

## FORTY-FOURTH DAY

Tuesday, March 18, 1975

The Senate of the Eighth Legislature of the State of Hawaii, Regular Session of 1975, convened at 11:30 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Reverend Jiho Machida of the Soto Mission of Hawaii, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Forty-Third Day.

At this time, Senator Hulten introduced to the members of the Senate 108 students from the Seventh Grade at St. Anthony's School in Kailua, with their teachers, Sister Joyce, Mrs. Rickard, and Mrs. Best and parents, Mrs. Edna Wong, Mrs. Nakapaahu, Mrs. Mills, Mrs. Pound, Mrs. Honold and Mrs. Georgia Wong.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 284 to 286) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 284), transmitting House Concurrent Resolution No. 26, which was adopted by the House of Representatives on March 17, 1975, was placed on file.

By unanimous consent, H.C.R. No. 26, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STADIUM AUTHORITY AND THE CITY AND COUNTY OF HONOLULU TO ESTABLISH AN EXPRESS BUS TERMINAL AT THE NEW STADIUM AT HALAWA", was referred to the Committee on Transportation.

A communication from the House (Hse. Com. No. 285), transmitting House Concurrent Resolution No. 27, which was adopted by the House of Representatives on March 17, 1975, was placed on file.

By unanimous consent, H.C.R. No. 27, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO ESTABLISH ADDITIONAL EXPRESS BUS STOPS IN THE PEARL CITY - PEARL RIDGE AREA AND TO UNDERTAKE OTHER BUS SERVICE IMPROVEMENTS TO EASE THE TRANSPORTATION PROBLEMS OF THE RESIDENTS

OF THE AREA", was referred to the Committee on Transportation.

A communication from the House (Hse. Com. No. 286), transmitting House Concurrent Resolution No. 81, H.D. 1, which was adopted by the House of Representatives on March 17, 1975, was placed on file.

By unanimous consent, H.C.R. No. 81, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE APPOINTMENT OF A COMMITTEE TO STUDY HAWAII'S UNEMPLOYMENT PROBLEMS AND MAKE RECOMMENDATIONS THEREON", was referred to the Committee on Human Resources.

## SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 101 to 105) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 101), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION REVERSING THE RULING OF THE INTERNAL REVENUE SERVICE THAT CONDOMINIUM MAINTENANCE FUND RESERVES AND CASH SURPLUSES ARE TAXABLE", was jointly offered by Senators Yee, Taira, Anderson, Leopold, Hara, Saiki, Hulten, Ching, F. Wong, Henderson, Kuroda, Toyofuku, George, R. Wong and Rohlfing.

By unanimous consent, S.C.R. No. 101 was referred to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 102), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE FEASIBILITY OF MAKING KALAUPAPA SETTLEMENT ON THE ISLAND OF MOLOKAI A STATE PARK", was jointly offered by Senators Yee, Anderson, Taira, Leopold, Hara, Saiki, Hulten, F. Wong, Henderson, Toyofuku, George, R. Wong and Rohlfing.

By unanimous consent, S.C.R. No. 102 was referred to the Committee on Ecology, Environment and Recreation.

A concurrent resolution (S.C.R. No. 103), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE COUNTY GOVERNMENTS TO SPECIFY

THOSE LANDS WHICH SHOULD BE PROTECTED BY THEIR INCLUSION IN THE CONSTITUTION OF THE STATE OF HAWAII", was jointly offered by Senators Ushijima, Yamasaki, Nishimura, Yim, Hulten, Takitani, Ching, Taira, Hara, R. Wong, F. Wong, Chong, King, Young and Henderson.

By unanimous consent, S.C.R. No. 103 was referred to the Committee on Ecology, Environment and Recreation.

A concurrent resolution (S.C.R. No. 104), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII CONGRESSIONAL DELEGATION INITIATE ACTION TO DETERMINE THE STATUS OF RELEASE OF FEDERAL LANDS ON OAHU TO THE STATE OF HAWAII", was jointly offered by Senators Kuroda, Yim, Young, King, Toyofuku, Hara, Takitani, Yamasaki, Chong, Kawasaki, R. Wong, Nishimura, Ching, Hulten, George, Taira, F. Wong and Rohlfing.

By unanimous consent, S.C.R. No. 104 was referred to the Committee on Economic Development.

A concurrent resolution (S.C.R. No. 105), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY INTO THE FEASIBILITY OF INCREASING THE USE OF LOCALLY-AVAILABLE MATERIALS IN CONSTRUCTION", was jointly offered by Senators King, Young, Yim, Hulten, Takitani, Ching, Chong, Kuroda, Rohlfing and Nishimura.

By unanimous consent, S.C.R. No. 105 was referred to the Committee on Economic Development.

#### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 329 to 339) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 329), entitled: "SENATE RESOLUTION HONORING THE IOLANI SCHOOL STAGE BAND FOR WINNING FIRST PRIZE IN THE RENO INTERNATIONAL SCHOOL JAZZ FESTIVAL", was jointly offered by Senators Yee, Anderson, Taira, Chong, Leopold, Hara, Rohlfing, Hulten, George, R. Wong, Saiki, Ching, F. Wong, Henderson, Kuroda and Toyofuku.

On motion by Senator Yee, seconded by Senator Anderson and carried, S.R. No. 329 was adopted.

A resolution (S.R. No. 330), entitled: "SENATE RESOLUTION

AFFIRMING SUPPORT FOR THE ACTIONS OF THE GOVERNOR'S TASK FORCE ON THE HAWAII STATE PRISON AND ITS CONTINUING EFFORTS TO ADMINISTER THE HAWAII STATE PRISON AS A SECURE, SAFE, AND REHABILITATIVE FACILITY", was jointly offered by Senators Kawasaki, Ching, Toyofuku, Taira, Chong, Kuroda, Yim, Takitani, Hulten, Hara, Yamasaki, Ushijima, F. Wong, O'Connor, Young, Yee, Anderson, Saiki, George, Leopold, Rohlfing and Henderson.

By unanimous consent, S.R. No. 330 was referred to the Committee on Judiciary.

A resolution (S.R. No. 331), entitled: "SENATE RESOLUTION REQUESTING THE HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION REVERSING THE RULING OF THE INTERNAL REVENUE SERVICE THAT CONDOMINIUM MAINTENANCE FUND RESERVES AND CASH SURPLUSES ARE TAXABLE", was jointly offered by Senators Yee, Taira, Anderson, Leopold, Hara, Saiki, Hulten, Ching, F. Wong, Henderson, Kuroda, Toyofuku, George, R. Wong and Rohlfing.

By unanimous consent, S.R. No. 331 was referred to the Committee on Ways and Means.

A resolution (S.R. No. 332), entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF AGRICULTURE NOT TO MAKE THE INCREASE IN MILK PRICES PERMANENT", was jointly offered by Senators Leopold, Rohlfing, R. Wong, George, Saiki, O'Connor, Takitani, Young and Yim.

By unanimous consent, S.R. No. 332 was referred to the Committee on Economic Development.

A resolution (S.R. No. 333), entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII COLLEGE OF TROPICAL AGRICULTURE TO STUDY AND RECOMMEND MORE EFFECTIVE MEANS TO CONTROL TERMITES, AND TO DEVELOP A LABEL WHICH WILL COMPLY WITH FEDERAL RULES AND REGULATIONS AND TO IMPLEMENT EDUCATIONAL PROGRAMS TO PROVIDE TRAINING AND SUPPORT OF THE PEST CONTROL OPERATORS IN HAWAII", was jointly offered by Senators Taira, Ching, Hulten, Toyofuku, Rohlfing, Anderson, Chong, Yim, Leopold, King, Hara, R. Wong, Nishimura, Kuroda, Yamasaki and Takitani.

By unanimous consent, S.R. No.

333 was referred to the Committee on Higher Education.

A resolution (S.R. No. 334), entitled: "SENATE RESOLUTION REQUESTING THE STATE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE COUNTY GOVERNMENTS TO SPECIFY THOSE LANDS WHICH SHOULD BE PROTECTED BY THEIR INCLUSION IN THE CONSTITUTION OF THE STATE OF HAWAII", was jointly offered by Senators Ushijima, Yamasaki, Yim, Hulten, Takitani, Ching, R. Wong, Taira, Nishimura, Hara, F. Wong, Chong, King, Young and Henderson.

By unanimous consent, S.R. No. 334 was referred to the Committee on Ecology, Environment and Recreation.

A resolution (S.R. No. 335), entitled: "SENATE RESOLUTION RELATING TO 1977 NATIONAL GOLDEN GLOVES CHAMPIONSHIP TOURNAMENT", was jointly offered by Senators Ushijima, Hara, Yamasaki, Takitani, King, R. Wong, Saiki, Ching, Leopold, Toyofuku, Anderson, Hulten, Nishimura, George, Henderson, Yim, Rohlfing, Kawasaki, F. Wong, Taira, Kuroda, O'Connor, Chong, Yee and Young.

On motion by Senator Yamasaki, seconded by Senator Takitani and carried, S.R. No. 335 was adopted.

A resolution (S.R. No. 336), entitled: "SENATE RESOLUTION EXTENDING CONDOLENCES AND DEEPEST SYMPATHY TO THE FAMILY OF THE LATE WALTER K. COLLINS", was jointly offered by Senators Anderson, Saiki, Leopold, Hulten, Rohlfing, Takitani, Yee, Henderson, King, Chong, Toyofuku, Nishimura, Hara, Ching, F. Wong, George, Young, Yim, R. Wong and O'Connor.

On motion by Senator Anderson, seconded by Senator Saiki and carried, S.R. No. 336 was adopted.

A resolution (S.R. No. 337), entitled: "SENATE RESOLUTION REQUESTING A STUDY INTO THE FEASIBILITY OF INCREASING THE USE OF LOCALLY-AVAILABLE MATERIALS IN CONSTRUCTION", was jointly offered by Senators King, Young, Yim, Hulten, Takitani, Ching, Kuroda, Rohlfing, Chong, Nishimura and George.

By unanimous consent, S.R. No. 337 was referred to the Committee on Economic Development.

A resolution (S.R. No. 338), entitled: "SENATE RESOLUTION

EXTENDING CONGRATULATIONS AND BEST WISHES TO MICHAEL ANTHONY TAM, STATE FINALIST IN THE 38TH ANNUAL AMERICAN LEGION NATIONAL HIGH SCHOOL ORATORICAL CONTEST", was jointly offered by Senators Nishimura, Ching, Kuroda, R. Wong, King, Taira, Chong, F. Wong, Takitani, Hulten, Yamasaki, Anderson, Kawasaki, Yim, Young, Hara, O'Connor, Henderson, Saiki, Toyofuku and Leopold.

On motion by Senator Nishimura, seconded by Senator Ching and carried, S.R. No. 338 was adopted.

A resolution (S.R. No. 339), entitled: "SENATE RESOLUTION EXTENDING CONDOLENCES TO THE FAMILY OF THE LATE JOSEPH R. VELTMANN", was jointly offered by Senators Ching, George, Saiki, Ushijima, Kawasaki, Kuroda, Hara, King, Hulten, Toyofuku, Taira, Yee, Takitani, Yamasaki, Nishimura, Yim, Leopold, Young, Rohlfing, Henderson, F. Wong, Chong, R. Wong, O'Connor and Anderson.

On motion by Senator Ching, seconded by Senator Taira and carried, S.R. No. 339 was adopted.

#### STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 650), recommending that Senate Concurrent Resolution Nos. 100 to 103, Senate Resolution Nos. 328 to 336 and Standing Committee Report Nos. 651 to 659 have been printed and are ready for distribution.

On motion by Senator Yamasaki, seconded by Senator Henderson and carried, the report of the Committee was adopted.

Senator Hulten, for the Committee on Intergovernmental Relations, presented a report (Stand. Com. Rep. No. 651), reporting on Senate Resolution No. 113 in which said Committee was requested to investigate and make recommendations as to the possibility of cooperation with the various counties in the joint use of satellite service facilities and to report its findings back to the Senate before the adjournment of the 1975 session.

By unanimous consent, Stand. Com. Rep. No. 651 was received and placed on file.

Senator Hara, for the Committee on Education, presented a report

(Stand. Com. Rep. No. 652), recommending that Senate Concurrent Resolution No. 1 be adopted.

On motion by Senator Hara, seconded by Senator Yim and carried, the report of the Committee was adopted and S.C.R. No. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A COMPREHENSIVE DESIGN OF ALTERNATIVE MEANS TO DELIVER INSTRUCTION UNDER THE ACADEMIC COMPONENT OF THE FOUNDATION PROGRAM", was adopted.

Senator Hara, for the Committee on Education, presented a report (Stand. Com. Rep. No. 653), recommending that Senate Concurrent Resolution No. 2 be adopted.

On motion by Senator Hara, seconded by Senator Yim and carried, the report of the Committee was adopted and S.C.R. No. 2, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO CAMPUS DISTURBANCES AND STUDENT UNREST IN OUR PUBLIC SCHOOLS", was adopted.

Senator Hara, for the Committee on Education, presented a report (Stand. Com. Rep. No. 654), recommending that Senate Concurrent Resolution No. 4 be adopted.

On motion by Senator Hara, seconded by Senator Yim and carried, the report of the Committee was adopted and S.C.R. No. 4, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO MAXIMIZE THEIR EFFORTS OF PROMOTING COMMUNITY USE OF SCHOOL FACILITIES", was adopted.

Senators Takitani and Hara, for the Committee on Higher Education and Committee on Education, presented a joint report (Stand. Com. Rep. No. 655), recommending that Senate Concurrent Resolution No. 36, as amended in S.D. 1, be adopted.

On motion by Senator Hara, seconded by Senator Takitani and carried, the joint report of the Committees was adopted and S.C.R. No. 36, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE UNIVERSITY OF HAWAII COLLEGE OF EDUCATION PRE-SERVICE CURRICULUM AND THE DEPARTMENT OF EDUCATION IN-SERVICE TRAINING", was adopted.

At 11:42 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:50 o'clock a.m.

Senator F. Wong, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 656), recommending that Senate Concurrent Resolution No. 16 be adopted.

On motion by Senator F. Wong, seconded by Senator Hara and carried, the report of the Committee was adopted and S.C.R. No. 16, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING EXPEDIENCE IN THE DEVELOPMENT OF A DEEP DRAFT HARBOR AT BARBERS POINT", was adopted.

Senator F. Wong, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 657), recommending that Senate Resolution No. 63 be adopted.

On motion by Senator F. Wong, seconded by Senator Hara and carried, the report of the Committee was adopted and S.R. No. 63, entitled: "SENATE RESOLUTION REQUESTING EXPEDIENCE IN THE DEVELOPMENT OF A DEEP DRAFT HARBOR AT BARBERS POINT", was adopted.

Senator F. Wong, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 658), recommending that House Bill No. 1528 pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 658 on H.B. No. 1528, entitled: "A BILL FOR AN ACT TO REPEAL CHAPTER 71, HAWAII REVISED STATUTES, RELATING TO ARTESIAN WELL CONTROL", was deferred until Thursday, March 27, 1975.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 659), recommending that House Bill No. 1870, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development.

On motion by Senator King, seconded by Senator Hulten and carried, the report of the Committee was adopted and H.B. No. 1870, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION", passed Second Reading and was referred to the Committee on Economic Development.

## ORDER OF THE DAY

REFERRAL OF  
A HOUSE BILL

The President made the following referral of a House Bill that was received on Friday, March 14, 1975:

House Bill Referred to:

No. 1740, H.D. 1 Committee on Human Resources, then to the Committee on Ways and Means

RE-REFERRAL OF  
A MESSAGE FROM THE GOVERNOR

The President made the following re-referral of a Message from the Governor that was received on Tuesday, March 11, 1975:

Gov. Msg. Referred to:

No. 77 Jointly to the Committee on Ecology, Environment and Recreation and the Committee on Economic Development

RE-REFERRAL OF  
HOUSE BILLS

The President made the following

re-referral of House Bills that were received on Friday, March 14, 1975:

House Bills Referred to:

No. 165, H.D. 2 Committee on Health, then to the Committee on Education, then to the Committee on Ways and Means

No. 379 Committee on Ecology, Environment and Recreation, then to the Committee on Economic Development, then to the Committee on Ways and Means

## MISCELLANEOUS COMMUNICATION

A communication from the Honorable Daniel K. Inouye, United States Senator (Misc. Com. No. 6), acknowledging receipt of Senate Concurrent Resolution No. 47 (1975), was read by the Clerk and was placed on file.

## ADJOURNMENT

At 11:52 o'clock a.m., on motion by Senator Taira, seconded by Senator Anderson and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, March 19, 1975.