

FORTIETH DAY

Wednesday, March 17, 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 Father John Butler of the St. Pius X 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-Ninth Day.

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

Senator King introduced Mrs. Rosamond Bartz and 20 ladies from the Women's League Art Circle, of the Central Union Church.

Senator Kuroda introduced Gary Mehok, a freshman at Aiea High School, who is the son of an exchange teacher at Ewa Beach Elementary School; he is from Scottsdale, Arizona.

The President then introduced Mr. Kenneth Brown, former member of the Hawaii State Senate.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 116 to 140) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 116), transmitting House Bill No. 2182-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2182-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 117), transmitting House Bill No. 2473-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried,

H.B. No. 2473-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A STAGGERED SYSTEM OF MOTOR VEHICLE REGISTRATION", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 118), transmitting House Bill No. 2786-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2786-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEFERRED ACCEPTANCE OF GUILTY PLEAS", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 119), transmitting House Bill No. 2989-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2989-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH CAMPS", passed First Reading by title and was referred to the Committee on Education.

A communication from the House (Hse. Com. No. 120), transmitting House Bill No. 2001-76, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 1976, by not less than two-thirds vote of all the members to which the House is entitled, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2001-76, H.D. 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO THE JUDICIARY FOR THE FISCAL BIENNIUM JULY 1, 1975, TO JUNE 30, 1977, AND AUTHORIZING 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. 121), transmitting House Bill No. 2006-76, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded

by Senator Anderson and carried, H.B. No. 2006-76, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A REAL PROPERTY TAX EXEMPTION FOR ALTERNATE ENERGY IMPROVEMENTS", passed First Reading by title and was referred to the Committee on Energy/Natural Resources, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 122), transmitting House Bill No. 2070-76, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2070-76, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RAPE VICTIMS", 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. 123), transmitting House Bill No. 2170-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2170-76, entitled: "A BILL FOR AN ACT RELATING TO COUNTY HOSPITAL MANAGEMENT ADVISORY COMMITTEES", passed First Reading by title and was referred to the Committee on Health.

A communication from the House (Hse. Com. No. 124), transmitting House Bill No. 2335-76, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2335-76, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", 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. 125), transmitting House Bill No. 2427-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2427-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY", passed First Reading by title and was referred to the Committee

on Judiciary.

A communication from the House (Hse. Com. No. 126), transmitting House Bill No. 2626-76, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2626-76, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONTINUANCE OF THE LEGAL AID SOCIETY OF HAWAII", 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. 127), transmitting House Bill No. 2633-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2633-76, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 128), transmitting House Bill No. 2809-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2809-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENCOURAGEMENT OF FEDERALLY LICENSED SMALL BUSINESS INVESTMENT COMPANIES", 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. 129), transmitting House Bill No. 2812-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2812-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTION FROM MINIMUM WAGE LAW", passed First Reading by title and was referred to the Committee on Human Resources.

A communication from the House (Hse. Com. No. 130), transmitting House Bill No. 2910-76, which passed

Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2910-76, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", 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. 131), transmitting House Bill No. 2960-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2960-76, entitled: "A BILL FOR AN ACT RELATING TO OVERTIME COMPENSATION FOR PUBLIC OFFICERS AND EMPLOYEES", 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. 132), transmitting House Bill No. 2976-76, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2976-76, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PENSIONS FOR PATIENT EMPLOYEES", 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. 133), transmitting House Bill No. 2978-76, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2978-76, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTS OF KALAUPAPA, MOLOKAI", passed First Reading by title and was referred to the Committee on Health.

A communication from the House (Hse. Com. No. 134), transmitting House Bill No. 2999-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2999-76, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE AND EXEMPTIONS", passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 135), transmitting House Bill No. 3052-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3052-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WITNESS FEES", 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. 136), transmitting House Bill No. 3109-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3109-76, entitled: "A BILL FOR AN ACT RELATING TO MEMBERSHIP ON THE BOARD OF ACUPUNCTURE", 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. 137), transmitting House Bill No. 3133-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3133-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES OF THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT", 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. 138), transmitting House Bill No. 3171-76, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3171-76, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO DEATH BENEFITS IN THE EMPLOYEES RETIREMENT SYSTEM", 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. 139), transmitting House Bill No. 3230-76, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3230-76, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING FOR THE ELDERLY", 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. 140), transmitting House Bill No. 3261-76, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3261-76, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RESEARCH, DEVELOPMENT AND EXPANSION OF AGRICULTURAL COMMODITIES", passed First Reading by title and was referred to the Committee on Economic Development, then to the Committee on Ways and Means.

SENATE CONCURRENT RESOLUTION

A concurrent resolution (S.C.R. No. 79), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE PROTECTION OF OPIHI", was jointly offered by Senators King, Chong, Hulten, Takitani, Nishimura, Ching, Kuroda, Yim and Soares, and was read by the Clerk.

By unanimous consent, S.C.R. No. 79 was referred to the Committee on Economic Development.

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

The Senate reconvened at 11:14 o'clock a.m.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 318 to 328) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 318), entitled: "SENATE RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE DEVELOPMENT OF AN AGRICULTURAL PARK AT KUNIA, OAHU", was jointly offered by Senators F. Wong, Ushijima, Saiki, Henderson, Soares, Hulten, Toyofuku, Yim, Ching, Yamasaki, Leopold, Young, Takitani, Yee, King and George.

By unanimous consent, S.R. No. 318 was referred to the Committee on Economic Development, then to the Committee on Ways and Means.

A resolution (S.R. No. 319), entitled: "SENATE RESOLUTION REAFFIRMING LEGISLATIVE SUPPORT FOR THE CONTINUING DEVELOPMENT OF AGRICULTURAL PARKS", was jointly offered by Senators F. Wong, Ushijima, Saiki, Henderson, Soares, Hulten, Toyofuku, Yim, Ching, Yamasaki, Leopold, Young, Takitani, Yee, King and George.

By unanimous consent, S.R. No. 319 was referred to the Committee on Economic Development, then to the Committee on Ways and Means.

A resolution (S.R. No. 320), entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF AGRICULTURE, THE BUREAU OF LABOR STATISTICS, AND THE AGRICULTURAL MARKETING SERVICE TO REFORM PRICE REPORTING AND COST OF LIVING INDEX POLICIES", was jointly offered by Senators F. Wong, Ushijima, Saiki, Henderson, Soares, Hulten, Toyofuku, Chong, Yim, Ching, Yamasaki, Leopold, Young, Takitani, Yee, King and George.

By unanimous consent, S.R. No. 320 was referred to the Committee on Economic Development.

A resolution (S.R. No. 321), entitled: "SENATE RESOLUTION SUPPORTING THE EXPANSION OF THE SALE OF AMERICAN AND HAWAIIAN AGRICULTURAL PRODUCE OVERSEAS", was jointly offered by Senators F. Wong, Ushijima, Saiki, Henderson, Chong, Yamasaki, Soares, Hulten, Toyofuku, Yim, Ching, Leopold, Young, Takitani, Yee, King and George.

By unanimous consent, S.R. No. 321 was referred to the Committee on Economic Development.

A resolution (S.R. No. 322), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PLAN AND DEVELOP AN AGRICULTURAL PARK AT KE-AHOLE, KONA, HAWAII", was jointly offered

by Senators F. Wong, Ushijima, Saiki, Henderson, Soares, Hulten, Toyofuku, Yim, Ching, Yamasaki, Leopold, Young, Takitani, Yee, King and George.

By unanimous consent, S.R. No. 322 was referred to the Committee on Economic Development, then to the Committee on Ways and Means.

A resolution (S.R. No. 323), entitled: "SENATE RESOLUTION RELATING TO THE PROTECTION OF OPIHI", was jointly offered by Senators King, Chong, Hulten, Takitani, Nishimura, Ching, Kuroda, Yim and Soares.

By unanimous consent, S.R. No. 323 was referred to the Committee on Economic Development.

A resolution (S.R. No. 324), entitled: "SENATE RESOLUTION REQUESTING ADOPTION OF A POLICY PROHIBITING DISQUALIFICATION OF PROSPECTIVE ADOPTIVE PARENTS ON THE SOLE BASIS OF HANDICAPS", was jointly offered by Senators Nishimura, Hara, Anderson, Chong, George, Taira, Yee, Takitani, O'Connor, Leopold, Saiki, Ching, Kawasaki, Young, King, Toyofuku, Soares, Hulten, Yamasaki, Henderson, Yim and Kuroda.

By unanimous consent, S.R. No. 324 was referred to the Committee on Judiciary.

A resolution (S.R. No. 325), entitled: "SENATE RESOLUTION CONGRATULATIONS TO THE KAIMUKI INTERMEDIATE SCHOOL MATHEMATICS TEAM", was jointly offered by Senators Nishimura, Chong, King, Takitani, Toyofuku, Ching, Kuroda, Young, R. Wong, Hulten, Yamasaki, Henderson, Anderson, Leopold, Hara, George, Saiki, Yee, Kawasaki and Taira.

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, S.R. No. 325 was adopted.

A resolution (S.R. No. 326), entitled: "SENATE RESOLUTION CONGRATULATIONS TO THE KALANI HIGH SCHOOL MATHEMATICS TEAM", was jointly offered by Senators Nishimura, R. Wong, King, Toyofuku, Chong, Ching, Kuroda, Takitani, Young, Hulten, Yamasaki, Henderson, Anderson, Leopold, George, Saiki, Yee, Hara, Kawasaki and Taira.

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, S.R. No. 326 was adopted.

A resolution (S.R. No. 327), entitled: "SENATE RESOLUTION RELATING

TO EXEMPTION FROM ENVIRONMENTAL IMPACT STATEMENT REQUIREMENTS", was jointly offered by Senators King, Hulten, Yim, Young, Nishimura, R. Wong, Kuroda, George, Soares and Chong.

By unanimous consent, S.R. No. 327 was referred to the Committee on Ecology, Environment and Recreation.

A resolution (S.R. No. 328), entitled: "SENATE RESOLUTION RELATING TO SAINT PATRICK OF IRELAND, SHAMROCKS, SNAKES AND SHILLELAGHS", was jointly offered by Senators O'Connor, Kuroda, Hara, Takitani, Anderson, Yim, Nishimura, Ching, Young, Leopold, Kawasaki, Soares, Ushijima, Chong, George, Hulten, Henderson, Yee, King and Taira.

On motion by Senator O'Connor, seconded by Senator Hulten and carried, S.R. No. 328 was adopted.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 455-76) informing the Senate that Senate Concurrent Resolution Nos. 77 to 79; Senate Resolution Nos. 315 to 327; and Standing Committee Report Nos. 456-76 to 483-76 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 Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 456-76) recommending that Senate Bill No. 1782-76, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 456-76 and S.B. No. 1782-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE", was deferred until Thursday, March 18, 1976.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 457-76) recommending that Senate Bill No. 679, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

By unanimous consent, the referral of S.B. No. 679, S.D. 1, to the Committee on Ways and Means was waived.

On motion by Senator Nishimura, seconded by Senator O'Connor and

carried, Stand. Com. Rep. No. 457-76 was received and placed on file and S.B. No. 679, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FRANCHISE INVESTMENT LAW", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 679, S.D. 1.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 458-76) recommending that Senate Bill No. 1614, 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. 1614, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND TRUSTS", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 1614, S.D. 1.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 459-76) recommending that Senate Bill No. 1777-76, 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. 1777-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PREPAID HEALTH CARE", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 1777-76, S.D. 1.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 460-76) recommending that Senate Resolution No. 125 be adopted.

On motion by Senator King, seconded

by Senator Hulten and carried, the report of the Committee was adopted and S.R. No. 125, entitled: "SENATE RESOLUTION RELATING TO FUNCTIONS OF THE ENVIRONMENTAL COUNCIL", was adopted.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 461-76) recommending that Senate Bill No. 1804-76 pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, Stand. Com. Rep. No. 461-76 and S.B. No. 1804-76, entitled: "A BILL FOR AN ACT RELATING TO STADIUMS AND AMENDING CHAPTER 109, HAWAII REVISED STATUTES", were recommitted to the Committee on Ecology, Environment and Recreation.

Senator O'Connor, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 462-76) recommending that Senate Bill No. 1854-76 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 462-76 and S.B. No. 1854-76, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL BUSES", was deferred until Thursday, March 18, 1976.

Senator O'Connor, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 463-76) recommending that Senate Bill No. 2267-76, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator O'Connor, seconded by Senator Ching and carried, the report of the Committee was adopted and S.B. No. 2267-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF DEVELOPMENTAL RATES FOR FACILITIES USED BY GENERAL AVIATION ACTIVITIES", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 2267-76, S.D. 1.

Senator O'Connor, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 464-76) recommending that House Bill No. 1499, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

By unanimous consent, action

on Stand. Com. Rep. No. 464-76 and H.B. No. 1499, H.D. 1, S.D. 1, was deferred to the end of the calendar.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 465-76) recommending that Senate Bill No. 1815-76 pass Third Reading.

By unanimous consent, Stand. Com. Rep. No. 465-76 and S.B. No. 1815-76, entitled: "A BILL FOR AN ACT RELATING TO COUNTY HOSPITAL MANAGEMENT ADVISORY COMMITTEES", were recommitted to the Committee on Human Resources.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 466-76) recommending that Senate Bill No. 2724-76 pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, Stand. Com. Rep. No. 466-76 and S.B. No. 2724-76, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE AND EXEMPTIONS", were recommitted to the Committee on Human Resources.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 467-76) recommending that Senate Bill No. 2331-76, 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. 2331-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 2331-76, S.D. 1.

Senator Hara, for the majority of the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 468-76) recommending that S.B. No. 1822-76, 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. 1822-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION

DISTRICTS".

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 469-76) recommending that Senate Bill No. 466, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 469-76 and S.B. No. 466, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKMEN'S COMPENSATION", was deferred until Thursday, March 18, 1976.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 470-76) recommending that Senate Bill No. 1741-76, 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. 1741-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION AND PROGRAM".

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 471-76) recommending that Senate Bill No. 1816-76, 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. 1816-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII OCCUPATIONAL SAFETY AND HEALTH LAW".

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 472-76) recommending that Senate Bill No. 2493-76, 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. 2493-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS".

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 473-76) recommending that Senate Bill No. 2527-76, 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. 2527-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FAMILY COURT", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 2527-76, S.D. 1.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 474-76) recommending that Senate Bill No. 2760-76 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. 2760-76, entitled: "A BILL FOR AN ACT RELATING TO NAMES", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 2760-76.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 475-76) recommending that Senate Bill No. 2929-76 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. 2929-76, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN LICENSES", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 2929-76.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 476-76) recommending that Senate Bill No. 1667 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. 1667, entitled: "A BILL FOR AN ACT RELATING TO INCREMENTS, SERVICE ANNIVERSARY DATES AND LONGEVITY INCREASES FOR PUBLIC EMPLOYEES", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 1667.

Senator O'Connor, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 477-76) recommending that Senate Bill No. 269, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator O'Connor, seconded by Senator Ching and carried, the report of the Committee was adopted and S.B. No. 269, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLE AND MOTOR SCOOTER PROTECTIVE DEVICES", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 269, S.D. 1.

Senator R. Wong, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 478-76) recommending that Senate Bill No. 28, 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. 28, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE TAXES".

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 479-76) recommending that Senate Bill No. 1187, 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. 1187, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ESTABLISHMENT OF THE 'HAWAII DENTAL EDUCATION PLAN'".

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 480-76) recommending that Senate Bill No. 1899-76, 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. 1899-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN OFFICE OF CHILDREN AND YOUTH".

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 481-76) recommending that Senate Bill No. 2294-76, 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. 2294-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE HEALTH PLANNING".

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 482-76) recommending that Senate Bill No. 2226-76, 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. 2226-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 2226-76, S.D. 1.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 483-76) recommending that Senate Bill No. 2933-76, 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. 2933-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII

YOUTH CORRECTIONAL FACILITY", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 2933-76, S.D. 1.

ORDER OF THE DAY

MATTERS DEFERRED FROM MARCH 16, 1976

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

By unanimous consent, S.B. No. 1742-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES PROGRAM", was recommitted to the Committee on Public Utilities.

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

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 390-76 was adopted and S.B. No. 1853-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BICYCLES", 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. 391-76 (S.B. No. 1998-76):

By unanimous consent, action on Stand. Com. Rep. No. 391-76 and S.B. No. 1998-76 was deferred to the end of the calendar.

THIRD READING

Standing Committee Report No. 420-76 (S.B. No. 1864-76):

On motion by Senator Toyofuku, seconded by Senator Young and carried, Stand. Com. Rep. No. 420-76 was adopted and S.B. No. 1864-76, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII", 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. 2227-76, S.D. 1:

By unanimous consent, S.B. No. 2227-76, S.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO COLLECTIVE BARGAINING", was recommitted to the Committee on Human Resources.

Senate Bill No. 2409-76:

On motion by Senator Toyofuku, seconded by Senator Young and carried, S.B. No. 2409-76, entitled: "A BILL FOR AN ACT RELATING TO SERVICE-CONNECTED TOTAL DISABILITY RETIREMENT FOR POLICE OFFICERS", 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. 423-76 (S.B. No. 2819-76):

On motion by Senator Toyofuku, seconded by Senator Young and carried, Stand. Com. Rep. No. 423-76 was adopted and S.B. No. 2819-76, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC BROADCASTING AUTHORITY", 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. 2027-76:

On motion by Senator Toyofuku, seconded by Senator Young and carried, S.B. No. 2027-76, entitled: "A BILL FOR AN ACT RELATING TO REALLOCATION", 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. 2330-76:

On motion by Senator Toyofuku, seconded by Senator Young and carried, S.B. No. 2330-76, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD", 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. 2562-76, S.D. 1:

On motion by Senator Toyofuku, seconded by Senator Young and carried, S.B. No. 2562-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STANDBY PAY", 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. 2715-76, S.D. 1:

By unanimous consent, action on S.B. No. 2715-76, S.D. 1, was deferred to the end of the calendar.

At 11:29 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:43 o'clock a.m.

Senate Bill No. 2747-76, S.D. 1:

By unanimous consent, S.B. No. 2747-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTION FROM MINIMUM WAGE LAW", was recommitted to the Committee on Human Resources.

Standing Committee Report No. 432-76 (S.B. No. 2709-76, S.D. 2):

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 432-76 was adopted and S.B. No. 2709-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH", 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. 511:

Senator Yamasaki moved that action on S.B. No. 511, entitled: "A BILL FOR AN ACT RELATING TO OBSCENITY", be deferred until Thursday, March 18, 1976, and the President, noting that there was no objection, so ordered.

Senate Bill No. 2082-76, S.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, 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", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 2958-76, S.D. 1:

On motion by Senator Nishimura,

seconded by Senator O'Connor and carried, S.B. No. 2958-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMPARATIVE NEGLIGENCE", 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. 449, H.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 449, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING", 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. 437-76 (S.B. No. 1328, S.D. 3):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 437-76 was adopted and S.B. No. 1328, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO ODOMETERS", 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. 438-76 (S.B. No. 1834-76, S.D. 2):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 438-76 was adopted and S.B. No. 1834-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FISHING VESSEL LOAN PROGRAMS", 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. 440-76 (S.B. No. 2394-76, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 440-76 and S.B. No. 2394-76, S.D. 1, was deferred to the end of the calendar.

Standing Committee Report No. 441-76 (S.B. No. 2572-76, S.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and

carried, Stand. Com. Rep. No. 441-76 was adopted and S.B. No. 2572-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SHORT TERM INVESTMENT OF COUNTY MONIES", 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. 442-76 (S.B. No. 2603-76, S.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 442-76 was adopted and 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", 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. 443-76 (S.B. No. 2992-76, S.D. 2):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 443-76 was adopted and S.B. No. 2992-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF AND REHABILITATION", 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. 444-76 (S.B. No. 1553, S.D. 2):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 444-76 was adopted and S.B. No. 1553, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII FOOD, DRUG, AND COSMETIC 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. 446-76 (S.B. No. 2706-76, S.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 446-76 was adopted and 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", 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. 447-76 (S.B. No. 2932-76, S.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 447-76 was adopted and S.B. No. 2932-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISTRICT COURTS", 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. 1833-76:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, S.B. No. 1833-76, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CAPITAL LOAN PROGRAM", 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. 2467-76, S.D. 1:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, S.B. No. 2467-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX INCENTIVES FOR ENERGY CONSERVATION", 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. 2654-76:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, 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", 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. 2736-76, S.D. 1:

By unanimous consent, 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", was recommitted to the Committee on Ways and Means.

At 11:50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:56 o'clock a.m.

Standing Committee Report No. 452-76 (S.B. No. 1760-76, S.D. 1):

On motion by Senator Young, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 452-76 was adopted and S.B. No. 1760-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS", 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. 453-76 (S.B. No. 2602-76, S.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 453-76 was adopted and S.B. No. 2602-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAXATION OF THE SALE OF RESIDENTIAL 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. 2348-76, S.D. 1:

On motion by Senator Hulten, seconded by Senator Kawasaki and carried, S.B. No. 2348-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IMPORTATION OF LIQUOR AS HOUSEHOLD GOODS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

Standing Committee Report No.

464-76 (H.B. No. 1499, H.D. 1, S.D. 1):

Senator O'Connor moved that Stand. Com. Rep. No. 464-76 be received and placed on file, seconded by Senator Ching and carried.

Senator O'Connor then moved that the referral of H.B. No. 1499, H.D. 1, S.D. 1, to the Committee on Ways and Means be waived, seconded by Senator Ching.

At this time, Senator Leopold rose to express opposition to the waiver of referral to the Committee on Ways and Means, as "there are novel taxation provisions in the bill, which I think should merit the decision making of your Committee on Ways and Means, Mr. President". He then stated that the members of the Senate received a report from the Legislative Auditor on this subject matter, but "the Committee report was circulated without the benefit of full discussion by the public and Committee members on the audit". He added that since the deadline for moving House Bills to the House of Representatives is still in the future, he sees no need for expediting the measure at this time.

The motion was put by the Chair and carried, and the referral of H.B. No. 1499, H.D. 1, S.D. 1, to the Committee on Ways and Means was waived.

On motion by Senator O'Connor, seconded by Senator Ching and carried, H.B. No. 1499, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 1499, H.D. 1, S.D. 1.

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

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 391-76 was adopted and S.B. No. 1998-76, entitled: "A BILL FOR AN ACT RELATING TO THE STATUS OF CONVICTED PERSONS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Saiki). Excused,

1 (F. Wong).

Senate Bill No. 2715-76, S.D. 1:

On motion by Senator Toyofuku, seconded by Senator Young and carried, S.B. No. 2715-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STADIUM AUTHORITY", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

At 12:01 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:05 o'clock p.m.

Standing Committee Report No. 440-76 (S.B. No. 2394-76, S.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 440-76 was adopted and S.B. No. 2394-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (George, King, Saiki and Soares). Excused, 1 (F. Wong).

RECONSIDERATION OF ACTION TAKEN

Senate Bill No. 1772-76:

Senator Taira moved that the Senate reconsider its action on S.B. No. 1772-76, seconded by Senator Anderson.

At this time, Senator Nishimura rose on a point of information to inquire if the movant would yield to a question, to which Senator Taira answered in the affirmative.

Senator Nishimura then asked if the movant would give the title of the bill, and Senator Taira complied.

At 12:08 p.m. o'clock, the Senate stood in recess subject to the call of the Chair.

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

At this time, Senator King rose on a point of information to inquire if the movant would yield to a question.

Senator Taira replied that although he had answered the previous inquiry, he would not answer any further questions.

At 12:14 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.

Roll Call having been requested, the motion to reconsider action taken on S.B. No. 1772-76, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF CRIMINAL DEFENDANTS UNDER THE HAWAII PENAL CODE", was put by the Chair and failed to carry on the following showing of Ayes and Noes:

Ayes, 12. Noes, 12 (Chong, George, Hara, King, Leopold, Nishimura, Takitani, R. Wong, Yamasaki, Yim, Young, Ushijima). Excused, 1 (F. Wong).

At 12:21 o'clock p.m., the Senate stood in recess until 5:00 o'clock p.m., this afternoon.

AFTERNOON SESSION

The Senate reconvened at 5:08 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 119 to 155) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 119), submitting for consideration and confirmation to the Advisory Committee on Agricultural Products, the nomination of Eiko Nakama, term to expire December 31, 1979, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 120), submitting for consideration and confirmation to the Animal Species Advisory Commission, the nomination of Dr. Frank J. Radovsky, term to expire December 31, 1979, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 121), submitting for consideration and confirmation to the Animal Species Advisory Commission, the nomination of Dr. Sheila Conant, term to expire December 31, 1979, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov.

Msg. No. 122), submitting for consideration and confirmation to the Board of Barbers, the nomination of Edna C. Kondo, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 123), submitting for consideration and confirmation to the Board of Barbers, the nomination of Albert M. Costanios, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 124), submitting for consideration and confirmation to the Boxing Commission, the nomination of Louis B. Oclaray, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 125), submitting for consideration and confirmation to the Cemetery and Mortuary Board, the nomination of Patrick L. Medeiros, term to expire December 31, 1978, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 126), submitting for consideration and confirmation to the Board of Chiropractic Examiners, the nomination of Dr. Lawrence Eustace, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 127), submitting for consideration and confirmation to the Civil Defense Advisory Council, the nomination of Edward Miyake, term to expire December 31, 1979, was referred to the Committee on Military and Civil Defense.

A message from the Governor (Gov. Msg. No. 128), submitting for consideration and confirmation to the Civil Defense Advisory Council, the nomination of Rev. David K. Kaupu, term to expire December 31, 1979, was referred to the Committee on Military and Civil Defense.

A message from the Governor (Gov. Msg. No. 129), submitting for consideration and confirmation to the Civil Service Commission, the nomination of Michael Kitagawa, term to expire December 31, 1979, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 130), submitting for consideration and confirmation to the Civil Service Commission, the nomination of Thomas K. Sing, term to expire December 31, 1978, was referred to the Committee

on Human Resources.

A message from the Governor (Gov. Msg. No. 131), submitting for consideration and confirmation to the Civil Service Commission, the nomination of Robert B. Ranese, term to expire December 31, 1979, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 132), submitting for consideration and confirmation to the Collection Agency Board, the nomination of George S. Shimada, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 133), submitting for consideration and confirmation to the Collection Agency Board, the nomination of Robert M. Abe, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 134), submitting for consideration and confirmation to the Collection Agency Board, the nomination of Theodore Palisbo, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 135), submitting for consideration and confirmation to the State Advisory Council for Comprehensive Health Planning, the nomination of Julia Kaupu, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 136), submitting for consideration and confirmation to the State Advisory Council for Comprehensive Health Planning, the nomination of Rev. David J. Harada, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 137), submitting for consideration and confirmation to the State Advisory Council for Comprehensive Health Planning, the nomination of Robert Kunichika, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 138), submitting for consideration and confirmation to the State Advisory Council for Comprehensive Health Planning, the nomination of Floyd Loving, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 139), submitting for consideration and confirmation to the State Advisory Council for Comprehensive Health Planning, the nomination of Kimie Lane, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 140), submitting for consideration and confirmation to the State Advisory Council for Comprehensive Health Planning, the nomination of Joel May, term to expire December 31, 1976, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 141), submitting for consideration and confirmation to the State Advisory Council for Comprehensive Health Planning, the nomination of Barbara Dart, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 142), submitting for consideration and confirmation to the State Advisory Council for Comprehensive Health Planning, the nomination of Dr. Y.K. Look, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 143), submitting for consideration and confirmation to the State Advisory Council for Comprehensive Health Planning, the nomination of A. Duane Black, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 144), submitting for consideration and confirmation to the State Advisory Council for Comprehensive Health Planning, the nomination of Charles L. Knobel, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 145), submitting for consideration and confirmation to the State Advisory Council for Comprehensive Health Planning, the nomination of Dr. Richard R. Kelley, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 146), submitting for consideration and confirmation to the Board of Cosmetology, the nomination of Eudora A. Lee, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 147), submitting for consideration and confirmation to the Board of Cosmetology, the nomination of Yoshie O. Ung, term to expire December 31, 1977, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 148), submitting for consideration and confirmation to the Credit Union Review Board, the nomination of Robert K. Maeda, term to expire December 31, 1979, was referred to the Committee on Ways and Means.

A message from the Governor (Gov. Msg. No. 149), submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of Dr. Edward G. Maehara, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 150), submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of Dr. Richard Shindo, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 151), submitting for consideration and confirmation to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, the nomination of Stanley M. Takamine, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 152), submitting for consideration and confirmation to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, the nomination of Calvin L.K. Ching, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 153), submitting for consideration and confirmation to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, the nomination of Roy H. Tanji, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 154), submitting for consideration and confirmation to the Factory-Built Housing Advisory Board, the nomination of Ralph B. Cherry, term to expire December 31, 1977, was referred to the Committee on Housing and Hawaiian Homes.

A message from the Governor (Gov. Msg. No. 155), submitting for consideration and confirmation to the Hawaii Bicentennial Commission, the nomination of Edwina U. Bright, term to expire December 31, 1977, was referred to the Committee on Ecology, Environment and Recreation.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 141 to 178) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 141), transmitting House Bill No. 683, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 683, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LAPSING OF CAPITAL IMPROVEMENT FUNDS", passed First Reading by title and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 142), transmitting House Bill No. 1247, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 1247, H.D. 1, entitled: "A BILL FOR AN ACT REINSTATING NOVEMBER 11 AS VETERANS' DAY", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 143), transmitting House Bill No. 2128-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2128-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER SALES", passed First Reading by title and was referred to the Committee on Consumer Protection, then to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 144), transmitting House Bill No. 2151-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2151-76, entitled: "A BILL FOR AN ACT RELATING TO THE EXPUNGEMENT OF ARREST RECORDS", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 145), transmitting House Bill No. 2160-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2160-76, entitled: "A BILL FOR AN ACT RELATING TO STADIUMS AND AMENDING CHAPTER 109, HAWAII REVISED STATUTES", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 146), transmitting House Bill No. 2185-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2185-76, entitled: "A BILL FOR AN ACT RELATING TO EXAMINATION OF DEFENDANTS", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 147), transmitting House Bill No. 2188-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2188-76, entitled: "A BILL FOR AN ACT RELATING TO ASSAULT", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 148), transmitting House Bill No. 2234-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2234-76, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House

(Hse. Com. No. 149), transmitting House Bill No. 2235-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2235-76, entitled: "A BILL FOR AN ACT RELATING TO PRISON CONTRABAND", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 150), transmitting House Bill No. 2256-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2256-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", passed First Reading by title and was referred to the Committee on Housing and Hawaiian Homes, then to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 151), transmitting House Bill No. 2300-76, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2300-76, H.D. 2, 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. 152), transmitting House Bill No. 2302-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2302-76, 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. 153), transmitting House Bill No. 2359-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2359-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION AND MAKING AN APPROPRIATION THEREFOR", 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. 154), transmitting House Bill No. 2375-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2375-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DIRECTOR OF REGULATORY AGENCIES AS CONSUMER ADVOCATE BEFORE THE PUBLIC UTILITIES COMMISSION AND MAKING AN APPROPRIATION 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. 155), transmitting House Bill No. 2554-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2554-76, entitled: "A BILL FOR AN ACT RELATING TO CLASSES OF INSURANCE COVERAGE", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 156), transmitting House Bill No. 2596-76, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2596-76, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSTRUCTION AND MAINTENANCE OF SIDEWALKS", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 157), transmitting House Bill No. 2632-76, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried,

H.B. No. 2632-76, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING", passed First Reading by title and was referred to the Committee on Human Resources.

A communication from the House (Hse. Com. No. 158), transmitting House Bill No. 2678-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2678-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIFE INSURANCE", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 159), transmitting House Bill No. 2706-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2706-76, entitled: "A BILL FOR AN ACT RELATING TO ROBBERY", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 160), transmitting House Bill No. 2744-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2744-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", passed First Reading by title and was referred to the Committee on Housing and Hawaiian Homes.

A communication from the House (Hse. Com. No. 161), transmitting House Bill No. 2947-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2947-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", passed First Reading by title and was referred to the Committee on Housing and Hawaiian Homes.

A communication from the House (Hse. Com. No. 162), transmitting House Bill No. 2984-76, H.D. 1, which passed Third Reading in

the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2984-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", passed First Reading by title and was referred to the Committee on Housing and Hawaiian Homes, then to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 163), transmitting House Bill No. 2998-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2998-76, 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 First Reading by title and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 164), transmitting House Bill No. 3013-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3013-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT FAMILY BOARDING HOMES AND CARE HOMES", passed First Reading by title and was referred to the Committee on Human Resources.

A communication from the House (Hse. Com. No. 165), transmitting House Bill No. 3040-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3040-76, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL CONTEMPT", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 166), transmitting House Bill No. 3070-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3070-76, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SPECIAL PAY FOR DANGEROUS POLICE DUTY", 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. 167), transmitting House Bill No. 3088-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3088-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASES OF REAL PROPERTY", passed First Reading by title and was referred to the Committee on Housing and Hawaiian Homes, then to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 168), transmitting House Bill No. 3100-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3100-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE", passed First Reading by title and was referred to the Committee on Consumer Protection, then to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 169), transmitting House Bill No. 3162-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3162-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION AND YOUTH AFFAIRS, OFFICE OF THE GOVERNOR", 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. 170), transmitting House Bill No. 3242-76, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3242-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

FIREARMS AND AMMUNITION", passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 171), transmitting House Bill No. 3255-76, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3255-76, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FARM FAIR", 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. 172), transmitting House Bill No. 3290-76, which passed Third Reading in the House of Representatives on March 16, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3290-76, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", 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. 173), returning Senate Concurrent Resolution No. 76, which was adopted by the House of Representatives on March 17, 1976, was placed on file.

A communication from the House (Hse. Com. No. 174), transmitting House Concurrent Resolution No. 73, which was adopted by the House of Representatives on March 17, 1976, was placed on file.

On motion by Senator Yee, seconded by Senator Taira and carried, H.C.R. No. 73, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING UNITED STATES SENATOR HIRAM L. FONG FOR HIS OUTSTANDING AND DISTINGUISHED SERVICE TO THE PEOPLE OF HAWAII", was adopted.

A communication from the House (Hse. Com. No. 175), transmitting House Bill No. 1441, H.D. 3, which passed Third Reading in the House of Representatives on March 17, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 1441, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO

NIGHT HUNTING OF BIRDS AND MAMMALS", passed First Reading by title and was referred to the Committee on Ecology, Environment and Recreation, then to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 176), transmitting House Bill No. 2374-76, H.D. 1, which passed Third Reading in the House of Representatives on March 17, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2374-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REVISION OF RATES, FARES, AND CHARGES OF PUBLIC UTILITIES", passed First Reading by title and was referred to the Committee on Public Utilities, then to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 177), transmitting House Bill No. 2691-76, H.D. 1, which passed Third Reading in the House of Representatives on March 17, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2691-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR EDUCATION AT 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. 178), transmitting House Bill No. 3239-76, H.D. 2, which passed Third Reading in the House of Representatives on March 17, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 3239-76, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC GUNS", passed First Reading by title and was referred to the Committee on Judiciary.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 329 to 336) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 329), entitled: "SENATE RESOLUTION REQUESTING THE CIVIL AERONAUTICS BOARD, THE UNITED STATES DEPARTMENT OF AGRICULTURE, AND THE STATE DEPARTMENTS OF AGRICULTURE, TRANSPORTATION, AND PLANNING

AND ECONOMIC DEVELOPMENT TO INTERVENE TO AMELIORATE AIR FREIGHT RATES FOR HAWAIIAN FLOWERS", 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. 329 was referred to the Committee on Transportation.

A resolution (S.R. No. 330), entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES CIVIL AERONAUTICS BOARD TO AUTHORIZE DIRECT FLIGHTS FROM KAUAI TO THE MAINLAND STATES", was jointly offered by Senators F. Wong, Ushijima, Henderson, Hulten, Toyofuku, Yim, Ching, Leopold, Young, Takitani, King and George.

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

A resolution (S.R. No. 331), entitled: "SENATE RESOLUTION RELATING TO PACIFIC AREA TRAVEL ASSOCIATION", was jointly offered by Senators F. Wong, Hara, Yamasaki, Takitani, R. Wong, Taira, Hulten, Yim, Toyofuku, Chong, Ching, Leopold, Young, Yee and George.

By unanimous consent, S.R. No. 331 was referred to the Committee on Economic Development.

A resolution (S.R. No. 332), entitled: "SENATE RESOLUTION RECOGNIZING AND CONGRATULATING THE 442ND VETERANS CLUB ON ITS OBSERVANCE OF THE THIRTY THIRD ANNIVERSARY MARKING THE FORMATION OF THE 442ND REGIMENTAL COMBAT TEAM", was jointly offered by Senators Kuroda, Ushijima, Chong, Saiki, Yim, Taira, Anderson, Hulten, Takitani, Yamasaki, George, Soares, Hara, Ching, Toyofuku, Young, King, Leopold, O'Connor, Nishimura, Yee, Henderson, R. Wong and Kawasaki.

On motion by Senator Kuroda, seconded by Senator Takitani and carried, S.R. No. 332 was adopted.

A resolution (S.R. No. 333), entitled: "SENATE RESOLUTION CONGRATULATING THE WAIMEA HAWAIIAN CIVIC CLUB OF THE ISLAND OF HAWAII, WINNER OF THE AHA HO'OKUKU MELE", was jointly offered by Senators Anderson, Henderson, Toyofuku, Soares, O'Connor, Yee, King, F. Wong, Hara, Chong, Hulten, Yim, Leopold, Kuroda and Saiki.

On motion by Senator Henderson, seconded by Senator Anderson and carried, S.R. No. 333 was adopted.

A resolution (S.R. No. 334), entitled: "SENATE RESOLUTION CONGRATULATING COACH LES MURAKAMI AND THE UNIVERSITY OF HAWAII BASEBALL TEAM ON THEIR OUTSTANDING SEASON-OPENING VICTORIES AND EXTENDING THEM BEST WISHES FOR A SUCCESSFUL 1976 BASEBALL SEASON", was jointly offered by Senators Chong, King, Yim, Kuroda, Yee, Toyofuku, Hulten, Henderson, O'Connor, R. Wong, Takitani, Ushijima, Hara, Young, Nishimura, Ching, Yamasaki, Taira, Anderson, Leopold, Saiki, George, Soares and Kawasaki.

On motion by Senator Chong, seconded by Senator King and carried, S.R. No. 334 was adopted.

A resolution (S.R. No. 335), entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY OF JOB SHARING BY GOVERNMENT EMPLOYEES", was jointly offered by Senators Toyofuku, Hulten, Young, Kuroda, Takitani, Taira, Nishimura, Ching, Chong, Yim, O'Connor, R. Wong and Hara.

By unanimous consent, S.R. No. 335 was referred to the Committee on Human Resources.

At 5:12 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:23 o'clock p.m.

A resolution (S.R. No. 336), entitled: "SENATE RESOLUTION RECALLING SENATE BILL NO. 2403-76 FROM THE COMMITTEE ON JUDICIARY", was offered by Senator Kawasaki.

By unanimous consent, action on S.R. No. 336 was deferred to the end of the calendar.

STANDING COMMITTEE REPORTS

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 484-76) recommending that Senate Concurrent Resolution No. 13 be adopted.

On motion by Senator Young, seconded by Senator Toyofuku and carried, the report of the Committee was adopted and S.C.R. No. 13, entitled: "SENATE CONCURRENT RESOLUTION URGING FORMATION OF A HOMEOWNERS' ADVISORY GROUP ON HOMEOWNERSHIP COURSES", was adopted.

Senator Hara, for the majority of the Committee on Education, presented a report (Stand. Com. Rep. No. 485-76) recommending that Senate Bill No. 2923-76, 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. 2923-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CULTURE AND THE ARTS".

Senator Nishimura, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 486-76) recommending that Senate Bill No. 2501-76, S.D. 1, as amended in S.D. 2, 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 majority of the Committee was adopted and S.B. No. 2501-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SECONDHAND DEALERS", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 2501-76, S.D. 2.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 487-76) recommending that Senate Bill No. 1838-76, 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. 1838-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII MOTOR VEHICLE ACCIDENT REPARATIONS ACT".

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 488-76) recommending that Senate Bill No. 2019-76, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 488-76 and S.B. No. 2019-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", was deferred until Thursday, March 18, 1976.

Senator Nishimura, for the Committee

on Judiciary, presented a report (Stand. Com. Rep. No. 489-76) recommending that Senate Bill No. 2703-76, 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. 2703-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR".

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 490-76) recommending that Senate Bill No. 2909-76 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 490-76 and S.B. No. 2909-76, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION", was deferred until Thursday, March 18, 1976.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 491-76) recommending that Senate Bill No. 2986-76, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 491-76 and S.B. No. 2986-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS", was deferred until Thursday, March 18, 1976.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 492-76) recommending that Senate Bill No. 2801-76, 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. 2801-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AN APPROPRIATION FOR AGRICULTURAL PARKS".

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 493-76) recommending that Senate Bill No. 1758-76, 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. 1758-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING".

Senator R. Wong, for the Committee

on Ways and Means, presented a report (Stand. Com. Rep. No. 494-76) recommending that Senate Bill No. 2320-76, 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. 2320-76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND".

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 495-76) recommending that Senate Bill No. 1278 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. 1278, entitled: "A BILL FOR AN ACT RELATING TO REPORTS AND PUBLICATION OF THE LEGISLATURE REFERENCE BUREAU", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 1278.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 496-76) recommending that Senate Bill No. 849 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 496-76 and S.B. No. 849, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES", was deferred until Thursday, March 18, 1976.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 497-76) recommending that Senate Bill No. 2285-76, 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. 2285-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 2285-76, S.D. 1.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 498-76) recommending that House Bill No. 1994-76, 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 H.B. No. 1994-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REAL PROPERTY HOME EXEMPTION", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 1994-76, S.D. 1.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 499-76) recommending that Senate Bill No. 1874-76, 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. 1874-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAXATION OF REAL PROPERTY", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 1874-76, S.D. 1.

Senator R. Wong, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 500-76) recommending that Senate Bill No. 2274-76, 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. 2274-76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY

TAXATION", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 18, 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. 2274-76, S.D. 1.

Senator Hulten, for the Committee on Intergovernmental Relations, presented a report (Stand. Com. Rep. No. 501-76) recommending that House Bill No. 2828-76 pass Second Reading and be referred to the Committee on Economic Development.

On motion by Senator Hulten, seconded by Senator Kawasaki and carried, the report of the Committee was adopted and H.B. No. 2828-76, entitled: "A BILL FOR AN ACT RELATING TO PARKS AND PLAYGROUNDS FOR SUBDIVISIONS", passed Second Reading and was referred to the Committee on Economic Development.

At 5:25 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:38 o'clock p.m.

MATTER DEFERRED FROM EARLIER ON THE CALENDAR

Senate Resolution No. 336:

Senator Taira moved that action on S.R. No. 336 be deferred until Thursday, March 18, 1976, seconded by Senator Anderson.

At this time, Senator Anderson rose to stress adherence to the Senate Rules as follows:

"Mr. President, the Senate Rules do not give a committee chairman or committee the prerogative to deny this Body the right to vote on certain bills.

The Rules say that all matters referred to a committee shall be reported... the facts on why it was held, why it was killed, what the public hearings brought forth--pro and con.

A lot of you are at fault in this area. You have locked up bills because you personally don't like them. You haven't called public hearings on some of the issues, even though certain segments of the community feel very strongly one way or another. The public is entitled to come and testify, pro and con, no matter how

controversial an issue may be.

We ought to be men and women enough to stand up and say Aye or No on an issue, no matter how controversial or emotional it may be.

It is not right that a few deny the majority the opportunity to discuss or debate the problems in our community.

Thank you, Mr. President."

Senator Kawasaki then rose to speak as follows:

"Mr. President, I rise to commend the illustrious Minority Floor Leader. He has earned great respect from me over the 10 years I have been privileged to know him.

I wholeheartedly concur with him.

Seven members of the 12-member Senate Committee on Judiciary signed the Committee report to report this bill out of Committee. As a matter of fact, after listening to testimony, pro and con, nine members have strongly felt that capital punishment is needed-- primarily in the category of the hired contract killer.

I want to thank those who voted for reconsideration this morning for their support. We can honestly say that we expended every effort to enact legislation that is badly needed to save human lives.

The reason I take such a strong stand on this is because I feel that with enactment of this bill, there is every possibility--based on statistics given by the Department of Social Services and the Police Department-- that we may save a few lives, lives that may be lost at the hands of contract killers.

I am sorry that the majority vote doesn't prevail because of some technical rule we have in the Senate Rules.

I hope that those who are against the measure can live with their consciences if they read in the papers that a convicted murderer on parole commits murder a second time. I hope you will keep this in mind."

The motion was put by the Chair and carried, and action on S.R. No. 336, entitled: "SENATE RESOLUTION RECALLING SENATE BILL NO. 2403-76 FROM THE COMMITTEE ON JUDICIARY", was deferred until Thursday, March 18, 1976.

At 5:45 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:49 o'clock p.m.

ADJOURNMENT

At 5:50 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., Thursday, March 18, 1976.