee on Water and Land Use.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 47, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DESIGNATE THE OLD KONA AIRPORT STATE PARK AS THE PERMANENT SITE FOR THE BIG ISLAND FARM FAIR," was referred to the Committee on Water and Land Use with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Jones, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1389) recommending that H.C.R. No. 72 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 72, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT AND IMPLEMENTATION OF A COMPREHENSIVE RURAL TRANSITION PLAN THAT PROMOTES NEW AND DIVERSIFIED AGRICULTURE AND INCREASES RURAL EMPLOYMENT AND DEVELOPMENT IN THE STATE," was referred to the Committee on Finance with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Jones, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1390) recommending that H.C.R. No. 271 be referred to the Committee on Legislative Management.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 271, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE OPERATIONS OF THE AGRIBUSINESS DEVELOPMENT CORPORATION," was referred to the Committee on Legislative Management with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Jones, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1391) recommending that H.R. No. 193 be referred to the Committee on Legislative Management.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 193, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE OPERATIONS OF THE AGRIBUSINESS DEVELOPMENT CORPORATION," was referred to the Committee on Legislative Management with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1392) recommending that H.C.R. No. 176 be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 176, entitled: "HOUSE CONCURRENT RESOLUTION ENDORSING THE RECOMMENDATIONS OF THE AD HOC COMMITTEE ON DOMESTIC AND SEXUAL VIOLENCE AND REQUESTING ANNUAL PROGRESS REPORTS ON THE DEVELOPMENT AND IMPLEMENTATION OF A COMPREHENSIVE CONTINUUM OF CARE FOR VICTIMS OF DOMESTIC AND SEXUAL VIOLENCE," was referred to the Committee on Judiciary with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Takai, Takumi, Thielen, White and Yonamine being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1393) recommending that H.C.R. No. 245 be adopted.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1394) recommending that H.R. No. 176 be adopted.

Representative Okamura moved that the reports of the Committee be adopted and H.C.R. No. 245 and H.R. No. 176 be adopted, seconded by Representative M. Oshiro.

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

"It's been a long day and I know that the family of Uncle Joe Leong is still somewhere in the Capitol, but at this point in time I would like to stand in support of H.C.R. No. 245 and H.R. No. 176.

"Mr. Speaker, these resolutions call for the State Department of Transportation to assist in naming the Haleiwa Bypass Road in honor of the late Representative Joseph P. Leong. There can be no more appropriate name for the Haleiwa Bypass Road.

"You, as the Chair of the Finance Committee, having worked for many, many years with Uncle Joe, know how hard he tried and worked to get that road built for the sake of the community on the North Shore. And there is no one on the North Shore that I know of, who is loved deeper than Uncle Joe Leong for all that he has done for the community.

"I know with your support, the support of the members, and I will do everything in my power to see that this is followed through, hopefully, the City and County's new law that allows roads to be named, other than Hawaiian names, will allow this to finally go through. We tried once before; this is our second attempt, and we're going to be successful this time.

"So I thank you, Mr. Speaker, for your support and all the members."

Representative Moses then rose to speak in favor of these measures, stating:

"Those who knew Uncle Joe, of course, will remember him without any reminder, like the name of a highway. However, for generations to come, those youngsters who travel the highway will ask the question: 'Who was Joe Leong?' Their families will be able to tell them, and he'll

be long remembered for the good deeds he did in that area.

"Thank you, Mr. Speaker."

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

"As a legislator, Representative Joe Leong took his responsibilities very seriously in considering the merits of each issue, but the one that was most dearest to his heart was the Haleiwa Bypass Project.

"I remember very well, sitting with him on the House Finance Committee, despite his strong efforts, there's a year that the project was not funded, and I shared and expressed my regrets to him. His response indicated to me the depth and strength of this man who had so much patience, in that he responded saying that it was quite all right and that he would just try again next year. Of course, he was successful.

"This project, the completion of the Bypass, is certainly a most fitting tribute for all his contributions to his community and to the people of Hawaii. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted, and H.C.R. No. 245, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO NAME THE 'HALEIWA BYPASS' IN HONOR OF THE LATE REPRESENTATIVE JOSEPH P. LEONG," and H.R. No. 176, entitled: "HOUSE RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO NAME THE 'HALEIWA BYPASS' IN HONOR OF THE LATE REPRESENTATIVE JOSEPH P. LEONG," were adopted, with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Thielen, White and Yonamine being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1395) recommending that H.C.R. No. 238, as amended in HD 1, be adopted.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 238, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY OF THE INSTALLATION OF APPROPRIATE NAVIGATIONAL AIDS OR THE ESTABLISHMENT OF A POLICY TO BAN FLIGHTS IN HALAWA VALLEY, MOLOKAI," was adopted, with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Thielen, White and Yonamine being excused.

Representative Hiraki, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1396) recommending that H.R. No. 169, as amended in HD 1, be adopted.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 169, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A FEASIBILITY STUDY OF THE INSTALLATION OF APPROPRIATE NAVIGATIONAL AIDS OR THE ESTABLISHMENT OF A POLICY TO BAN FLIGHTS IN HALAWA VALLEY, MOLOKAI," was adopted, with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Thielen, White and Yonamine being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1397) recommending that S.B. No. 1267, S.D. 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1267, S.D. 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Second Reading and was placed on the calendar for Third Reading with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Thielen, White and Yonamine being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1398) recommending that S.B. No. 989, S.D. 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 989, S.D. 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Second Reading and was placed on the calendar for Third Reading with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Thielen, White and Yonamine being excused.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1399) recommending that S.B. No. 1064, S.D. 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1064, S.D. 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BALLOT ACCESS FOR POLITICAL PARTIES," passed Second Reading and was placed on the calendar for Third Reading with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Thielen, White and Yonamine being excused.

SUSPENSION OF RULES

On motion by Representative M. Oshiro, seconded by Representative Kawanakoa and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar. (Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Thielen, White and Yonamine were excused.)

STANDING COMMITTEE REPORT

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1400) recommending that S.B. No. 1428, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1428, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FILM PERMITTING," passed Third Reading by a vote of 39 ayes, with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Thielen, White and Yonamine being excused.

THIRD READING**S.B. No. 207, SD 1:**

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 207, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIQUOR TAX," passed Third Reading by a vote of 39 ayes, with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Thielen, White and Yonamine being excused.

S.B. No. 910, SD 1:

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 910, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Third Reading by a vote of 39 ayes, with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Thielen, White and Yonamine being excused.

S.B. No. 1300, SD 1:

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 1300, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY APPEALS," passed Third Reading by a vote of 39 ayes, with Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Thielen, White and Yonamine being excused.

The Chair directed the Clerk to note that S.B. Nos. 1428, 207, 910 and 1300 had passed Third Reading at 1:14 o'clock p.m.

ANNOUNCEMENTS

Representative Santiago: "I believe that the Welfare Reform Plan is still being presented by the Department of Human Services in Room 309. It is the plan that they will be submitting to the Federal government. There is a light lunch. So for those of you who are still interested, please, as we adjourn, Conference Room 309."

Representative Kawananaoka: "Mr. Speaker, members of the House and guests, a short announcement about tomorrow's holiday. We will be observing the 126th birthday of Hawaii's greatest statesman, a champion for all the people of these islands.

"He served for a period of 20 years, ten consecutive terms as Hawaii's Republican Delegate to Congress, leaving an unparalleled record of service and accomplishments. Realizing that the vehicle for change and growth for Hawaii was a democratic process, he stressed education and participation.

"Mr. Speaker, the list of his accomplishments are too lengthy to mention, but I will note that his legacy is the Hawaiian Homes Commission Act which continues to hold out the hope of rehabilitating the Hawaiian people by reuniting them with their land.

"In beloved memory of Prince Jonah Kuhio Kalaniana'ole, I quote from a plaque that rests at the site that was once his home, fronting what is now known as Kuhio Beach: 'Prince, by the grace of God, statesman by accomplishment, Delegate to Congress by popular choice, father of the Hawaiian Rehabilitation Act, dedicated by his people.'

"In leaving you all to enjoy tomorrow's festivities, I wish you, and I quote Prince Kuhio's most endearing salutation that embraced all with warmth, aloha, grace and respect: 'Aloha kamaaina.'"

ADJOURNMENT

At 1:16 o'clock p.m., on motion by Representative M. Oshiro, seconded by Representative Kawananaoka and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Thursday, March 27, 1997. (Representatives Abinsay, Arakaki, Chang, Hiraki, Kahikina, Menor, Pendleton, Saiki, Say, Thielen, White and Yonamine were excused.)

FORTY-FIRST DAY

Thursday, March 27, 1997

The House of Representatives of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 11:41 o'clock a.m. with the Speaker presiding.

The invocation was delivered by Keli Akana of the Hawaii Youth for Christ, after which the Roll was called showing all members present with the exception of Representatives Menor and Pendleton, who were excused.

On motion by Representative M. Oshiro, seconded by Representative Thielen and carried, reading of the Journal was dispensed with and the Journal of the House of Representatives of the Thirty-Seventh Day was subsequently approved.

GOVERNOR'S MESSAGE

Gov. Msg. No. 172, transmitting copies of an evaluation of the March 1996 Council on Revenues' projection which was prepared by Dr. Seiji F. Naya, Director, Department of Business, Economic Development, and Tourism, and a copy of letter from Dr. Naya which summarizes the analysis, was received and announced by the Clerk and was placed on file.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 407 and 408) were received and announced by the Clerk and were placed on file:

Sen. Com. No. 407, informing the House that the President has, on March 25, 1997, appointed as conferees on the part of the Senate for the consideration of amendments proposed by the Senate to the following House Bill:

H.B. No. 100, HD 1, SD 1:

Senators Baker/D. Ige, Co-Chairs; and Slom.

Sen. Com. No. 408, informing the House that the President has added Senator Tam as an additional member on the part of the Senate at the conference on Senate Bill No. 175, HD 1, on March 25, 1997.

At this time, Representative White introduced to the members of the House the following persons from Maui: Ms. Wensel, President of the Maui Hotel Association; Jerry Fellows of Kaanapali Shores; Greg Kostanoski of the Grand Wailea; Bruce Carson of Maui Marriott; Kyoko Kimura of Diamond Resorts; and Jim Shefte of the Napili Kai Beach Resorts.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolutions (H.R. Nos. 215 and 216) were announced by the Clerk and the following actions taken:

H.R. No. 215, entitled: "HOUSE RESOLUTION CONGRATULATING KRYSTAL KIM, SHERYL AGGACID, AND BRYANT LAGMAY OF FARRINGTON HIGH SCHOOL AS RECIPIENTS OF SCHOLARSHIP AWARDS," was jointly offered by Representatives Arakaki, Abinsay, Cachola and Ahu Isa.

Representative Arakaki moved that H.R. No. 215 be adopted, seconded by Representative Abinsay.

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

"Mr. Speaker and colleagues, on the surface this presentation may seem merely a recognition of outstanding achievements by these students seated on the floor of the House Chamber. But for me, personally, Mr. Speaker, for these students and their fellow students at Farrington High School, and for the residents of Kalihi, every recognition becomes an object lesson of what our young people need in order to succeed as positive, contributing members of society, despite the odds, the risks and pitfalls that lay before them. After all, we're talking about a school and a community that serves many residents from large public housing projects, a school and a community with a large majority of immigrant students or students from immigrant families, and close to fifty percent of the students from low income and single parent families.

"It should come as no surprise that the very first awardees of the Horatio Alger Award should come from Kalihi and Farrington High School. And if we were to look for people to epitomize the principal of 'pulling oneself by the bootstrap,' we need look no further than the fifth floor Executive Chamber to Governor Benjamin Cayetano, and even the late Governor John Burns, and many other successful businessmen and community leaders who had roots in Kalihi. Indeed, people like you and me, Mr. Speaker, and many of our colleagues here on the floor have come from humble beginnings to our position as State legislators.

"And whether it is our Governor or these students who we honor today, or ourselves, at a time when we are looking at more punitive measures for misguided youths and at the same time reducing programs and services for them because of fiscal shortfalls, I believe it is important to take a few minutes to think about the keys to producing 'Horatio Algers' in our schools.

"Longitudinal research has shown that three elements are key to resiliency and overcoming socio-economic risks: Number one is a positive self-image or self-esteem. It is important to recognize the talents and achievements of young people as we're doing today. To let them know that they belong, they are loved and appreciated.

"Number two, they need a prominent adult who provides guidance or a role model. I couldn't emphasize enough how important our educators are in filling that role for many young people, but we definitely need more adults who will devote the time to become mentors for our young people.

"And the third element, and perhaps the most important, as you look at these young people on the floor, is hope. Without expectations and without dreams there is little chance for achieving excellence. Whether you believe it or not, Mr. Speaker and colleagues, we are the dream makers for future generations, and we can deliver hope even when things seem hopeless.

"Anyway, let me get off my soapbox and introduce our special guests, the shining examples of what is right in our schools and communities.

"First, **Ms. Krystal Kim**. Ms. Kim is a senior at Farrington High School, and I just found out she lives right up the street from me. She was recognized for

academic excellence by being selected as the first recipient of a \$5,000 scholarship award for the Horatio Alger Association of Distinguished Americans, Inc., and she will represent Hawaii at the Horatio Alger Annual Awards Ceremonies in Washington, D.C. with 50 other scholarship award winners from across the country.

"Next to her is **Ms. Sheryl Aggacid**. Ms. Aggacid is a junior at Farrington High School, and she lives in Representative Cachola's district. She was recognized for public service by being selected as the first recipient of the Horatio Alger-Louis Feinstein Humanitarian Award and a \$5,000 savings bond.

"Finally, the gentleman is **Mr. Bryant Lagmay**. I am particularly proud of Bryant because he lives in my district at Kalihi Valley Homes. We also attend the same church -- Kalihi Union Church. He is the winner of the Kaha ki'i Congressional Art Contest, which I can proudly say I helped to establish while serving as an intern with PRI several years ago.

"Bryant is a senior at Farrington High School and was recognized for excellence by being selected as the recipient of the Hallmark Honor Award at the Hawaii Regional Scholastic Art and Photography Awards. His artwork will be displayed among 75 other winners nationwide to be shown and judged in New York and eligible for a share of \$350,000 in awards and scholarships. Not only is Bryant a talented artist in the visual arts, he is also an award winner in drama, taking honors in the Shakespearean Festival.

"Accompanying our award winning students on the floor is an individual who is no slouch herself in the award winning department. She is a former Milken Award winning educator, and one who has provided the leadership and inspiration to Farrington High School and the students, our Principal, **Ms. Catherine Payne**.

"Members, please join me in applauding their efforts.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, I am compelled to stand not because of anything else, but to honor our honorees today.

"I would like to thank particularly the Principal of Farrington High School, Mrs. Payne, and all the honorees today, one of whom lives in my district. Her name is Sheryl Aggacid, so I went out there to meet her, Mr. Speaker, and I asked: 'Where do you live?' Because the last name Aggacid sometimes is all over the place in Kalihi, and so I asked: 'Are you from Hart Street?' She told me, 'No, I'm living on Puuhale Street.' That being the case, she might live in 828 Puuhale Street, one of those condos there, and your Mom is Nellia Dumalag, and your Dad is Ross.

"I want to congratulate you for a job well done. I understand that you have been recognized for outstanding public service by being selected as the recipient of the Horatio Alger-Louis Feinstein Humanitarian Award and a \$5,000 savings bond. In the Filipino community, especially when you're a student, Mr. Speaker, \$5,000 is a lot and it goes a long way, and I hope you are going to use that \$5,000 wisely, study hard, and be somebody. Hopefully, one of these days you might be joining this august body as a member of this House, if not the Senate.

"And also, I would like to congratulate the Horatio Alger Association for giving this award and really playing a very important role in promoting education in the State

by presenting scholarships to deserving high school students.

"Again, to all of you, may I say: Good luck; and to the Principal: Thank you for really doing a good job.

"Mahalo."

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

"Mr. Speaker, as a graduate of Farrington High School, I am happy to see fellow 'Governors' here today being recognized for outstanding work.

"I just want to congratulate Sheryl, Krystal and Bryant for a job well done.

"Thank you, Mr. Speaker."

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

"If Miss Aggacid is from 828 Puuhale Street, I used to live there, too, in Representative Cachola's district, when I was much younger.

"My congratulations to Krystal, Sheryl and Bryant from Farrington High School for such a great accomplishment. Bryant, too, especially for getting this art and photography award scholarship and being able to compete nationwide, so I wish you good luck.

"Thank you, Mr. Speaker."

At this time, Representative Arakaki asked Glen Vilorina, Richard Diyat, Krystal Gonsalves and Marilyn Ligaya, students at Farrington High School, who were seated in the gallery, to stand to be recognized.

The motion was put to vote by the Chair and H.R. No. 215 was adopted, with Representatives Goodenow, Halford, Kawanakoa, Marumoto, Menor and Pendleton being excused.

H.R. No. 216, entitled: "HOUSE RESOLUTION COMMENDING BRUCE R. NOBLES FOR HIS OUTSTANDING ACHIEVEMENTS AND CONTRIBUTIONS TO THE STATE OF HAWAII," was jointly offered by Representatives Okamura, Cachola and Hiraki.

Representative Okamura moved that H.R. No. 216 be adopted, seconded by Representative Cachola.

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

"Mr. Speaker, on your behalf, it is my privilege to introduce this resolution honoring Mr. Bruce R. Nobles for his great contributions to Hawaiian Airlines and to the visitor industry and Hawaii.

"Bruce Nobles has been involved in the airlines industry for over 31 years. He began his career in 1966 as a passenger service agent for American Airlines while attending college at the University of Southern California. After receiving his Bachelor's Degree in Business Administration from USC, he went to work for American Air full time, and was eventually named to Marketing Controller in 1979. As a result of working his way up in the airlines industry, he became intimately familiar with all aspects of the business from the reservations desk to company financing. This experience has apparently served him well as he has served as President and Chief Executive or Operating Officer in such corporations as

Pan Am Shuttle, Air Shuttle, Trump Shuttle, L'Express and of course, Hawaiian Airlines.

"Bruce Nobles joined Hawaiian Airlines as President and Chief Executive Officer on June 10, 1993. At the time he was hired, Hawaiian Air was in dire straits: \$250 million in debt with only a single day's cash reserve; in other words, Hawaiian Air was basically one day away from being shut down. Hawaiian Airlines needed someone with a tough no-nonsense policy to turn things around immediately, and Bruce certainly was the right man for the job.

"In September of 1993, Hawaiian Airlines filed for Chapter 11 bankruptcy which gave the company time to reorganize while being protected from creditors. Under Bruce's guidance and strong leadership, by November 1993, merely two months after filing for bankruptcy, Hawaiian Airlines reported net and operating profits for the quarter for the first time in four years. By 1994, merely a year later, Bruce had led the company out of bankruptcy protection -- one of the shortest Chapter 11 reorganizations in the history of the airlines industry. Recently, Hawaiian Airlines retired a \$10.25 million note to American Airlines, making the company debt free, and reported an operating profit of \$4.6 million for the third quarter of 1996 -- an 8.4 percent increase in operating revenues from the same quarter last year.

"Some may ask how Bruce Nobles was able to accomplish the seemingly impossible economic turnaround of Hawaiian Air in the short span of one year. The answer lies in the many tough changes he instituted as President and Chief Executive officer. Mr. Speaker, to recite all of the changes Bruce initiated would take hours so I'll highlight just a few of them. He was able to restructure Hawaiian Airlines' fleet to just DC-9s and DC-10s, thereby reducing the total number of aircraft in the system. He was also able to skillfully negotiate and craft labor union contracts which sustained operations and retained jobs despite corporate downsizing. Through code-sharing agreements, he was able to create opportunities for Hawaiian Air to compete with other airlines in servicing the West Coast. Bruce also brought back the utilization of Hawaiian phrases and developed the finest first class service in interisland carriers.

"Mr. Speaker, the State of Hawaii owes Bruce Nobles a debt of gratitude for helping our tourist industry and enabling Hawaiian Airlines to continue serving the people for over 67 years. Under his leadership, Hawaiian Air saved over 2,400 jobs, contributed over one billion dollars to our economy, and supports our citizens and communities with donations of over \$300,000 annually.

"However, Mr. Speaker, even with all that he has done for our state and communities, Bruce Nobles is not a perfect man. In a conversation with a colleague of Mr. Nobles, a colleague who, by the way, shall remain anonymous, it was relayed to me that although Mr. Nobles should be honored for his great achievements, the bottom line is that he is still a terrible and brutal . . . golfer. And I quote: 'He golfs like the Governor so be sure to wear a hard hat if you're on the course.'

"I also want to add, Mr. Speaker, that Mr. Nobles was brought in to make a very tough decision, that he had to be very tough, but there is a very humane side of him. Although not too many people saw that, Bruce was always there to support the company in every way possible, from clearing the baggage load to . . . not long after coming to Hawaii, Mr. Speaker, Hawaiian Airlines had 'adopted' Kaena Point -- to clean it up -- and not long after he arrived in Hawaii, he went out there. He got lost trying to find Kaena Point, but he got there and he picked up rubbish along with the rest of the employees. And

although, perhaps, the food was a little foreign to him, he ate the bento (lunch) like everyone else, and he has done this over and over and the employees really appreciate that.

"Mr. Speaker, on behalf of yourself and the entire House of Representatives, I commend and applaud the tremendous achievements and contributions of Bruce Nobles and wish him, and this is on behalf of all of the people, including Hawaiian Air's local competition and I don't mean this as a pun, but our warmest 'aloha' and 'mahalo' and the best of luck to you in all your future endeavors."

Representative Okamura then asked Mr. Bruce Nobles, to stand to be recognized.

Representative Okamura then introduced the following employees of Hawaiian Airlines who were seated in the gallery: Mr. Peter Jenkins, Senior Vice President-Marketing; Ms. Rae Capps, Vice President and Legal Counsel; Mr. Mike McQuay, Chief Operating Officer; Mr. Craig Shiroma, Assistant Sales Manager-Hilo; Ms. Francine Yokota-Lee, District Sales Manager-Waikiki; Ms. Leesha Kawamura, District Sales Manager-Kauai; and Mrs. Debbie Nakanelua-Richards, a former Miss Hawaii, and currently in charge of government affairs for Hawaiian Airlines.

Representative Okamura continued, saying:

"As a very small token of Bruce's appreciation to the members of the House of Representatives, on your desks is a pictorial history of the carrier, pioneer carrier in the Pacific -- Hawaiian Airlines. And if you will note on page 105, Bruce has signed each and every one of our books, so we appreciate that. Thank you."

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

"Mr. Speaker, as Transportation Chair, I especially appreciate the hard work of Mr. Nobles. Under his leadership, as we all know, the people of Hawaii will witness one of the most successful Chapter 11 recoveries. And today, Hawaiian Airlines is one of the largest airlines in the United States. Mr. Nobles, you may want to share with us a few ideas on how we can get out of our current financial problems also.

"But to Mr. Nobles and Hawaiian Airlines, we want to thank you for your efforts in providing employment to many of our citizens, and for providing safe, economical and efficient transportation between and among the mainland and the Hawaiian Islands.

"Best wishes to you in your future endeavors, and thank you again for all your hard work.

"Thank you."

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

"Mr. Speaker, Bruce Nobles represents the proud legacy of the travel industry in the state of Hawaii. Hawaiian Airlines is the remaining company of one of Hawaii's proudest and original fellow companies. Back before the turn of the century when Inter-Island Steam Navigation, the original parent company of Hawaiian Airlines, was organized and started surface transportation between the islands, Mr. Speaker . . . there are some of us in the audience that will remember riding the Humuula, the Waielieli, the Hualalai, especially the Humuula, the cattle ship -- that was the most fun . . . and that expanded into Inter-Island Airways.

"They expanded into the hotel business. They were the first owners/operators of the Volcano House; they built the Kona Inn in 1929, and I had the sad responsibility of closing that hotel fifty years later.

"In 1949, I believe it was -- Bruce might know this better than I -- Inter-Island Steam faced the anti-trust challenge from a new airline in the state of Hawaii: TPA -- Aloha Airlines. They challenged the monopoly status of Island Steam, and in 1949 it was broken up into three companies: Inter-Island Steam retained the docks; the hotel side of it was Inter-Island Resorts where I spent a great deal of my life; and Hawaiian Airlines. And out of those three companies, only Hawaiian remains.

"And, Bruce, to those of you that have kept not only the name, but the spirit alive, of the original travel company that many of us spent our lives in, and is one of Hawaii's proudest legacies, we thank you."

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

"I would be remiss if I did not tell you, Mr. Nobles, that it was your company who probably got me started in life. After graduating from high school, there were four of us young women who went to see the Personnel Manager at Hawaiian Airlines, and we said we were in college now and we needed a job. And they said: What do you have in mind? Well, we said we can fly part-time on the weekends, and they said: Okay, we'll give you a try. And after that, they hired a lot of part-timers.

"So we want to thank the company and you, Mr. Nobles, at that time for giving us a start in life.

"Thank you very much, and congratulations."

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

"I also would like to commend the representatives today in that today is Horatio Alger Day in the young and in the bit older. But Horatio Alger represents the American culture: rags to riches, like in loss to profit, like in red to black, and from an airline that is going down to one that's going up. And Bruce, we are very pleased with what you have done. We commend your entrepreneurial spirit, your creativeness, your innovativeness, and persistence. In fact, your career, your airline, are models of what otherwise was the economy of Hawaii.

"Hawaiian Airlines had the lion's share of the market. You had controlling skies, you went around the world, but then you got fat, sassy, arrogant, and then you started to lose a bit. But in a way, that leadership when you came in, made the difference. Mr. Speaker, I commend him as an example of what can be done, as we already are in the doldrums of our economy, so the leadership that he exemplifies will be very necessary.

"So, Mr. Nobles, thank you for not being the Chrysler Corporation of Hawaii as we thought you would once be, and I would add that he has not taken one dollar out of the treasury of which we are very proud to have happen. We will sadly miss you, and we will sadly miss your successor who you've pinched out of the HVB. But we wish you clear skies and high flying in the future.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, as your Chair of the Tourism Committee, there are a lot of times when I received testimonies coming from Bruce Nobles. even though he is not appearing in our hearings, I know that he is always working.

"Mr. Speaker, I consider Bruce Nobles as 'Mr. Hawaiian Airlines' until such time as somebody can top what he did. I'd love to thank you and commend you, Bruce, for a job well done. There are times when I meet with you by chance in those airports going to the Neighbor Islands, and I see that you're a working man, always have the cellular phone, calling people from the Neighbor Islands as well as in the mainland. Even with giving us this pictorial book, I know what Bruce is thinking. He is giving us this so that we will put it on display in our offices. I always have placed all these things in my reception area for people to see.

"Mr. Speaker, if you look at Bruce Nobles, he is a very serious man, but behind that I think he is a kind and loving person because some of his employees, without him knowing, are saying some good things about him. In one of my hearings, we had the former Miss Hawaii, Debbie Nakanelua, come to testify on one of the resolutions that said that we got to have a comprehensive plan for Hawaii when it comes to industries' promotion, marketing, and the tourism business. And Debbie said that at Hawaiian Airlines, Bruce Nobles has a comprehensive plan, otherwise, Hawaiian Airlines will not be here today. That is a tribute given to you by your employees, and to me those are the words that just come out spontaneously wherein they really mean it.

"Bruce, I know you are leaving. Have a good time. I wish you well and please accept my warmest aloha and best wishes in all your future endeavors. Good luck and mahalo."

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

"The recovery of Hawaiian Air from the brink of collapse to the viable entity that it is today is a success story which is certainly worthy of being told and recognition being accorded today.

"Those of us who have been here for a number of years know the kind of effort that Mr. Nobles exerted in registering his appeal to the Legislature for assistance, and the kind of innovative financing plan that he put together and implemented to make Hawaiian Air the company that it is today. And we thank him very much and admire him very much for that.

"I would also like to take this opportunity to extend our deep appreciation to Hawaiian Air, to its employees, and in particular, in the case of those of us from Kauai, to Lisa and to Debbie for their assistance and participation in worthy community projects and programs, I thank you very, very much."

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

"Mr. Speaker, I would like to take this time to not only acknowledge Bruce Nobles for his work, but also Debbie Nakanelua, and my good friend Greg Shiroma, and all the stockholders and employees of Hawaiian Airlines for their endeavors in contributing to our community.

"A specific example was this past summer. The Local Dart Throwing Club put on a tournament to raise funds for the Make-a-Wish Foundation, an organization for children with terminal illness. Hawaiian Airlines was asked for a donation of a round trip ticket for the Grand

Prize and came through with flying colors with no qualms, and this is just a small but specific example of Hawaiian Airlines' contribution to our community, and I thank and wish Bruce Nobles the very best in his future endeavors. Thank you."

The motion was put to vote by the Chair and carried, and H.R. No. 216 was adopted.

A Certificate of Recognition and floral leis were presented to the honoree, Bruce Nobles.

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

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

STANDING COMMITTEE REPORTS

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1401) recommending that H.C.R. No. 230, as amended in HD 1, be referred to the Committee on Transportation.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 230, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM AND THE DEPARTMENT OF TRANSPORTATION TO ASSESS THE FEASIBILITY OF ESTABLISHING A HONOLULU CITY AIR TERMINAL IN WAIKIKI," was referred to the Committee on Transportation with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1402) recommending that H.R. No. 158, as amended in HD 1, be referred to the Committee on Transportation.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 158, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM AND THE DEPARTMENT OF TRANSPORTATION TO ASSESS THE FEASIBILITY OF ESTABLISHING A HONOLULU CITY AIR TERMINAL IN WAIKIKI," was referred to the Committee on Transportation with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1403) recommending that H.C.R. No. 76, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 76, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING IMPLEMENTATION OF EXPEDITED AUTOMATIC BORDER CLEARANCE; EXTENSION OF THE VISA WAIVER PROGRAM; AND ELIMINATION OF VISA REQUIREMENTS WHERE POSSIBLE," was referred to the Committee on Judiciary with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1404)

recommending that H.C.R. No. 252, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 252, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE RECRUITMENT OF THE 'AMERICA'S SMITHSONIAN' EXHIBITION TO HAWAII," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1405) recommending that H.R. No. 179, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 179, HD 1, entitled: "HOUSE RESOLUTION SUPPORTING THE RECRUITMENT OF THE 'AMERICA'S SMITHSONIAN' EXHIBITION TO HAWAII," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representatives Jones and Herkes, for the Committees on Agriculture and Economic Development and Business Concerns, presented a joint report (Stand. Com. Rep. No. 1406) recommending that H.C.R. No. 209, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and H.C.R. No. 209, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING A PUBLIC MARKET IN EACH COUNTY," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representatives Jones and Herkes, for the Committees on Agriculture and Economic Development and Business Concerns, presented a joint report (Stand. Com. Rep. No. 1407) recommending that H.R. No. 145, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the joint report of the Committees was adopted and H.R. No. 145, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING A PUBLIC MARKET IN EACH COUNTY," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1408) recommending that H.C.R. No. 222, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 222, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE MARINE AND COASTAL ZONE MANAGEMENT ADVISORY GROUP TO DEVELOP RECOMMENDATIONS TO ENHANCE THE EFFECTIVENESS OF THE COASTAL ZONE MANAGEMENT PROGRAM," was referred to the Committee on Finance with Representatives Chang, Jones,

Menor, Morihara, Pendleton and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1409) recommending that H.R. No. 152, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 152, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE MARINE AND COASTAL ZONE MANAGEMENT ADVISORY GROUP TO DEVELOP RECOMMENDATIONS TO ENHANCE THE EFFECTIVENESS OF THE COASTAL ZONE MANAGEMENT PROGRAM," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1410) recommending that H.C.R. No. 287, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 287, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEVELOP A PILOT PROGRAM FOR THE MONITORING OF AQUARIUM FISH COLLECTING AND EXPORTING," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1411) recommending that H.R. No. 204, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 204, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEVELOP A PILOT PROGRAM FOR THE MONITORING OF AQUARIUM FISH COLLECTING AND EXPORTING," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1412) recommending that H.C.R. No. 240, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 240, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII COASTAL ZONE MANAGEMENT PROGRAM TO SUBMIT AN ANNUAL REPORT TO THE LEGISLATURE AS CALLED FOR IN CHAPTER 205A, HAWAII REVISED STATUTES," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1413) recommending that H.R. No. 171, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 171, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII COASTAL ZONE MANAGEMENT PROGRAM TO SUBMIT AN ANNUAL REPORT TO THE LEGISLATURE AS CALLED FOR IN CHAPTER 205A, HAWAII REVISED STATUTES," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1414) recommending that H.C.R. No. 91, as amended in HD 1, be referred to the Committee on Judiciary.

Representative Okamura moved that the report of the Committee be adopted and H.C.R. No. 91, HD 1, be referred to the Committee on Judiciary, seconded by Representative M. Oshiro.

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

"This resolution was first heard in the Ocean Recreation and Marine Resources Committee to urge the Governor to support the continued implementation of the Hawaii Ocean Resources Management Plan, and the finalization and implementation of the Hawaiian Islands Humpback Whale National Marine Sanctuary. The proposal that is before the Governor now would make all the waters around the islands of Hawaii a whale sanctuary. And in Committee, there was strong opposition by marine interests and, of course, we have the largest coastline of any state, we have the possibility of having a magnificent marine industry of all kinds. We're only limited by our imaginations, but making the whole state, all the waters a sanctuary, would limit that drastically.

The Chairman did a good job of amending, but there is still some comments in support of this marine sanctuary, and I just wanted to alert the members of the Judiciary and the Chair of that Committee that I think we would do a great disservice to marine interest if this resolution were to be amended back to its prior form.

"Thank you, Mr. Speaker."

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

"I appreciate the words of the previous speaker, and I think when we review this National Marine Sanctuary that is being proposed in the current Environmental Impact Statement and Management Plan from the Federal government, we need to view it through the eyes with the informed debate based on the Hawaii Ocean Resources Management Plan. That should be our guiding document, and the State needs to retain primacy in our management of ocean resources and should never give that up to the Federal government.

"I appreciate the support of the members for this resolution because it emphasizes that the Hawaii Ocean Resources Management Plan is our guiding document, that we need to evaluate any other proposals for marine-protected areas, whether they be the sanctuary or

otherwise, with the policies, guidelines and objectives as stated in that plan.

"So I appreciate your support members, and thank you, Mr. Speaker."

Representative Halford then rose and asked the Clerk to record an aye with reservations, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 91, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION CALLING FOR SUPPORT OF THE HAWAII OCEAN RESOURCES MANAGEMENT PLAN," was referred to the Committee on Judiciary with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1415) recommending that H.C.R. No. 221, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 221, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEVELOP ALTERNATIVE DEFINITIONS OF 'SUBSISTENCE FISHING' AND EVALUATE OPTIONS FOR MANAGING SUBSISTENCE FISHING SEPARATELY FROM RECREATIONAL AND COMMERCIAL FISHING," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1416) recommending that H.R. No. 151, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 151, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEVELOP ALTERNATIVE DEFINITIONS OF 'SUBSISTENCE FISHING' AND EVALUATE OPTIONS FOR MANAGING SUBSISTENCE FISHING SEPARATELY FROM RECREATIONAL AND COMMERCIAL FISHING," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Tarnas, for the Committee on Ocean Recreation and Marine Resources, presented a report (Stand. Com. Rep. No. 1417) recommending that H.C.R. No. 220, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 220, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE ON OCEAN MARICULTURE AND OCEAN LEASING," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1418) recommending that H.C.R. No. 146 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 146, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A FATHERHOOD TASK FORCE TO PROMOTE STRONG FAMILIES THROUGH POSITIVE FATHERING," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Arakaki, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1419) recommending that H.R. No. 92 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 92, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A FATHERHOOD TASK FORCE TO PROMOTE STRONG FAMILIES THROUGH POSITIVE FATHERING," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1420) recommending that H.C.R. No. 68, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 68, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO RESEARCH THE FUNDAMENTAL ELEMENTS OF THE HARM REDUCTION APPROACH TO SUBSTANCE ABUSE POLICY," was referred to the Committee on Judiciary with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1421) recommending that H.C.R. No. 279 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 279, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH A PILOT CARDIOPULMONARY RESUSCITATION TRAINING PROGRAM ON KAUAI," was referred to the Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Santiago, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1422) recommending that H.R. No. 200 be referred to the Committee on Finance.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 200, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH A PILOT CARDIOPULMONARY RESUSCITATION TRAINING PROGRAM ON KAUAI," was referred to the

Committee on Finance with Representatives Chang, Jones, Menor, Morihara, Pendleton and Yonamine being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1423) recommending that H.C.R. No. 223 be adopted.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 223, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE EFFORTS OF THE HAWAII CONGRESSIONAL DELEGATION TO HOMEPORT THE JAPANESE MIDGET SUBMARINE (Ha-19) AT PEARL HARBOR," was adopted with Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1424) recommending that H.R. No. 153 be adopted.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 153, entitled: "HOUSE RESOLUTION SUPPORTING THE EFFORTS OF THE HAWAII CONGRESSIONAL DELEGATION TO HOMEPORT THE JAPANESE MIDGET SUBMARINE (Ha-19) AT PEARL HARBOR," was adopted with Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1425) recommending that H.C.R. No. 128, as amended in HD 1, be adopted.

Representative Okamura moved that the report of the Committee be adopted and H.C.R. No. 128, HD 1, be adopted, seconded by Representative M. Oshiro.

Representative Ward rose to speak against the resolution, stating:

"Mr. Speaker, I thank my colleague for the opportunity to speak on Asia and the Pacific. Some of my colleagues have been ribbing me; I went the whole week without saying the two words, so I am compelled to talk about that.

"On a more serious note, I think this resolution is well intended but very ill-conceived, very misleading. This resolution asks Washington or our President to remove, or evacuate, or otherwise accelerate our troops from Okinawa. Mr. Speaker, the reality is that though it be true that the Okinawans don't want the military there, this resolution should be asking Tokyo, which does want the U.S. military there to stay there, so we're actually looking in the wrong direction and the wrong people to pull out the troops.

"Mr. Speaker, I had the honor of representing the United States at the APAC talks in Japan in December, and we specifically spoke of this particular issue. And the Japanese informed me in very unequivocal terms that they want the U.S. presence because they want to keep trading in Southeast Asia and Asia without the suspicion of what World War II brought upon them, and as long as U.S. presence is there, they will not have their own defense force, and as long as they don't have their defense force, Asians and Southeast Asians will allow them to carry on with the trade that they are doing. This, Mr. Speaker, turns that upside down and makes it look like it is our presence and our pushing ourselves on the Japanese, and

in the Okinawan examples, to where it misconstrues what international real politic is all about. I said to my colleagues: Well, if you don't want us there, why don't you ask us to leave? And he said: Well, that is the Okinawan position and not the position of the Japanese.

"So, Mr. Speaker, we're treading on an area that I'm very interested and excited about but when we step into international relations with this kind of foolhardy pronouncement, we can have egg on our face rather than what we want is what is for good and peace in this particular region.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, the previous speaker is correct in saying that it's actually the Japan National Government that dictates where the military facilities and bases are located in Japan. However, I think we need to point out that Okinawa, besides suffering basically from what happened during World War II, being the only Japanese entity that suffered as a result of the Allied forces in Asia, and beyond that, to suffer occupation, and now to be, I guess, having to bear the burden of 70 percent of all military facilities in all of Japan. I think it speaks not to the fact that there needs to be a military presence, especially in Asia and Japan, it speaks more to what is just. And when it comes to the Okinawan people, it is not justice to have a majority of the bases in Okinawa.

"So what we're asking our government and maybe in sort of a back-handed way, the Japanese government is. . . they need to look at equity, how they can provide justice to the Okinawan people instead of placing the burden on just one prefecture. And even though it is the Japanese government that makes the decision and requests the United States to have their presence, we also know that the U.S. government has a lot to do on how much of a presence we have and where the strategic locations of these bases are. And I think it is fair for us to make this request in behalf of justice for the people.

"Thank you."

Representative Moses then rose to speak against the resolution, stating:

"My heart goes out to my colleagues and to the peoples of Okinawa that were so devastated in World War II, and I understand, I believe the purpose of the resolution. My heart also goes out to the people of Hiroshima and Nagasaki, New York, Los Angeles and Hawaii.

"This resolution talks about returning the lands for peaceful people-oriented development in Okinawa. And I wish to remind my colleagues that there can be no peaceful use of the land if the land is dominated by outside influences, whether that be from the United States, or from elsewhere in Asia, or the Pacific.

"I agree with the first BE IT RESOLVED in the resolution, where it calls for this Legislature to request that the President of the United States and the Department of Defense adhere to and accelerate, whenever possible, the scheduled relocation, adjustment, and realignment of the current presence of United States military forces in Okinawa. And it goes on to talk about the return of land and facilities not needed for direct military purposes.

"I wish to remind my colleagues again, Mr. Speaker, that tourism, which is one of the things discussed in this

resolution, can only thrive in Okinawa if security remains intact in Asia and the Pacific.

"I also would like to point out, Mr. Speaker, that in the last BE IT FURTHER RESOLVED, the resolution calls for the United States Congress, calls on us to request that the United States Congress conduct hearings to assess the United States military presence in Asia and Japan, and consider the downsizing of the United States military forces to comply with current security needs. Mr. Speaker, my contention is that we should not be downsizing but we should increase our forces in Asia and the Pacific because the most volatile area in the world remains Asia and the Pacific.

"Mr. Speaker, if government, with over one billion people in Asia is still sworn to the instruction of the United States and the dominance of its people, it is good to hope that such a government wishes to just get along with its neighbors. However, I believe it is very naive to place the safety and security of our families and our way of life in such hopes. Mr. Speaker, true security requires vigilance and readiness. As elected leaders, we owe the residents of the State no less.

"Thank you, Mr. Speaker."

Representative McDermott then rose and asked the Clerk to record a no vote for him, and the Chair "so ordered."

Representative Thielen then rose and asked the Clerk to record a no vote for her, and the Chair "so ordered."

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

"Mr. Speaker, I am cognizant of the concerns raised by my colleagues across the aisle. As your Chairman of the Public Safety and Military Affairs Committee, I've had the opportunity to speak with some of the commanders of the various commands here in Hawaii with the responsibility also for Asia and the Pacific, and they have also relayed to me the 'thorns', the concern of having U.S. presence in the Pacific and in Asia. I have also learned at the knee of our senior Senator at the time when I was spending in Washington, and he was Chairman of the Senate Appropriations Committee on Defense, so I am quite aware, and I recognize the concerns raised by those in the military and the security community with respect to our continued presence in that part of the world.

"I also understand how important it is that we maintain and enhance our trade and other economic possibilities with our partners in Asia and the Pacific, being that we are entering the new millennium also, the so-called Pacific Century.

"However, the intent of the reso and the intent of our Committee is to have our United States government, our security officials, our President of the United States indeed to periodically reassess our position, relative to that part of the world, and I did that also with the thought of my own experience, an experience I am somewhat familiar with with respect to our former position in the Philippines.

"We, of course, had for many years our presence there with our bases at Subic and at Clark, and for many years we were told that our presence there was very vital not only for matters of defense, but also economic, being that the Philippines was strategically situated near the Strait of Malacca and vital shipping lanes. And I had the opportunity to visit the Philippines, and it was at a time when the local population was trying to not so much reexamine them; in fact, strategy requested the United

States leave the Philippines because it was a time when they were trying to assert themselves, and nationalism was a very big part of their agenda at the time. We told them then that it would be very difficult for us to leave -- we Americans -- but they did, Mr. Speaker, and I can note for the record that the Philippines, even in those two areas where the military presence was once located, are thriving and they have long-range plans to see that those military facilities be turned to civilian use.

"They are doing well for themselves and so I approach this resolution with that same spirit in that experience of mine and that, hopefully, we are bearing in mind some of the potential for disruption in that part of the world, that our government would, in key words here -- periodically reassess, review whenever possible -- our presence in Okinawa, and that perhaps one day we may be able to pull out but not in entirety, but downsize significantly our presence in Okinawa, bearing the same experience we had in the Philippines.

"Thank you very much, Mr. Speaker."

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

"Just to point out a perspective that hasn't been mentioned so far in the debate on this matter, and that is that to the extent that there is a reduction in forces in Okinawa, there is likely to be a strengthening of forces or maintenance of forces in Hawaii and as a result, employment opportunities as well as the strengthening of our economy. So there are benefits for us in Hawaii as forces in Asia and in Okinawa are reduced.

"Thank you."

Representative Ward then rose and stated:

"Mr. Speaker, I would just add one footnote and that is that anthropologists tell us that reciprocity is the basis of all relationships. And if we are going to tell the Japanese that they should be considering removing what we've in this reso told the United States, we have to expect that on some of the Hawaiian issues that if we get a reso that hits us in saying: Hey, why don't you pull back and leave the wait list alone on the Hawaiian Homes Commission, or if we get a reso that says: Why don't you pull those Japanese hotels off of Maui and put them on Kauai, my point is, as we get into this particular area, we open ourselves for reciprocal type of criticism.

"And again the point is: The Okinawans do not want the bases but the Japanese government in Tokyo does want the bases, and we're interfering in an internal matter. It just happens that we happen to have our troops there, but it's an internal matter and we are an irritant in the way that we are approaching this, and I think we open ourselves for future retaliation."

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

"I think the RESOLVED parts of the resolution are quite modest in its request and I think if members read it, it really says that we are requesting that the President and the Congress, among other entities, reassess our military presence and needs in that part of the world.

"And I would also urge members that as U.S. taxpaying citizens, we do have that right to do so, to request that of our government, and at least in this country there is civilian control over the military, and that's why it's directed at the Congress and the U.S. President.

"Thank you."

Representative Meyer then rose and asked the Clerk to cast a no vote for her, and to enter Representative Moses' remarks in the Journal as her own, and the Chair "so ordered." (By reference only).

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 128, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES AND THE U.S. DEPARTMENT OF DEFENSE TO CONTINUE EFFORTS TO EVALUATE THE CURRENT U.S. MILITARY PRESENCE IN OKINAWA AND TO RETURN LAND AND FACILITIES TO THE PREFECTURAL GOVERNMENT," was adopted, with Representatives McDermott, Meyer, Moses, Thielen and Ward voting no, and Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine being excused.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1426) recommending that H.C.R. No. 101 be adopted.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 101, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE MAJOR TELEVISION NETWORKS TO INCLUDE WEATHER MAPS AND FORECASTS FOR HAWAII WHEN BROADCASTING NATIONALLY SYNDICATED PROGRAMS THAT INCLUDE NATIONAL WEATHER REPORTS," was adopted with Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine being excused.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1427) recommending that H.R. No. 58 be adopted.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and H.R. No. 58, entitled: "HOUSE RESOLUTION REQUESTING THE MAJOR TELEVISION NETWORKS TO INCLUDE WEATHER MAPS AND FORECASTS FOR HAWAII WHEN BROADCASTING NATIONALLY SYNDICATED PROGRAMS THAT INCLUDE NATIONAL WEATHER REPORTS," was adopted with Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine being excused.

Representative Yonamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 1428) recommending that S.B. No. 1242, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1242, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR ORGANIZATIONS NEGOTIATING WORKERS' COMPENSATION BENEFITS," passed Second Reading and was placed on the calendar for Third Reading with Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine being excused.

Representative Menor, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1429) recommending that S.B. No. 140, SD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, the report of the Committee was adopted and S.B. No. 140, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," passed Second Reading and was placed on the calendar for Third Reading with Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine being excused.

SUSPENSION OF RULES

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

THIRD READING

S.B. No. 938, SD 1, HD 1:

Representative Okamura moved that S.B. No. 938, SD 1, HD 1, pass Third Reading, seconded by Representative M. Oshiro.

Representative McDermott rose to speak against the bill, stating:

"Mr. Speaker, when I came here I made a promise to my constituents that I would vote against all new measures, all new fees, and I didn't take that promise lightly and so I am voting no. Thank you."

The motion was put to vote by the Chair and carried, and S.B. No. 938, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NONRESIDENT INCOME TAX," passed Third Reading by a vote of 42 ayes to 2 noes, with Representatives McDermott and Moses voting no, and Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine being excused.

S.B. No. 1421, SD 2, HD 1:

Representative Okamura moved that S.B. No. 1421, SD 2, HD 1, pass Third Reading, seconded by Representative M. Oshiro.

Representative Tarnas rose to cast an aye vote with reservations, saying:

"My only comment is, I recognize the value and the need for after-the-fact payroll to prevent discrepancies in the amount of time actually worked and the pay received for that; however, I do believe there should be an issue for collective bargaining.

"Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and S.B. No. 1421, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PAYROLL PERIODS," passed Third Reading by a vote of 43 ayes to 1 no, with Representative Halford voting no, and Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine being excused.

S.B. No. 1802, SD 2, HD 1:

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 1802, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES," passed Third Reading by a vote of 44 ayes, with Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine being excused.

S.B. No. 1556, HD 1:

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 1556, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Third Reading by a vote of 44 ayes, with Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine being excused.

S.B. No. 1267, SD 1, HD 1:

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 1267, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Third Reading by a vote of 44 ayes, with Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine being excused.

S.B. No. 989, SD 1, HD 1:

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 989, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Third Reading by a vote of 44 ayes, with Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine being excused.

S.B. No. 1064, SD 1, HD 1:

On motion by Representative Okamura, seconded by Representative M. Oshiro and carried, S.B. No. 1064, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BALLOT ACCESS FOR POLITICAL PARTIES," passed Third Reading by a vote of 44 ayes, with Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine being excused.

The Chair directed the Clerk to note that S.B. Nos. 938, 1421, 1802, 1556, 1267, 989 and 1064 had passed Third Reading at 12:57 o'clock p.m.

ANNOUNCEMENTS

Representative Herkes: "The Senate/House conferees have agreed on a format for the golf tournament, and it will be held on April 14 after session. Just for the note of Committee Chairs, we would ask you not to schedule conference committees for that afternoon. We have submitted a list of players to each body, and we are still in negotiation as to who will face who. But I just want to report that things are moving satisfactorily."

The Chair responded:

"Very good, let's hope we can keep up the good record unlike some others."

Representative Meyer: "I don't have the names, but I wanted to thank all the people that put the canoe paddling competition together yesterday. It was a fun time. There was good representation by colleagues in this chamber -- Representative Santiago, Representative Pendleton, Representative Thielen had a canoe although she was not there, as well as Representative Marumoto. There were lots of good competitive spirit, and I was honored to be in the Speaker's canoe where we shared a lot of younger people, but we still have a lot of go."

The Chair remarked:

"Alright, Representative, thank you very much. Of course my body is a little sore this morning."

Representative Thielen: "Mr. Speaker, I'm sorry I wasn't able to be there. I was at a function at the military base. . ."

The Chair interrupted and said:

"I'm sorry, too, because we beat your boat."

Representative Thielen: "But I want a rematch next year, Mr. Speaker, and I'll be there."

ADJOURNMENT

At 1:00 o'clock p.m., on motion by Representative M. Oshiro, seconded by Representative Thielen and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Monday, March 31, 1997. (Representatives Chang, Jones, Menor, Morihara, Pendleton, Say and Yonamine were excused.)