

## FORTY-FIFTH DAY

Wednesday, March 24, 1976

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

The Divine Blessing was invoked by Bishop Kyotsu Hori of the Nichiren Mission, after which the Roll was called, showing all Senators present.

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

At this time, Senator Taira introduced to the members of the Senate a group of members from the Pauoa Senior Citizens Club.

## SENATE CONCURRENT RESOLUTION

A concurrent resolution (S.C.R. No. 85), entitled: "SENATE CONCURRENT RESOLUTION EXTENDING ALOHA AND EXPRESSING APPRECIATION TO THE KYUSEI INTERNATIONAL GOODWILL ASSOCIATION FOR FOSTERING AND PROMOTING INTERNATIONAL GOODWILL AND WORLD PEACE THROUGH CULTURAL INTERCHANGE", was jointly offered by Senators Kuroda, Ushijima, Chong, Yim, O'Connor, R. Wong, Ching, Young, Takitani, Taira, F. Wong, Hara, Yamasaki, Hulten, Leopold, Anderson, Henderson, Soares, King, Kawasaki, Yee, Saiki, Toyofuku, George and Nishimura, and was read by the Clerk.

On motion by Senator Kuroda, seconded by Senator Anderson and carried, S.C.R. No. 85 was adopted.

## SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 351 to 353) were read by the Clerk and were disposed of as follows:

A resolution (S. R. No. 351), entitled: "SENATE RESOLUTION EXTENDING ALOHA AND EXPRESSING APPRECIATION TO THE KYUSEI INTERNATIONAL GOODWILL ASSOCIATION FOR FOSTERING AND PROMOTING INTERNATIONAL GOODWILL AND WORLD PEACE THROUGH CULTURAL INTERCHANGE", was jointly offered by Senators Kuroda, Ushijima, Yamasaki, Yim, O'Connor, Chong, Young, Takitani, Taira, F. Wong, Hara, Hulten, Anderson, Henderson, Soares, King, Leopold, Kawasaki, Yee, Ching, Saiki, Toyofuku, George and Nishimura.

On motion by Senator Kuroda, seconded by Senator Anderson and carried, S.R. No. 351 was adopted.

A resolution (S.R. No. 352), entitled: "SENATE RESOLUTION EXTENDING CONGRATULATIONS TO THE NANAKULI HIGH SCHOOL GOLDEN HAWKS CLASS 'A' CHAMPIONS OF THE STATE HIGH SCHOOL BASKETBALL TOURNAMENT OF 1976", was jointly offered by Senators Kuroda, Ching, Young, F. Wong, Yim, O'Connor, Chong, R. Wong, Takitani, Taira, Ushijima, Hara, Yamasaki, Hulten, Anderson, Henderson, Soares, King, Leopold, Kawasaki, Yee, Saiki, Toyofuku, George and Nishimura.

On motion by Senator Kuroda, seconded by Senator Young and carried, S.R. No. 352 was adopted.

A resolution (S.R. No. 353), entitled: "SENATE RESOLUTION EXTENDING CONGRATULATIONS AND ALOHA TO SAMUEL M. SAFFERY JR., ON THE OCCASION OF HIS RETIREMENT FROM THE DEPARTMENT OF PARKS AND RECREATION, CITY AND COUNTY OF HONOLULU", was jointly offered by Senators Ushijima, Taira, Ching, Soares, Chong, Yamasaki, Toyofuku, Takitani, Hulten, Kuroda, King, Henderson, Nishimura, F. Wong, Kawasaki, O'Connor, Hara, Young, Saiki, Leopold, Yee, R. Wong, Anderson, Yim and George.

On motion by Senator Taira, seconded by Senator Anderson and carried, S.R. No. 353 was adopted.

## STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 580-76), informing the Senate that Governor's Message Nos. 210 to 253, Senate Concurrent Resolution No. 85, Senate Resolution Nos. 350 to 353 and Standing Committee Report Nos. 557-76 to 579-76 and 581-76 to 584-76 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 Taira, for the Committee on Public Utilities, presented a report (Stand. Com. Rep. No. 581-76), recommending that Senate Concurrent Resolution No. 31 be adopted.

On motion by Senator Taira, seconded

by Senator Takitani and carried, the report of the Committee was adopted and S.C.R. No. 31, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING STRENGTHENING OF THE DEPARTMENT OF THE ATTORNEY GENERAL FOR THE HANDLING OF PUBLIC UTILITY MATTERS", was adopted.

Senator Chong, for the Committee on Health, presented a report (Stand. Com. Rep. No. 582-76), recommending that Senate Resolution No. 53 be adopted.

On motion by Senator Chong, seconded by Senator Takitani and carried, the report of the Committee was adopted and S.R. No. 53, entitled: "SENATE RESOLUTION RELATING TO NOISE CONTROL", was adopted.

Senator Chong, for the Committee on Health, presented a report (Stand. Com. Rep. No. 583-76), recommending that Senate Resolution No. 127 be adopted.

On motion by Senator Chong, seconded by Senator Takitani and carried, the report of the Committee was adopted and S.R. No. 127, entitled: "SENATE RESOLUTION RELATING TO THE UNIVERSITY OF HAWAII SCHOOL OF PUBLIC HEALTH AND ITS EXPLORATIONS AND EXPERIMENTS WITH HEALTH AND SOCIAL PLANNING DATA", was adopted.

Senator Chong, for the Committee on Health, presented a report (Stand. Com. Rep. No. 584-76), recommending that Senate Resolution No. 256 be adopted.

On motion by Senator Chong, seconded by Senator Takitani and carried, the report of the Committee was adopted, and Roll Call vote having been requested, S.R. No. 256, entitled: "SENATE RESOLUTION REQUESTING THE STATE DEPARTMENT OF HEALTH TO STUDY AND MAKE RECOMMENDATIONS ON THE NEED FOR FULL-TIME NUTRITIONIST POSITIONS IN EACH OF THE DISTRICT HEALTH OFFICES OF HAWAII, MAUI AND KAUAI", was adopted on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Kawasaki).

At 11:40 o'clock a.m., the Senate stood in recess, subject to the call of the Chair.

The Senate reconvened at 11:41 o'clock a.m.

## ORDER OF THE DAY

### RE-REFERRAL OF A HOUSE BILL

The President made the following re-referral of a House Bill that was received on Thursday, March 18, 1976:

House Bill Referred to:

No. 2919-76, H.D. 1 Committee on Ways and Means

### THIRD READING

House Bill No. 3106-76:

On motion by Senator Toyofuku, seconded by Senator Young and carried, H.B. No. 3106-76, entitled: "A BILL FOR AN ACT RELATING TO OFFICE OF MANPOWER PLANNING ADMINISTRATOR", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2812-76, H.D. 1, S.D. 1:

On motion by Senator Toyofuku, seconded by Senator Young and carried, H.B. No. 2812-76, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTION FROM MINIMUM WAGE LAW", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Nishimura, R. Wong and Yamasaki).

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

The Senate reconvened at 11:45 o'clock a.m.

At this time, Senator Yee rose on a point of personal privilege and stated as follows:

"Mr. President, I'm usually very sympathetic to newspapers and reporters, but yesterday evening when I opened the newspaper, I felt very irritated when I saw on the front page of the Star Bulletin, this picture relating to the death penalty poll that the Star Bulletin had conducted.

I'm aware that the newspaper is against the death penalty but by the same token, there are other members

of the community who feel differently, and as the poll indicated, there was a ratio of three to one in favor of returning the death penalty in the State of Hawaii.

My complaint and my concern is when the Star Bulletin puts on the front page this very disgraceful picture to indicate how the people feel about the death penalty. I call it repugnant journalism.

They're permitting their emotions to take the place of the factual news and I think they should be called up on it. I want this to be on record in the Legislature that a number of us feel that this is unfair newswriting by the paper.

Thank you."

Senator Kawasaki then rose on a point of personal privilege and remarked as follows:

"Mr. President, I, too, wish to comment relative to the concerns just expressed by the Senator from the Sixth Senatorial District.

Knowing the extent of the controversy involved in this particular issue, the evening paper could have rendered a great public service had they conducted the poll much earlier during the session and then come out with the results even before we had the discussion on the subject here.

I noted also that in the issue which carried the blanks for the poll for people to indicate their preference, the adjoining pages were just full of anti-death penalty sentiments expressed--a very one-sided picture on the day that the poll was going into the homes of the readers.

I think that this kind of biased attempts to influence the population hadn't quite succeeded in this particular issue."

#### ADJOURNMENT

At 11:50 o'clock a.m., on motion by Senator Taira, seconded by Senator Anderson and carried, the Senate adjourned until 11:00 o'clock a.m., on Thursday, March 25, 1976.