

THIRTY-NINTH DAY

Tuesday, March 16, 1976

The Senate of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:00 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Henry Sabog of Our Lady of the Mount Church, after which the Roll was called showing all Senators present, with the exception of Senator F. Wong, who was excused.

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

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

Senator Chong introduced Mr. Griffith Davis of the U.S. State Department, who is here in a new capacity overseeing the population program at the East-West Center. Accompanying him were two State Department Consultants, Professor Lee Barrow, Director of Communications at Harvard University and Dr. Dacia Van Antwerp.

Senator Ching then introduced thirty students from the second grade at Iroquois Elementary School, with their teachers, Miss Peggy Taylor and Miss Charlene Arakawa and Room Mothers, Mrs. Tingley, Mrs. Van Camp, Mrs. Hoddinott, Mrs. John and Mrs. Baldwin.

Senator Young introduced twenty-six students from the Tesol class at Waipahu Intermediate School, with their teachers, Mrs. Janet Durrett and Miss Carolyn Sugimoto and a Vista Volunteer, Mr. Theodore Taba.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 117 and 118) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 117), transmitting an interim assessment report on the Purchase of Services program prepared by the Departments of Social Services and Housing and Budget and Finance, and noting that the POS program evaluation report, as requested by Senate Resolution No. 180 (1975), will be submitted to the Legislature at least twenty days prior to the convening of the 1977 Regular Session, was referred to the Committee on

Ways and Means.

A message from the Governor (Gov. Msg. No. 118), transmitting a summary report entitled, "Carrying Capacity Prototype Investigations in the State of Hawaii", prepared by the Governor's Steering Committee on Carrying Capacity Studies, in response to Senate Concurrent Resolution Nos. 26, 27 and 53 and House Resolution No. 62 of the 1974 Legislature, was referred to the Committee on Ecology, Environment and Recreation.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 13 and 14) were read by the Clerk and were disposed of as follows:

A communication from the Office of the Auditor (Dept. Com. No. 13), transmitting a summary report of legislative issues identified in "Management Audit of the Recreational Boating Program", was referred to the Committee on Transportation.

A communication from the Office of the Auditor (Dept. Com. No. 14), transmitting a report entitled, "Management Audit of the Hawaii Foundation for History and the Humanities", was referred to the Committee on Education.

HOUSE COMMUNICATIONS

The following communications (Hse. Com. Nos. 79 to 115) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 79), transmitting House Bill No. 500, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 500, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 80), transmitting House Bill No. 942, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 942, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO BONUS TO PENSIONERS", passed First Reading by title and was referred to the Committee on Human Resources, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 81), transmitting House Bill No. 2015-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2015-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE-OWNED LANDS SUITABLE AND AVAILABLE FOR RESIDENTIAL DEVELOPMENT", passed First Reading by title and was referred to the Committee on Economic Development.

A communication from the House (Hse. Com. No. 82), transmitting House Bill No. 2022-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2022-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF STATE POLICY FOR SENIOR CENTERS", passed First Reading by title and was referred to the Committee on Human Resources, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 83), transmitting House Bill No. 2068-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2068-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES", passed First Reading by title and was referred to the Committee on Transportation, then to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 84), transmitting House Bill No. 2074-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2074-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", passed First Reading by title and was referred to the

Committee on Health, then to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 85), transmitting House Bill No. 2102-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2102-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC PURCHASES AND CONTRACTS", passed First Reading by title and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 86), transmitting House Bill No. 2131-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2131-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VEHICLES LEFT UNATTENDED ON PRIVATE PROPERTY", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 87), transmitting House Bill No. 2147-76, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2147-76, entitled: "A BILL FOR AN ACT RELATING TO LOANS INSURED BY THE DEPARTMENT OF AGRICULTURE", passed First Reading by title and was referred to the Committee on Economic Development, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 88), transmitting House Bill No. 2150-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2150-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC", passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 89), transmitting House Bill No. 2165-76, H.D. 1,

which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2165-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed First Reading by title and was referred to the Committee on Housing and Hawaiian Homes.

A communication from the House (Hse. Com. No. 90), transmitting House Bill No. 2167-76, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2167-76, entitled: "A BILL FOR AN ACT RELATING TO THE SANITATION AND RECLAMATION EXPERT UNDER HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed First Reading by title and was referred to the Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 91), transmitting House Bill No. 2168-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2168-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed First Reading by title and was referred to the Committee on Housing and Hawaiian Homes.

A communication from the House (Hse. Com. No. 92), transmitting House Bill No. 2181-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2181-76, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT OF A MASTER PLAN FOR THE CRIMINALLY INSANE", passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 93), transmitting House Bill No. 2248-76, H.D. 2,

which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2248-76, H.D. 2, entitled: "A BILL FOR AN ACT ESTABLISHING A DUPLICATING SERVICES REVOLVING FUND FOR THE UNIVERSITY OF HAWAII", passed First Reading by title and was referred to the Committee on Higher Education, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 94), transmitting House Bill No. 2284-76, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2284-76, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PUBLIC ORDER", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 95), transmitting House Bill No. 2312-76, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2312-76, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PLANNING AND CONSTRUCTION OF CORRECTIONAL FACILITIES IN CONFORMANCE WITH THE HAWAII CORRECTIONAL MASTER PLAN AND PROVIDING FOR THE ISSUANCE OF BONDS", passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 96), transmitting House Bill No. 2319-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2319-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH-VOLTAGE POWER TRANSMISSION LINES", passed First Reading by title and was referred to the Committee on Public Utilities.

A communication from the House (Hse. Com. No. 97), transmitting House Bill No. 2438-76, which passed Third Reading in the House of

Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2438-76, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR", passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 98), transmitting House Bill No. 2563-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2563-76, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REIMBURSEMENT OF ASSESSMENTS MADE IN THE PANAWEA FARM AND HOUSE LOTS SUBDIVISION", passed First Reading by title and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 99), transmitting House Bill No. 2698-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2698-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING TICKETS", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 100), transmitting House Bill No. 2715-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2715-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REVOLVING FUNDS FOR CORRECTIONAL FACILITY STORES", passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 101), transmitting House Bill No. 2717-76, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2717-76, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", passed First Reading by title and was referred to the Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 102), transmitting House Bill No. 2718-76, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2718-76, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE DEPARTMENT OF HAWAIIAN HOME LANDS AUTHORIZED UNDER VARIOUS ACTS", passed First Reading by title and was referred to the Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 103), transmitting House Bill No. 2722-76, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2722-76, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYMENT SECURITY LAW", passed First Reading by title and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 104), transmitting House Bill No. 2880-76, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2880-76, entitled: "A BILL FOR AN ACT RELATING TO THE STATE ENVIRONMENTAL POLICY", passed First Reading by title and was jointly referred to the Committee on Ecology, Environment and Recreation and the Committee on Economic Development.

A communication from the House (Hse. Com. No. 105), transmitting House Bill No. 2892-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2892-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 106), transmitting House Bill No. 2895-76, H.D. 1, which passed Third Reading in the House of Representatives by not less than two-thirds vote of all the members to which the House is entitled, on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2895-76, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PLANS AND CONSTRUCTION OF INTERIM LAW SCHOOL FACILITIES AT THE UNIVERSITY OF HAWAII, MANOA CAMPUS, AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS", passed First Reading by title and was referred to the Committee on Higher Education, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 107), transmitting House Bill No. 3096-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3096-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 108), transmitting House Bill No. 3099-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3099-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INTAKE SERVICE CENTER ADVISORY BOARD", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 109), transmitting House Bill No. 3102-76, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3102-76, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND", passed First Reading by title and was referred to the Committee on Human Resources, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 110), transmitting House Bill No. 3103-76, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3103-76, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION", passed First Reading by title and was referred to the Committee on Education.

A communication from the House (Hse. Com. No. 111), transmitting House Bill No. 3105-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3105-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RETENTION OF MEDICAL RECORDS", passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 112), transmitting House Bill No. 3106-76, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3106-76, entitled: "A BILL FOR AN ACT RELATING TO OFFICE OF MANPOWER PLANNING ADMINISTRATOR", passed First Reading by title and was referred to the Committee on Human Resources.

A communication from the House (Hse. Com. No. 113), transmitting House Bill No. 3112-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3112-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE", passed First Reading by title and was referred

to the Committee on Human Resources, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 114), transmitting House Bill No. 3213-76, H.D. 1, which passed Third Reading in the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3213-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL BOXING CORPORATIONS", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 115), transmitting House Concurrent Resolution No. 70 which was adopted by the House of Representatives on March 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.C.R. No. 70, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING AND CONGRATULATING THE HAWAII ARMY RESERVES ON THEIR ANNIVERSARY AND FOR THEIR ACHIEVEMENTS IN COMMUNITY SERVICE PROJECTS", was adopted.

At 11:10 o'clock a.m., the Senate stood in recess, subject to the call of the Chair.

The Senate reconvened at 11:12 o'clock a.m.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 75 to 78) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 75), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE CASTLE TRAIL SYSTEM AND RELATED AREAS IN PUNALUU AND KALIUWAA VALLEYS AND UPPER KALUANUI STREAM BE INCLUDED IN THE STATEWIDE TRAIL AND ACCESS SYSTEM", was jointly offered by Senators Hulten, Chong, Ushijima, King, Yim, Kuroda, Ching, Hara, F. Wong, Anderson, Saiki, Young, Takitani, Taira, Soares, Yamasaki, Toyofuku, Henderson, Kawasaki, George, Nishimura, R. Wong and O'Connor.

By unanimous consent, S.C.R. No. 75 was referred to the Committee on Ecology, Environment and Recreation.

A concurrent resolution (S.C.R. No. 76), entitled: "SENATE CONCURRENT RESOLUTION ENDORSING NATIONAL FOOD DAY: APRIL 8, 1976", was jointly offered by Senators Chong, Kuroda, Hara, Yim, Takitani, King, Toyofuku, O'Connor, Hulten, Ching, Young, Taira, George, Saiki, Ushijima and R. Wong.

On motion by Senator Chong, seconded by Senator Takitani and carried, S.C.R. No. 76 was adopted.

A concurrent resolution (S.C.R. No. 77), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO WITHHOLD ACTION ON THE LOCATION OF A GENERAL AVIATION AIRPORT AT BELLOWS FIELD, WAIMANALO UNTIL COMPLETION OF THE 'WINDWARD OAHU REGIONAL PLAN' ", was jointly offered by Senators Hulten, Anderson, George, Chong, Ching, Takitani, R. Wong, Taira, King, Ushijima, Toyofuku, Young, Soares, Yamasaki, Yim, O'Connor, Saiki and Yee.

By unanimous consent, S.C.R. No. 77 was referred to the Committee on Transportation.

A concurrent resolution (S.C.R. No. 78), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EVALUATE THE APPLICABILITY OF INCORPORATING PROJECT RISE INTO THE SECONDARY SCHOOL CURRICULUM", was jointly offered by Senators Young, Kuroda, Yim, Toyofuku, O'Connor, Hulten, Takitani, Leopold, Yamasaki, Ching, Chong, Kawasaki, Hara, Taira, Henderson, Soares, Nishimura, Saiki, George and R. Wong.

By unanimous consent, S.C.R. No. 78 was referred to the Committee on Education.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 305 to 317) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 305), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY THE EFFICACY OF MORE FAVORABLE ELECTRICAL RATES FOR FARM USE", was jointly offered by Senators F. Wong, Ushijima, Saiki, Henderson, Hulten, Toyofuku, Chong, Yim, Ching, Yamasaki, Leopold, Young, Takitani, Yee, King and George.

By unanimous consent, S.R. No.

305 was referred to the Committee on Economic Development.

A resolution (S.R. No. 306), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF CONVERSION, DESIGNATION, AND USE OF VACANT STRUCTURES AT GENERAL LYMAN FIELD FOR AN AGRICULTURAL CONSOLIDATION DEPOT", was jointly offered by Senators F. Wong, Ushijima, Saiki, Leopold, Henderson, Soares, Hulten, Toyofuku, Chong, Yim, Ching, Yamasaki, Young, Takitani, Yee, King and George.

By unanimous consent, S.R. No. 306 was referred to the Committee on Transportation.

A resolution (S.R. No. 307), entitled: "SENATE RESOLUTION REQUESTING CANCELLATION AND REIMBURSEMENT OF ASSESSMENTS IN THE PANAEWA FARM AND HOUSE LOTS SUBDIVISION", was jointly offered by Senators F. Wong, Ushijima, Saiki, Henderson, Soares, Hulten, Toyofuku, Chong, Yim, Ching, Yamasaki, Leopold, Young, Takitani, King and George.

By unanimous consent, S.R. No. 307 was referred to the Committee on Economic Development.

A resolution (S.R. No. 308), entitled: "SENATE RESOLUTION REQUESTING COUNTIES TO AMEND BUILDING CODES REGARDING FARM STRUCTURES", was jointly offered by Senators F. Wong, Ushijima, Saiki, Henderson, Soares, Hulten, Toyofuku, Chong, Takitani, George, Yee, Yamasaki, Yim, Ching, Leopold and Young.

By unanimous consent, S.R. No. 308 was referred to the Committee on Judiciary.

A resolution (S.R. No. 309), entitled: "SENATE RESOLUTION REQUESTING THE EXTENSION OF STATE LEASES FOR WAIMANALO FARMSTEADS", was jointly offered by Senators F. Wong, Ushijima, Saiki, Henderson, Soares, Hulten, Toyofuku, Chong, Yim, Ching, Yamasaki, Leopold, Young, Takitani, Yee, George and King.

By unanimous consent, S.R. No. 309 was referred to the Committee on Economic Development.

A resolution (S.R. No. 310), entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO INVESTIGATE THE POSSIBILITY OF USING THE FEDERAL BUILDING TO HOUSE THE LAW SCHOOL", was jointly offered by Senators Kawasaki, Ching, Chong,

Hara, F. Wong, Yim, George, Saiki, Toyofuku, Hulten, Soares, Nishimura, R. Wong, Ushijima, Young, Yee, Takitani, Taira, Kuroda, Henderson and Leopold.

By unanimous consent, S.R. No. 310 was referred to the Committee on Higher Education.

A resolution (S.R. No. 311), entitled: "SENATE RESOLUTION EXTENDING ALOHA AND BEST WISHES TO CONSUL GENERAL TE-CHIEH POO OF THE REPUBLIC OF CHINA", was jointly offered by Senators Yee, Anderson, George, Saiki, Henderson, Chong, Soares, Hulten, F. Wong, Leopold, Hara, Yim, Kuroda, Young, Toyofuku, Yamasaki, Kawasaki, Takitani, R. Wong, Nishimura, King and O'Connor.

On motion by Senator Yee, seconded by Senator Ching and carried, S.R. No. 311 was adopted.

A resolution (S.R. No. 312), entitled: "SENATE RESOLUTION COMMENDING CHRIS WOO FOR HIS ACCOMPLISHMENTS IN STATE AND NATIONAL SWIMMING CHAMPIONSHIPS", was jointly offered by Senators Yee, Anderson, George, Saiki, Henderson, Chong, Soares, F. Wong, Leopold, Hara, Yim, Hulten, Young, Toyofuku, Kawasaki, Takitani, Yamasaki, Nishimura, King and O'Connor.

On motion by Senator Yee, seconded by Senator Anderson and carried, S.R. No. 312 was adopted.

A resolution (S.R. No. 313), entitled: "SENATE RESOLUTION REQUESTING THAT THE CASTLE TRAIL SYSTEM AND RELATED AREAS IN PUNALUU AND KALIUWAA VALLEYS AND UPPER KALUANUI STREAM BE INCLUDED IN THE STATEWIDE TRAIL AND ACCESS SYSTEM", was jointly offered by Senators Hulten, Chong, Ushijima, King, Yim, Kuroda, Ching, Hara, F. Wong, Anderson, Saiki, Young, Takitani, Taira, Soares, Yamasaki, Toyofuku, Henderson, Kawasaki, George, Nishimura, R. Wong and O'Connor.

By unanimous consent, S.R. No. 313 was referred to the Committee on Ecology, Environment and Recreation.

A resolution (S.R. No. 314), entitled: "SENATE RESOLUTION ENDORSING NATIONAL FOOD DAY: APRIL 8, 1976", was jointly offered by Senators Chong, Kuroda, Hara, Yim, Takitani, King, Toyofuku, O'Connor, Hulten, Ching, Young, George, Saiki, Ushijima, Taira and R. Wong.

On motion by Senator Chong, seconded

by Senator Takitani and carried, S.R. No. 314 was adopted.

A resolution (S.R. No. 315), entitled: "SENATE RESOLUTION CONGRATULATING THE HILO HIGH SCHOOL VIKINGS UPON WINNING THE 1976 BIF BASKETBALL CHAMPIONSHIP", was jointly offered by Senators Hara, Ushijima, Henderson, Kuroda, Yim, Chong, Takitani, Hulten, Yamasaki, Ching, Young, Toyofuku, R. Wong, Nishimura and King.

On motion by Senator Hara, seconded by Senator Henderson and carried, S.R. No. 315 was adopted.

A resolution (S.R. No. 316), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO WITHHOLD ACTION ON THE LOCATION OF A GENERAL AVIATION AIRPORT AT BELLOWS FIELD, WAIMANALO UNTIL COMPLETION OF THE 'WINDWARD OAHU REGIONAL PLAN' ", was jointly offered by Senators Hulten, Anderson, George, R. Wong, Ching, Takitani, Chong, Taira, King, Ushijima, Toyofuku, Young, Soares, Yamasaki, Yim, O'Connor, Saiki and Yee.

By unanimous consent, S.R. No. 316 was referred to the Committee on Transportation.

A resolution (S.R. No. 317), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EVALUATE THE APPLICABILITY OF INCORPORATING PROJECT RISE INTO THE SECONDARY SCHOOL CURRICULUM", was jointly offered by Senators Young, Hara, Kuroda, Takitani, Yim, King, Toyofuku, O'Connor, Hulten, Yamasaki, Ching, Leopold, Kawasaki, Taira, Henderson, Chong, Soares, R. Wong, Nishimura, Saiki and George.

By unanimous consent, S.R. No. 317 was referred to the Committee on Education.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 417-76), informing the Senate that Senate Concurrent Resolution Nos. 75 and 76, Senate Resolution Nos. 303 to 314 and Standing Committee Report Nos. 418-76 to 454-76 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 Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 418-76), recommending that Senate Concurrent Resolution No. 54 be referred to the Committee on Ways and Means.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and S.C.R. No. 54, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE REPORT ON THE FINAL COMPENSATION PLAN AND THE COST THEREOF", was referred to the Committee on Ways and Means.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 419-76), recommending that Senate Resolution No. 214, as amended in S.D. 1, be adopted.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and S.R. No. 214, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF THE PERFORMANCE OF DAY CARE CENTERS FOR ELDERLY AND DISABLED PERSONS AND TECHNICAL ASSISTANCE IN SECURING ALTERNATIVE FUNDING SOURCES", was adopted.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 420-76), recommending that Senate Bill No. 1864-76 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 420-76 and S.B. No. 1864-76, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII", was deferred until Wednesday, March 17, 1976.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 421-76), recommending that Senate Bill No. 2227-76, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and S.B. No. 2227-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 2227-76, S.D. 1.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 422-76), recommending that Senate Bill No. 2409-76 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and S.B. No. 2409-76, entitled: "A BILL FOR AN ACT RELATING TO SERVICE-CONNECTED TOTAL DISABILITY RETIREMENT FOR POLICE OFFICERS", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 2409-76.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 423-76), recommending that Senate Bill No. 2819-76 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 423-76 and S.B. No. 2819-76, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC BROADCASTING AUTHORITY", was deferred until Wednesday, March 17, 1976.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 424-76), recommending that Senate Bill No. 2027-76 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and S.B. No. 2027-76, entitled: "A BILL FOR AN ACT RELATING TO REALLOCATION", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 2027-76.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 425-76), recommending that Senate Bill No. 2329-76 pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, Stand. Com.

Rep. No. 425-76 and S.B. No. 2329-76, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYMENT SECURITY LAW", were recommitted to the Committee on Human Resources.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 426-76), recommending that Senate Bill No. 2330-76 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and S.B. No. 2330-76, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 2330-76.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 427-76), recommending that Senate Bill No. 2562-76, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and S.B. No. 2562-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STANDBY PAY", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 2562-76, S.D. 1.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 428-76), recommending that Senate Bill No. 2647-76 pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, Stand. Com. Rep. No. 428-76 and S.B. No. 2647-76, entitled: "A BILL FOR AN ACT RELATING TO OFFICE OF MANPOWER PLANNING ADMINISTRATOR", were recommitted to the Committee on Human Resources.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 429-76), recommending that Senate Bill No. 2653-76, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, Stand. Com. Rep. No. 429-76 and S.B. No. 2653-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE", were recommitted to the Committee on Human Resources.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 430-76), recommending that Senate Bill No. 2715-76, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and S.B. No. 2715-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STADIUM AUTHORITY", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 2715-76, S.D. 1.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 431-76), recommending that Senate Bill No. 2747-76, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and S.B. No. 2747-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTION FROM MINIMUM WAGE LAW", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 2747-76, S.D. 1.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 432-76), recommending that Senate Bill No. 2709-76,

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. 2709-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH",

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 433-76), recommending that Senate Bill No. 511 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, the report of the Committee was adopted and S.B. No. 511, entitled: "A BILL FOR AN ACT RELATING TO OBSCENITY", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 511.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 434-76), recommending that Senate Bill No. 2082-76, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, the report of the Committee was adopted and S.B. No. 2082-76, S.D. 1, entitled: "A BILL FOR AN ACT TO AMEND SECTION 712-1200, HAWAII REVISED STATUTES, RELATING TO PROSTITUTION", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 2082-76, S.D. 1.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 435-76), recommending that Senate Bill No. 2958-76, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, the report of the Committee was adopted and S.B. No. 2958-76, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO COMPARATIVE NEGLIGENCE", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 2958-76, S.D. 1.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 436-76), recommending that House Bill No. 449, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, the report of the Committee was adopted and H.B. No. 449, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 1976.

In accordance with Article III, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on H.B. No. 449, H.D. 1.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 437-76), recommending that Senate Bill No. 1328, S.D. 2, as amended in S.D. 3, 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. 1328, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO ODOMETERS".

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 438-76), recommending that Senate Bill No. 1834-76, 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. 1834-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FISHING VESSEL LOAN PROGRAMS".

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 439-76), recommending that Senate Bill No. 1892-76, S.D. 1, as amended in

S.D. 2, pass Third Reading.

By unanimous consent, Stand. Com. Rep. No. 439-76 and S.B. No. 1892-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC PURCHASES AND CONTRACTS", were recommitted to the Committee on Ways and Means.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 440-76), recommending that Senate Bill No. 2394-76, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 440-76 and S.B. No. 2394-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT", was deferred until Wednesday, March 17, 1976.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 441-76), recommending that Senate Bill No. 2572-76, 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. 2572-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SHORT TERM INVESTMENT OF COUNTY MONEYS".

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 442-76), recommending that Senate Bill No. 2603-76, 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. 2603-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE COUNCIL OF HOUSING AND CONSTRUCTION INDUSTRY".

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 443-76), recommending that Senate Bill No. 2992-76, 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. 2992-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF AND REHABILITATION".

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 444-76), recommending that Senate Bill No. 1553, 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. 1553, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII FOOD, DRUG, AND COSMETIC ACT".

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 445-76), recommending that Senate Bill No. 1791-76 pass Third Reading.

By unanimous consent, Stand. Com. Rep. No. 445-76 and S.B. No. 1791-76, entitled: "A BILL FOR AN ACT RELATING TO LOANS INSURED BY THE DEPARTMENT OF AGRICULTURE", were recommitted to the Committee on Ways and Means.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 446-76), recommending that Senate Bill No. 2706-76, 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. 2706-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENCOURAGEMENT OF FEDERALLY LICENSED SMALL BUSINESS INVESTMENT COMPANIES".

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 447-76), recommending that Senate Bill No. 2932-76, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 447-76 and S.B. No. 2932-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISTRICT COURTS", was deferred until Wednesday, March 17, 1976.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 448-76), recommending that Senate Bill No. 1833-76 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, the report of the Committee was adopted and S.B. No. 1833-76,

entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CAPITAL LOAN PROGRAM", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 1833-76.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 449-76), recommending that Senate Bill No. 2467-76, S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, the report of the Committee was adopted and S.B. No. 2467-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX INCENTIVES FOR ENERGY CONSERVATION", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 2467-76, S.D. 1.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 450-76), recommending that Senate Bill No. 2654-76 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, the report of the Committee was adopted and S.B. No. 2654-76, entitled: "A BILL FOR AN ACT TO REPEAL ACT 176, SESSION LAWS OF HAWAII 1937, WHICH APPROPRIATED FUNDS FOR BEDS FOR INDIGENT MATERNITY PATIENTS", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 2654-76.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 451-76), recommending that Senate Bill No. 2736-76, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, the report of the Committee was adopted and S.B. No. 2736-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE POWERS OF THE COMPTROLLER OF THE STATE OF HAWAII TO REGULATE PARKING ON STATE LANDS", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 2736-76, S.D. 1.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 452-76), recommending that Senate Bill No. 1760-76, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 452-76 and S.B. No. 1760-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS", was deferred until Wednesday, March 17, 1976.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 453-76), recommending that Senate Bill No. 2602-76, 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. 2602-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAXATION OF THE SALE OF RESIDENTIAL LEASEHOLDS".

Senator Hulten, for the Committee on Intergovernmental Relations, presented a report (Stand. Com. Rep. No. 454-76), recommending that Senate Bill No. 2348-76, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hulten, seconded by Senator Kawasaki and carried, the report of the Committee was adopted and S.B. No. 2348-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IMPORTATION OF LIQUOR AS HOUSEHOLD GOODS", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 17, 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. 2348-76, S.D. 1.

ORDER OF THE DAY

RE-REFERRAL OF A HOUSE BILL

The President made the following re-referral of a House Bill that was received on Monday, March 15, 1976:

House Bill Referred to:

No. 2210-76,
H.D. 1 Committee on Ecology,
Environment and Recreation,
then to the Committee on Judiciary

MATTER DEFERRED FROM MARCH 15, 1976

Standing Committee Report No.
371-76 (S.B. No. 2095-76, S.D.
1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 371-76 was adopted and S.B. No. 2095-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OAHU METROPOLITAN PLANNING ORGANIZATION", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused,
1 (F. Wong).

THIRD READING

Senate Bill No. 1742-76, S.D. 1:

By unanimous consent, action on S.B. No. 1742-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES PROGRAM", was deferred until Wednesday, March 17, 1976.

Standing Committee Report No.
384-76 (S.B. No. 251):

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 384-76 was adopted and S.B. No. 251, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL RESEARCH, MORBIDITY AND MORTALITY INFORMATION", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused,
1 (F. Wong).

Standing Committee Report No.
385-76 (S.B. No. 1780-76, S.D. 1):

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 385-76 was adopted and S.B. No. 1780-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER SALES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Standing Committee Report No. 386-76 (S.B. No. 1784-76, S.D. 2):

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 386-76 was adopted and S.B. No. 1784-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (King). Excused, 1 (F. Wong).

Standing Committee Report No. 387-76 (S.B. No. 1786-76, S.D. 1):

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 387-76 was adopted and S.B. No. 1786-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION IN CASES FILED BY THE OFFICE OF CONSUMER PROTECTION", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Standing Committee Report No. 389-76 (S.B. No. 1829-76):

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 389-76 was adopted and S.B. No. 1829-76, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF REMNANTS OF PUBLIC LANDS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Standing Committee Report No. 390-76 (S.B. No. 1853-76, S.D. 1):

By unanimous consent, action

on Stand. Com. Rep. No. 390-76 and S.B. No. 1853-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BICYCLES", was deferred until Wednesday, March 17, 1976.

Standing Committee Report No. 391-76 (S.B. No. 1998-76):

By unanimous consent, action on Stand. Com. Rep. No. 391-76 and S.B. No. 1998-76, entitled: "A BILL FOR AN ACT RELATING TO THE STATUS OF CONVICTED PERSONS", was deferred until Wednesday, March 17, 1976.

Standing Committee Report No. 392-76 (S.B. No. 2224-76):

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 392-76 was adopted and S.B. No. 2224-76, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Standing Committee Report No. 393-76 (S.B. No. 2646-76, S.D. 1):

By unanimous consent, Stand. Com. Rep. No. 393-76 and S.B. No. 2646-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RETENTION OF MEDICAL RECORDS", were recommitted to the Committee on Judiciary.

Standing Committee Report No. 394-76 (S.B. No. 2898-76):

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 394-76 was adopted and S.B. No. 2898-76, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLDS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Senate Bill No. 1169, S.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, S.B. No. 1169, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR TRAFFIC VIOLATIONS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Anderson).
Excused, 1 (F. Wong).

At 11:22 o'clock a.m., the Senate stood in recess, subject to the call of the Chair.

The Senate reconvened at 11:55 o'clock a.m.

Senate Bill No. 1772-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, S.B. No. 1772-76, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF CRIMINAL DEFENDANTS UNDER THE HAWAII PENAL CODE", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Senate Bill No. 1992-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, S.B. No. 1992-76, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Ching and Kuroda). Excused, 1 (F. Wong).

Senate Bill No. 1994-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, S.B. No. 1994-76, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Senate Bill No. 2109-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, S.B. No. 2109-76, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PARENTAGE ACT", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Senate Bill No. 2526-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, S.B. No. 2526-76, entitled:

"A BILL FOR AN ACT RELATING TO CONSENT TO ADOPTION", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Senate Bill No. 2739-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, S.B. No. 2739-76, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION AGAINST THE PHYSICALLY HANDICAPPED", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Senate Bill No. 2828-76, S.D. 1:

By unanimous consent, S.B. No. 2828-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL BOXING CORPORATIONS", was recommitted to the Committee on Judiciary.

Senate Bill No. 2925-76, S.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, S.B. No. 2925-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII WORKERS' COMPENSATION LAW", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

House Bill No. 1086, H.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 1086, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF LIQUOR ON ELECTION DAYS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Standing Committee Report No. 406-76 (S.B. No. 2321-76, S.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 406-76 was adopted and S.B. No. 2321-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", having been read throughout, passed

Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Standing Committee Report No. 407-76 (S.B. No. 2830-76, S.D. 1):

Senator R. Wong moved that Stand. Com. Rep. No. 407-76 be adopted and that S.B. No. 2830-76, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Yamasaki.

Senator Kawasaki then spoke against the motion as follows:

"Mr. President, in speaking against the bill, I am very much concerned about the fashion in which we very arbitrarily raise the compensation for different positions, after we have had a wholesale pay increase last year.

I feel that the ultimate compensation of \$37,500 is higher than what we accorded a full-time department head two years ago, and I'm not quite convinced on the argument that we can't get a good man to remain in this position because the compensation of \$25,000 is too low.

I note that in July of this year, that position goes from \$25,000 to \$32,500, which is a \$7,500 raise and in July, 1977, it's going to be \$37,500. I think we're going a little overboard in handing out positions that pay over \$35,000 a year. I don't know that this position cannot be filled by a person who considers \$25,000, with the annual increments and with all of the fringe benefits, adequate compensation.

Mr. President, I am voting no on this."

Senator Taira, in speaking for the bill, noted that an oversight was made last year when the bill was passed to increase the salaries of the members of the Executive Branch of the government and the Judiciary, and this bill rectifies that error.

The motion was put by the Chair and carried, and Stand. Com. Rep. No. 407-76 was adopted and S.B. No. 2830-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF REVISOR OF STATUTES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 15. Noes, 9 (Anderson, George, Henderson, Kawasaki, King, Leopold, Saiki, Soares and Yee). Excused, 1 (F. Wong).

Senate Bill No. 2230-76, S.D. 1:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, S.B. No. 2230-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIQUOR TAX LAW", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Senate Bill No. 2322-76:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, S.B. No. 2322-76, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Senate Bill No. 2405-76:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, S.B. 2405-76, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COMPREHENSIVE REVIEW OF MAJOR EMPLOYEE BENEFIT PROGRAMS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Hara). Excused, 1 (F. Wong).

Senate Bill No. 2831-76, S.D. 1:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, S.B. No. 2831-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION FOR MEMBERS OF THE BOARDS OF REVIEW OF EACH TAXATION DISTRICT", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hara and King). Excused, 1 (F. Wong).

Senate Bill No. 1798-76, S.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, S.B. No. 1798-76, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO THE STATE TORT LIABILITY ACT", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Standing Committee Report No. 413-76 (S.B. No. 2797-76, S.D. 2):

Senator R. Wong moved that Stand. Com. Rep. No. 413-76 be adopted and that S.B. No. 2797-76, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Yamasaki.

Senator R. Wong then spoke for the bill as follows:

"Mr. President, this bill will extend the lapsing date on the State's appropriation for Waikiki improvements to June 30, 1977. It will allow the City and County of Honolulu one additional year to expend the remaining funds of approximately \$8 million. These funds are now scheduled to lapse on June 30, 1976.

Mr. President, I believe that the Waikiki improvements issue is a special case that merits our approval of this limited extension. Disagreements between the State and the County over the expenditure of the funds have delayed the improvements in the past. These disagreements appear to be resolved. The health of Waikiki is a matter of statewide importance and the proposed improvements should be started without additional delay. Passage of this bill will reflect the Senate's concern for the upgrading of Waikiki and our basic tourist destination area.

I feel the Legislature should maintain the flexibility to consider extending lapsing dates in special situations like the Waikiki improvements. However, Mr. President, I feel it would be an unwise and dangerous policy to routinely extend or delete the lapsing dates on prior appropriation items. Such action would defeat the purpose of the original lapsing provisions. It would be a more prudent general policy to allow old appropriations to lapse and then consider individual projects for reappropriation based on a re-evaluation of their merits.

Waikiki is a special case, Mr. President. Therefore, I urge the members of this honorable Body to approve this measure.

Thank you."

The motion was put by the Chair and carried, and Stand. Com. Rep. No. 413-76 was adopted and S.B. No. 2797-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IMPROVEMENTS AT WAIKIKI, OAHU", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

At 12:06 o'clock p.m., the Senate stood in recess, subject to the call of the Chair.

The Senate reconvened at 12:08 o'clock p.m.

Senate Bill No. 2406-76, S.D. 1:

Senator R. Wong moved that S.B. No. 2406-76, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Yamasaki.

Senator R. Wong then spoke in favor of the bill as follows:

"Mr. President, I speak in favor of Senate Bill No. 2406-76, S.D. 1.

First of all, let me observe that the so-called 'tourist tax' must be one of the most studied questions in the Legislature. It has been studied by consultants, explored session after session by legislative committees, examined and discussed by the travel industry and citizen groups, and publicly debated. It is a question which has occupied an important place in legislative deliberations ever since I can remember. Few questions have been so thoroughly discussed.

There is no reason why the question needs to be deferred any longer, and certainly, Mr. President, there is no need for still another consultant study.

Part of the problem why it has taken us so long to come to this point, where a bill is on the floor of the Senate, is because previously, we seemed to be tackling the wrong issue. The issue is not whether tourists are paying their way for the benefits they receive as visitors. And certainly, the issue is not whether tourists should be taxed higher so that residents can be taxed lower. Yet, discussion in the past has turned on these points, and they have led the Legislature, the industry, and the public up various paths.

The bill we are considering crystallizes the real issue. The issue is this: how can we keep viable and attractive the tourist plant which is so vital to the economy of Hawaii; and how should we acquire and apply the resources to keep Hawaii an attractive place for visitors as well as residents?

The bill before us faces that issue squarely. This is made clear through the key features of this bill.

The purpose of this bill is to increase the general excise tax on transient accommodations from four percent to eight percent, but it is the apportionment which is important.

Fifty percent of the funds collected shall be paid into a transient accommodations special fund.

Of the amount in the special fund, forty percent shall be used for projects and improvements in tourist destination areas. Sixty percent shall be used for the acquisition of land for the creation or expansion of beach parks, the acquisition of beachfront properties, and access to beach properties.

Through this apportionment, the tourist, as well as the resident, will share in the benefits to be received.

We have also provided, Mr. President, for a large voice by the travel industry in advising how funds should be expended in tourist destination areas. A nine-member committee chosen from the tourist industry, including at least one member from each county, will provide this advice.

At the same time, Mr. President, we assure accountability for the funds raised under this measure by having all projects go through the normal appropriations process.

The impact on the individual visitor will be nominal. For the tourist who pays \$25 for a hotel room, he will be paying \$1 more in taxes, but his contribution will go a long way towards making the attractions of Hawaii even more amenable, pleasant, and enjoyable.

In summary, Mr. President, the bill before us is fair to tourists; it is fair to the travel industry; it is fair to residents; and most of all, it is in the best interest of Hawaii.

Therefore, I urge my colleagues to vote for this important measure."

Senator Ching then asked if the Chairman of the Committee on Ways

and Means would yield to a question, to which Senator R. Wong replied that he would.

Senator Ching then queried that referral was made to 50% of the funds collected and he asked if it was 50% of the full 8%, or on the additional 4%.

Senator R. Wong answered that it was 50% of the 8%.

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

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

Senator O'Connor then rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

Being in the throes of working with several special funds in the transportation area, I am opposed to creating additional special funds in the tax revenue structure of our State. I am not opposed to a tourist tax as such, if reasonably levied, and the funds from which would go into the general fund of the State.

We need the revenues from a tourist tax and we should impose a tourist tax, and those funds should be used generally in this State to handle our revenue problem. If we impose a tourist tax, then there should be a lessening of a tax burden upon the residents of the State somewhere else to offset that tax.

This creation of a special fund again places in our tax and revenue structure something akin to the highway, airport and harbor funds which we are wrestling with today. In addition, this bill provides that in five years, the revenue will be cut off from this special fund placing us in a situation where bonds which might be utilized to acquire the benefits which are outlined in the bill, would be without a revenue source at that time to continue their debt servicing. Then, of course, those bonds would then have to be picked up by the general fund.

If we're going to have a tourist tax, we should have one, Mr. President, and it should not be a tax which creates a special fund of this nature which lies in the future in a vague and ambiguous situation.

I would further point out that this

tax increase is imposed in two sections of our present taxation structure, both in 237-13 and 237-16, and yet the special fund is created only from 50% of the tax revenues which are acquired under 237-16 (b) (2).

I find it difficult, Mr. President, under the circumstances of the drafting of this bill, to see how the differentiation is going to be made from taxes on service business under which certain hotels might fall and taxes on retailing, under which other hotels might fall, as the fund is only created from 50% of the acquisition of monies on the additional 4% under taxes on retailing.

Thank you."

Senator Yee, in speaking against the bill, stated that since there is a surplus of approximately \$83 million, he felt this is an inappropriate time to impose a tax on the travel industry. He added that he appreciated the comments made by the Chairman of the Committee on Ways and Means and stated that the Republican Party favors a tax on the travel industry on a broad base, but they feel this is not the right time.

The motion was put by the Chair and carried, and S.B. No. 2406-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAXATION OF TRANSIENT ACCOMMODATIONS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 15. Noes, 9 (Ching, George, Hara, Henderson, O'Connor, Saiki,

Soares, Taira and Yee). Excused, 1 (F. Wong).

Standing Committee Report No. 415-76 (S.B. No. 2745-76, S.D. 1):

On motion by Senator Toyofuku, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 415-76 was adopted and S.B. No. 2745-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A STATE EMPLOYMENT PROGRAM", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (George). Excused, 1 (F. Wong).

Senate Bill No. 2827-76, S.D. 1:

On motion by Senator Toyofuku, seconded by Senator Yamasaki and carried, S.B. No. 2827-76, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REPAIR AND MAINTENANCE OF STATE PROPERTIES AND FACILITIES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

ADJOURNMENT

At 12:23 o'clock p.m., on motion by Senator Taira, seconded by Senator Anderson and carried, the Senate adjourned until 11:00 o'clock a.m., Wednesday, March 17, 1976.