

## THIRTY-FIFTH DAY

Wednesday, March 10, 1976

The Senate of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend James E. Hamilton of Waianae United Methodist Church, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Thirty-Fourth Day.

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

Senator Yee introduced fifty students from the Junior and Senior Classes at Kailua High School, with their teachers, Mrs. Jean Arakawa and Mrs. Joan Loo. He noted that Mrs. Arakawa is a certified professional secretary and extended special recognition to Miss Roberta Hiramoto, an outstanding senior in the group. Miss Hiramoto is actively involved in various youth programs and organizations and is President of the Future Business Leaders of America, Kailua Chapter and was the second runner-up in Executive's Secretaries, Inc.'s contest of highly-selected senior business students in Oahu schools.

Senator Chong introduced members of the Student Senate at Roosevelt High School as follows: Alison Miyasato, Speaker; Wai Fung, Vice Speaker; Holly Nakahata, Clerk; and Lynn Onouye, Carol Chun, Nathan Ching, Clayton Tseu and Scot Iseri, Senators.

Senator Kuroda introduced ten students from the Leadership Class at Kamehameha School, accompanied by their teacher, Miss Sandy Young.

## DEPARTMENTAL COMMUNICATION

A communication from the Legislative Auditor (Dept. Com. No. 11), transmitting a report entitled, "Management Audit of the Recreational Boating Program", was read by the Clerk and was referred to the Committee on Transportation.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 46 to 50), were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 46), returning Senate Concurrent Resolution No. 66, which was adopted by the House of Representatives on March 9, 1976, was placed on file.

A communication from the House (Hse. Com. No. 47), transmitting House Bill No. 621, H.D. 2, which passed Third Reading in the House of Representatives on March 9, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 621, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX", passed First Reading by title and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 48), transmitting House Bill No. 2226-76, H.D. 1, which passed Third Reading in the House of Representatives on March 9, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2226-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INSURANCE LAW", passed First Reading by title and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 49), transmitting House Bill No. 2227-76, which passed Third Reading in the House of Representatives on March 9, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2227-76, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR CARRIER LAW", passed First Reading by title and was referred to the Committee on Public Utilities, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 50), transmitting House Bill No. 2537-76, H.D. 1, which passed Third Reading in the House of Representatives on March 9, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2537-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT", passed First Reading by title and was referred to the Committee

on Judiciary, then to the Committee on Ways and Means.

#### SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 69 and 70) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 69), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO PETITION THE UNITED STATES NINTH CIRCUIT COURT OF APPEALS TO CLARIFY ITS TEMPORARY INJUNCTION HALTING WORK ON THE H-3 FREEWAY", was jointly offered by Senators Hulten, R. Wong, Ching, Toyofuku, Ushijima, F. Wong, Soares, Yamasaki, Takitani, Taira, Yim, Hara, Anderson, Yee, Young, Kuroda, George, Henderson, Kawasaki, Nishimura and Saiki.

By unanimous consent, S.C.R. No. 69 was referred to the Committee on Transportation.

A concurrent resolution (S.C.R. No. 70), entitled: "SENATE CONCURRENT RESOLUTION COMMENDING SUCCESSFUL IMPLEMENTATION OF THE PUBLIC SAFETY PROGRAM BY THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL UNION 1186 AND THE PACIFIC ELECTRICAL CONTRACTORS' ASSOCIATION", was jointly offered by Senators R. Wong, Toyofuku, Yamasaki, Chong, Yim, Takitani, F. Wong, Young, O'Connor, Hulten, Taira, Kawasaki, Soares, Hara, King, George, Saiki, Kuroda, Henderson, Yee, Leopold, Nishimura, Ching, Ushijima and Anderson.

On motion by Senator Yim, seconded by Senator Chong and carried, S.C.R. No. 70 was adopted.

#### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 277 to 284) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 277), entitled: "SENATE RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO REVIEW AND STUDY THE MERITS OF HOMEOWNER STANDARD FIRE INSURANCE POLICY 'HO-76' ", was jointly offered by Senators Chong, Kuroda, Yim, Kawasaki, Yamasaki, Hulten, F. Wong, King, Young, Nishimura, Taira, Ching and Leopold.

By unanimous consent, S.R. No. 277 was referred to the Committee on Judiciary.

A resolution (S.R. No. 278), entitled: "SENATE RESOLUTION URGING THE MEDICAL PROFESSION TO ESTABLISH POLICIES IN COGNIZANCE OF PATIENTS RIGHTS AND RESPONSIBILITIES", was jointly offered by Senators Chong, Kawasaki, Kuroda, Yim, Hulten, Yamasaki, King, Young, Nishimura, Taira, George and Leopold.

By unanimous consent, S.R. No. 278 was referred to the Committee on Health.

A resolution (S.R. No. 279), entitled: "SENATE RESOLUTION REQUESTING THE ATTORNEY GENERAL TO PETITION THE UNITED STATES NINTH CIRCUIT COURT OF APPEALS TO CLARIFY ITS TEMPORARY INJUNCTION HALTING WORK ON THE H-3 FREEWAY", was jointly offered by Senators Hulten, R. Wong, Ching, Toyofuku, Ushijima, F. Wong, Soares, Young, Yamasaki, Takitani, Taira, Yim, Hara, Anderson, Yee, Henderson, Saiki, Kuroda, George, Kawasaki and Nishimura.

By unanimous consent, S.R. No. 279 was referred to the Committee on Transportation.

A resolution (S.R. No. 280), entitled: "SENATE RESOLUTION SUPPORTING SENATE JOINT RESOLUTION 155, ESTABLISHING THE HAWAIIAN ABORIGINAL CLAIMS SETTLEMENT STUDY COMMISSION, AS INTRODUCED IN THE SENATE OF THE UNITED STATES BY SENATOR DANIEL K. INOUE OF HAWAII ON DECEMBER 18, 1975", was jointly offered by Senators R. Wong, Kuroda, Chong, Young, F. Wong, Yim, Kawasaki, Taira, Hulten, Yamasaki, Takitani, King, Ching, Nishimura, Hara, Toyofuku, Saiki, Leopold, Henderson, Ushijima, Soares, Yee and O'Connor.

By unanimous consent, S.R. No. 280 was referred to the Committee on Judiciary.

A resolution (S.R. No. 281), entitled: "SENATE RESOLUTION COMMENDING SUCCESSFUL IMPLEMENTATION OF THE PUBLIC SAFETY PROGRAM BY THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL UNION 1186 AND THE PACIFIC ELECTRICAL CONTRACTORS' ASSOCIATION", was jointly offered by Senators R. Wong, Toyofuku, Yamasaki, Chong, Yim, Takitani, F. Wong, Young, O'Connor, Hulten, Taira, Kawasaki, Soares, Hara, King, George, Saiki, Kuroda, Henderson, Yee, Leopold, Nishimura, Ushijima and Anderson.

On motion by Senator Yim, seconded by Senator Chong and carried,

S.R. No. 281 was adopted.

A resolution (S.R. No. 282), entitled: "SENATE RESOLUTION COMMENDING TERRY ALBRITTON OF THE UNIVERSITY OF HAWAII, HOLDER OF THE WORLD'S SHOT PUT RECORD", was jointly offered by Senators Yee, Leopold, King, F. Wong, Chong, Hulten, Toyofuku, Kuroda, Soares, Takitani, Anderson, Young, Saiki, Henderson, O'Connor, Ching, Yamasaki, Hara, George, Yim and R. Wong.

On motion by Senator Yee, seconded by Senator Saiki and carried, S.R. No. 282 was adopted.

A resolution (S.R. No. 283), entitled: "SENATE RESOLUTION CONGRATULATING THE MARYKNOLL HIGH SCHOOL SPARTANS FOR WINNING THE 1976 INTERSCHOLASTIC LEAGUE OF HONOLULU BASKETBALL CHAMPIONSHIP", was jointly offered by Senators Yee, Leopold, King, F. Wong, Chong, Hulten, Toyofuku, Kuroda, Soares, Takitani, Anderson, Young, Saiki, Henderson, O'Connor, Ching, Yamasaki, Hara, George, Yim and R. Wong.

On motion by Senator Yee, seconded by Senator Leopold and carried, S.R. No. 283 was adopted.

A resolution (S.R. No. 284), entitled: "SENATE RESOLUTION EXTENDING CONDOLENCES TO THE FAMILY OF THE LATE C. C. CADAGAN", was jointly offered by Senators Yee, F. Wong, Takitani, Chong, Toyofuku, Young, Taira, Anderson, Soares, Ching, Kuroda, Hara, Henderson, George, Leopold, Hulten, O'Connor, Saiki, King, Yim, Yamasaki and R. Wong.

On motion by Senator Yee, seconded by Senator Anderson and carried, S.R. No. 284 was adopted.

#### STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 353-76), informing the Senate that Senate Concurrent Resolution Nos. 68 and 69, Senate Resolution Nos. 276 to 279 and Standing Committee Report Nos. 354-76 to 363-76 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 F. Wong, for the Committee on Economic Development, presented

a report (Stand. Com. Rep. No. 354-76), recommending that Senate Bill No. 1475, as amended in S.D. 1, pass Third Reading.

In accordance with Article III, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 1475, S.D. 1, entitled: "A BILL FOR AN ACT TO AMEND CHAPTER 46, HAWAII REVISED STATUTES, RELATING TO GENERAL PROVISIONS".

Senator F. Wong, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 355-76), recommending that Senate Bill No. 1949-76, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 355-76 and S.B. No. 1949-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLICY PLANNING", was deferred until Thursday, March 11, 1976.

Senator F. Wong, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 356-76), recommending that Senate Bill No. 2092-76, S.D. 1, as amended in S.D. 2, pass Third Reading.

In accordance with Article III, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 2092-76, S.D. 2, entitled: "A BILL FOR AN ACT AMENDING SECTION 205-35 OF THE HAWAII REVISED STATUTES, RELATING TO SHORELINE SETBACKS".

Senator F. Wong, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 357-76), recommending that Senate Bill No. 2094-76 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 357-76 and S.B. No. 2094-76, entitled: "A BILL FOR AN ACT AMENDING SECTION 101-2 OF THE HAWAII REVISED STATUTES, RELATING TO TAKING OF PRIVATE PROPERTY FOR PUBLIC USE AND THE DISPOSAL OF EXCESS PROPERTY", was deferred until Thursday, March 11, 1976.

Senator F. Wong, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 358-76), recommending that Senate Bill No. 1822-76, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator F. Wong,

seconded by Senator Hara and carried, the report of the Committee was adopted and S.B. No. 1822-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION DISTRICTS", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 11, 1976.

In accordance with Article III, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 1822-76, S.D. 1.

Senator F. Wong, for the majority of the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 359-76), recommending that Senate Bill No. 2545-76 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator F. Wong, seconded by Senator Hara and carried, the report of the majority of the Committee was adopted and S.B. No. 2545-76, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 11, 1976.

In accordance with Article III, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 2545-76.

Senator F. Wong, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 360-76), recommending that Senate Bill No. 2884-76 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator F. Wong, seconded by Senator Hara and carried, the report of the Committee was adopted and S.B. No. 2884-76, entitled: "A BILL FOR AN ACT RELATING TO THE APPOINTMENT OF AN EXECUTIVE OFFICER BY THE STATE LAND USE COMMISSION AND THE EXEMPTION OF THE POSITION FROM CIVIL SERVICE STATUS", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 11, 1976.

In accordance with Article III, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 2884-76.

Senator F. Wong, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 361-76), recommending that Senate

Bill No. 2885-76 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator F. Wong, seconded by Senator Hara and carried, the report of the Committee was adopted and S.B. No. 2885-76, entitled: "A BILL FOR AN ACT RELATING TO AMENDMENTS TO DISTRICT BOUNDARIES BY THE STATE LAND USE COMMISSION AND TO SPECIAL USE PERMITS", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 11, 1976.

In accordance with Article III, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 2885-76.

Senator F. Wong, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 362-76), recommending that Senate Bill No. 2902-76 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator F. Wong, seconded by Senator Hara and carried, the report of the Committee was adopted and S.B. No. 2902-76, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 11, 1976.

In accordance with Article III, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 2902-76.

Senator F. Wong, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 363-76), recommending that Senate Bill No. 2992-76, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator F. Wong, seconded by Senator Hara and carried, the report of the Committee was adopted and S.B. No. 2992-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF AND REHABILITATION", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 11, 1976.

In accordance with Article III, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 2992-76, S.D. 1.

MATTERS DEFERRED  
FROM MARCH 9, 1976

Standing Committee Report No.

347-76 (S.R. No. 95):

By unanimous consent, action on Stand. Com. Rep. No. 347-76 and S.R. No. 95 was deferred to the end of the calendar.

At 11:45 o'clock a.m., the Senate stood in recess, subject to the call of the Chair.

The Senate reconvened at 12:15 o'clock p.m.

At this time, the President introduced to the members of the Senate Senator Jack Gordon from the Florida State Legislature. Senator Gordon is the Chairman of the Ways and Means Committee.

Standing Committee Report No. 348-76 (S.C.R. No. 24):

Senator King moved that Stand. Com. Rep. No. 348-76 be adopted and that S.C.R. No. 24 be adopted, seconded by Senator Yim.

Senator Kuroda then moved that Stand. Com. Rep. No. 348-76 be received and placed on file, seconded by Senator Yim and carried.

Senator Kuroda moved that S.C.R. No. 24 be adopted, seconded by Senator Yim.

Senator Kuroda then offered the following amendment to S.C.R. No. 24:

"1. Amend the concurrent resolution by deleting the word 'and' after the semicolon in the tenth 'WHEREAS' clause on page 1 and inserting in lieu thereof the words 'now, therefore';

2. Delete the first 'WHEREAS' clause on page 2 in its entirety;

3. Add the word 'Legislature' after the word 'State' on line 7 on page 2; and

4. Delete the first 'BE IT FURTHER RESOLVED' clause on page 2 in its entirety."

Senator Kuroda moved that the amendment be adopted, seconded by Senator Yim.

Senator Anderson asked if Senator Kuroda would yield to a question to which Senator Kuroda replied in the affirmative.

Senator Anderson then queried if his understanding was correct that with the removal of the last "Be it further resolved" clause, the resolution

does not mandate the Board of Land and Natural Resources to implement the intent of the resolution.

Senator Kuroda answered that "the absence of that clause does not in any way imply that we don't expect the Land and Natural Resources to execute whatever the State Legislature's policy is. The attempt here is to establish a legislative intent, whether purchase in the future is going to be done through the budget or other means like the CIP. What we are saying is that the intent of the Legislature is to establish a policy."

Senator Anderson then proceeded to speak against the amendment emphasizing his feelings that this is contradictory and that he felt that with the exclusion of that clause, "we're telling the Department not to listen to the policy making Legislature as laid out by Constitution."

Senator Ching then spoke for the adoption of the amendment noting that he felt there is a power back of legislative intent and that pressure can be applied on the departments to implement it by placing funds in the CIP budget.

The motion to adopt the amendment to S.C.R. No. 24 was put by the Chair and carried.

Senator Yim then moved that S.C.R. No. 24, as amended in S.D. 1, be adopted, seconded by Senator Kuroda.

Senator Yim then spoke for the motion as follows:

"Mr. President, I rise to speak in favor of this resolution, as amended.

The resolution calls for an expression by this honorable Body to declare as a State legislative policy that the former site of Salt Lake be reserved as a park for public enjoyment.

Within a few years, the Salt Lake population will exceed 25,000. Already it is over three times greater than the population of Molokai. It exceeds half the population of Kauai, is one third that of Maui, as well as being one quarter that of the island of Hawaii.

Salt Lake has the highest density of any area in this entire State, even greater than that of Waikiki. Yet, there is not a single park site in the entire area. No wonder that the residents of Salt Lake are complaining and frustrated. As a matter of fact, they should be screaming.

Mr. President, it has been a long

established policy of this island State to be concerned about open space. In this session, we continue to act on our concerns by considering appropriations to purchase such prime park sites as Malaekahana, Queen's Beach, Rainbow Bay and the Makua-Kaena Point areas. Further, in the past few years, the State has purchased the old stadium in McCully for park use, and matched City funds in purchasing the HSPA property in Makiki. All these commitments run into many millions of dollars, and are all for the good. I have supported such actions, and will continue to do so.

Therefore, Mr. President, I submit that we Legislators have already set the precedence for the State to purchase open space and other lands for park use, even though the City and County of Honolulu has that responsibility. In the case of Salt Lake, the City has completely failed to meet the needs of the people by not providing for at least one park, and this resolution is but the last resort that the people can turn to for help. We as Legislators cannot afford to close our eyes to such an injustice.

I recognize that if the State steps in, certain individuals, innocent bystanders, may suffer economic inconvenience. However, the needs to rectify the wrongs of the City for allowing such development to occur, without providing for recreational needs, outweighs the inconvenience to the few. To those individuals, may I offer my sympathies.

In conclusion, Mr. President, we Senators have been reminded many times over, including a prayer said this morning, 'to put the people first'. So on behalf of all the people of the Salt Lake area, I appeal to the Senators here to kokua and pass this resolution, as amended.

Thank you, Mr. President."

The motion was put by the Chair and carried, and S.C.R. No. 24, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING THAT SALT LAKE BE PRESERVED FOR PARK USE", was adopted.

### THIRD READING

Senate Bill No. 2231-76:

On motion by Senator Chong, seconded by Senator Takitani and carried, S.B. No. 2231-76, entitled: "A BILL FOR AN ACT RELATING TO

KULA HOSPITAL", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2519-76, S.D. 1:

By unanimous consent, action on S.B. No. 2519-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAFE DRINKING WATER", was deferred until Thursday, March 11, 1976.

Senate Bill No. 1623, S.D. 1:

On motion by Senator Hara, seconded by Senator Yim and carried, S.B. No. 1623, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEX BIAS IN SCHOOLS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2235-76:

On motion by Senator Hara, seconded by Senator Yim and carried, S.B. No. 2235-76, entitled: "A BILL FOR AN ACT RELATING TO SECONDARY SCHOOL STUDENTS CONFERENCE", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2923-76:

By unanimous consent, action on S.B. No. 2923-76, entitled: "A BILL FOR AN ACT RELATING TO CULTURE AND THE ARTS", was deferred until Thursday, March 11, 1976.

Senate Bill No. 2326-76, S.D. 1:

By unanimous consent, action on S.B. No. 2326-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY", was deferred until Thursday, March 11, 1976.

At 12:38 o'clock p.m., the Senate stood in recess, subject to the call of the Chair.

The Senate reconvened at 12:39 o'clock p.m.

MATTER DEFERRED FROM EARLIER IN THE CALENDAR

Standing Committee Report No. 347-76 (S.R. No. 95):

Senator King moved that Stand.

Com. Rep. No. 347-76 be adopted and that S.R. No. 95 be adopted, seconded by Senator Yim.

Senator Kuroda then moved that Stand. Com. Rep. No. 347-76 be received and placed on file, seconded by Senator Yim and carried.

Senator Kuroda moved that S.R. No. 95 be adopted, seconded by Senator Yim.

Senator Kuroda then offered the following amendment to S.R. No. 95:

"1. Amend the resolution by deleting the word 'and' after the semicolon in the tenth 'WHEREAS' clause on page 1 and inserting in lieu thereof the words 'now, therefore';

2. Delete the first 'WHEREAS' clause on page 2 in its entirety;

3. Add the word 'Legislature' after the word 'State' on line 7 on page 2; and

4. Delete the first 'BE IT FURTHER RESOLVED' clause on page 2 in its entirety."

Senator Kuroda moved that the amendment be adopted, seconded by Senator Yim and carried.

Senator Kuroda then moved that S.R. No. 95, as amended in S.D. 1, be adopted, seconded by Senator Yim.

Senator Kuroda spoke for the motion as follows:

"Mr. President, I rise to speak in support of Senate Resolution No. 95, as amended. These statements I make apply to Senate Concurrent Resolution No. 24, as amended; however, I choose to make these statements, at this time.

It is with mixed emotions that I rise to speak in favor of this resolution which deal with the not-so-bright future of what was once one of the most awesome natural features of our State, Salt Lake.

This is a copy of Senate Bill No. 1831-72, which I introduced, along with two of the three other Senators of the Fourth District, four years ago, when Salt Lake could truly be called a lake. This bill asked the State to purchase this irreplaceable property in order to preserve it for the use and benefit of all of our people.

As the resolution indicates, Senate Bill No. 1831-72 was regrettably, not enacted and the fate of Salt Lake was left to bulldozers.

Much of the destruction to considerable parts of Salt Lake is irreversible; however, this measure, Senate Resolution 95, provides some hope for those who still believe that this region should be retained for and by the citizens of Hawaii.

I strongly urge my colleagues to adopt this resolution.

Thank you, Mr. President."

The motion was put by the Chair and carried, and S.R. No. 95, S.D. 1, entitled: "SENATE RESOLUTION ESTABLISHING THAT SALT LAKE BE PRESERVED FOR PARK USE", was adopted.

Senator Anderson questioned if the Majority Leader would yield to a question to which Senator Ching replied that he would.

Senator Anderson then asked if it was the rule of the Senate that decision-making hearings be scheduled routinely by the various committee chairmen.

The President answered in the affirmative.

Senator Anderson then stated that he was concerned that several committee chairmen have been circulating committee reports without calling a decision-making hearing and he thought it might be deviating from the Rules.

Senator Ching stated that his point is well taken.

Senator Hulten stated that he did not see anything in the Rules which require a decision-making meeting, but that the Rules did state that in the event there is a decision-making meeting, that adequate notice be given.

Senator Anderson agreed and added that discussion was had that decision-making hearings would be part of the legislative open-door, sunshine process but mention of this was not included in the Rules.

Senator Ching then said that it is the prerogative of the committee chairman and each one acts differently from the other.

The President then assured Senator Anderson that he would ask all committee chairmen to comply with his request.

## ADJOURNMENT

At 12:47 o'clock p.m., on motion by Senator Taira, seconded by Senator Anderson and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, March 11, 1976.