

FIFTY-THIRD DAY

Tuesday, April 6, 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 Mr. Don LeClaire of Hawaii Youth for Christ, after which the Roll was called showing all Senators present with the exception of Senator R. Wong, who was excused.

The President announced that he had read and approved the Journal of the Fifty-Second Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 362 to 403) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 362), transmitting the cost data on wage increases agreed to for Unit 2, Blue Collar, Supervisory; Unit 3, White Collar, Nonsupervisory; Unit 4, White Collar, Supervisory; Unit 8, University of Hawaii, Administrative, Professional and Technical; and Unit 13, Professional and Scientific, was referred to the Committee on Ways and Means.

A message from the Governor (Gov. Msg. No. 363), transmitting the 1975 annual report of the Department of Personnel Services, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 364), requesting the withdrawal of the nomination to the Commission on the Year 2000 of Meyer M. Ueoka, term to expire December 31, 1978, under Governor's Message No. 223, was placed on file.

In compliance with the request of Gov. Msg. No. 364, the nomination listed under Gov. Msg. No. 223 was returned.

A message from the Governor (Gov. Msg. No. 365), submitting for consideration and confirmation to the Board of Hearing Aid Dealers and Fitters, the nomination of Teruo Hasegawa, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 366), submitting for consideration

and confirmation to the Board of Hearing Aid Dealers and Fitters, the nomination of Dennis T. Sekine, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 367), submitting for consideration and confirmation to the Board of Hearing Aid Dealers and Fitters, the nomination of Alan T. Doi, term to expire December 31, 1978, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 368), submitting for consideration and confirmation to the Commission on Transportation, the nomination of Milton K. Hironaka, term to expire December 31, 1979, was referred to the Committee on Transportation.

A message from the Governor (Gov. Msg. No. 369), submitting for consideration and confirmation to the Commission on Transportation, the nomination of Daunene K. Kanae, term to expire December 31, 1979, was referred to the Committee on Transportation.

A message from the Governor (Gov. Msg. No. 370), submitting for consideration and confirmation to the Commission on Transportation, the nomination of William Kennison, term to expire December 31, 1979, was referred to the Committee on Transportation.

A message from the Governor (Gov. Msg. No. 371), submitting for consideration and confirmation to the Board of Taxation Review, First Taxation District, Oahu, the nomination of Calvin J. H. Chun, term to expire December 31, 1979, was referred to the Committee on Ways and Means.

A message from the Governor (Gov. Msg. No. 372), submitting for consideration and confirmation to the Board of Taxation Review, First Taxation District, Oahu, the nomination of Cedric Yamamoto, term to expire December 31, 1979, was referred to the Committee on Ways and Means.

A message from the Governor (Gov. Msg. No. 373), submitting for consideration and confirmation to the Board of Taxation Review, First Taxation District, Oahu, the nomination of Nell Cammack, term to expire December 31, 1976, was referred to the Committee on Ways and Means.

A message from the Governor (Gov. Msg. No. 374), submitting for consideration

and confirmation to the Commission on the Status of Women, the nomination of Carrie L. Lindahl, term to expire December 31, 1977, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 375), submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of Ronald K. Sakimura, term to expire December 31, 1976, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 376), submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of Gwendolyn Y. Wahilani, term to expire December 31, 1976, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 377), submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of William G. S. Mau, term to expire December 31, 1978, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 378), submitting for consideration and confirmation to the Board of Registration, Island of Oahu, the nomination of Norbert K. Mendes, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 379), submitting for consideration and confirmation to the Board of Registration, Island of Oahu, the nomination of Camile Y. Yamamoto, term to expire December 31, 1977, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 380), submitting for consideration and confirmation to the Board of Registration, Maui, Molokai, Lanai and Kahoolawe, the nomination of Artemio Baxa, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 381), submitting for consideration and confirmation to the Board of Nursing Home Administrators, the nomination of Luz Abcede, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 382), submitting for consideration and confirmation to the Board of Nursing Home Administrators, the

nomination of Violet U. Tsugawa, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 383), submitting for consideration and confirmation to the Board of Nursing Home Administrators, the nomination of Francis M. Okita, term to expire December 31, 1976, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 384), submitting for consideration and confirmation to the Advisory Commission on Manpower and Full Employment, the nomination of Kenichi Kamimura, term to expire December 31, 1979, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 385), submitting for consideration and confirmation to the Advisory Commission on Manpower and Full Employment, the nomination of Harold M. Nakakura, term to expire December 31, 1979, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 386), submitting for consideration and confirmation to the Advisory Commission on Manpower and Full Employment, the nomination of Thomas J. Price, term to expire December 31, 1979, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 387), submitting for consideration and confirmation to the Advisory Commission on Manpower and Full Employment, the nomination of Evalani Machado, term to expire December 31, 1979, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 388), submitting for consideration and confirmation to the Advisory Commission on Manpower and Full Employment, the nomination of Gerald Pang-Ching, term to expire December 31, 1979, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 389), submitting for consideration and confirmation to the Library Advisory Commission, County of Kauai, the nomination of Angel Alayvilla, term to expire December 31, 1979, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 390), submitting for consideration and confirmation to the Library Advisory Commission, County of

Kauai, the nomination of Yukio Nakao, term to expire December 31, 1979, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 391), submitting for consideration and confirmation to the Library Advisory Commission, County of Kauai, the nomination of Carol Santos, term to expire December 31, 1979, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 392), submitting for consideration and confirmation to the Library Advisory Commission, County of Kauai, the nomination of Marina Pascua, term to expire December 31, 1978, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 393), submitting for consideration and confirmation to the County Hospital Management Advisory Committee, Kauai County Hospital System, the nomination of Dr. Donald Kawane, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 394), submitting for consideration and confirmation to the County Hospital Management Advisory Committee, Kauai County Hospital System, the nomination of Maxine Correa, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 395), submitting for consideration and confirmation to the Environmental Quality Commission, the nomination of Alan M. Goda, term to expire December 31, 1979, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 396), submitting for consideration and confirmation to the Environmental Quality Commission, the nomination of Joseph E. K. Akana, term to expire December 31, 1977, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 397), submitting for consideration and confirmation to the Environmental Quality Commission, the nomination of Dr. Nathan C. Burbank, Jr., term to expire December 31, 1979, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 398), submitting for consideration and confirmation to the Fish and

Wildlife Advisory Committee, City and County of Honolulu, the nomination of Stanley M. Akita, term to expire December 31, 1977, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 399), submitting for consideration and confirmation to the Commission on Judicial Qualification, the nomination of T. Clifford Melim, Jr., term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 400), submitting for consideration and confirmation to the Commission on Judicial Qualification, the nomination of Robert L. Stevenson, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 401), submitting for consideration and confirmation to the Defender Council, the nomination of Helen H. Kaneshiro, term to expire at the pleasure of the Governor, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 402), submitting for consideration and confirmation to the Board of Acupuncture, the nomination of Dr. Julia J. Tsuei, term to expire December 31, 1979, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 403), informing the Senate that on April 6, 1976, he signed the following bills into law:

S.B. No. 2885-76 as Act 4, entitled: "RELATING TO AMENDMENTS TO DISTRICT BOUNDARIES BY THE STATE LAND USE COMMISSION AND TO SPECIAL USE PERMITS";

H.B. No. 449 as Act 5, entitled: "RELATING TO MOTOR VEHICLE DRIVER LICENSING"; and

H.B. No. 1994-76 as Act 6, entitled: "RELATING TO THE REAL PROPERTY HOME EXEMPTION",

was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 428 to 452) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 428), returning Senate Bill No. 2929-76, which passed

Third Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 429), returning Senate Concurrent Resolution No. 62 which was adopted by the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 430), transmitting House Concurrent Resolution No. 40, which was adopted by the House of Representatives on April 5, 1976, was placed on file.

By unanimous consent, H.C.R. No. 40, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE PERPETUATION OF HAWAIIAN GAMES", was referred to the Committee on Education.

A communication from the House (Hse. Com. No. 431), transmitting House Concurrent Resolution No. 64, which was adopted by the House of Representatives on April 5, 1976, was placed on file.

By unanimous consent, H.C.R. No. 64, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT TO CONDUCT AN INVENTORY OF SAND, ROCK AND LIME DEPOSITS IN HAWAII", was referred to the Committee on Economic Development.

A communication from the House (Hse. Com. No. 432), informing the Senate that the amendments proposed by the Senate to House Bill No. 24, H.D. 2, were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 433), informing the Senate that the amendments proposed by the Senate to House Bill No. 1185, H.D. 1, were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 434), informing the Senate that the amendments proposed by the Senate to House Bill No. 2136-76, H.D. 1, were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 435), informing the Senate that the amendments proposed by the Senate to House Bill No. 2155-76, H.D. 1, were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 436), informing the Senate that the amendments proposed by the Senate to House Bill No. 2236-76 were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 437), informing the Senate that the amendments proposed by the Senate to House Bill No. 2377-76 were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 438), informing the Senate that the amendments proposed by the Senate to House Bill No. 2473-76 were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 439), informing the Senate that the amendments proposed by the Senate to House Bill No. 2593-76, H.D. 1, were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 440), informing the Senate that the amendments proposed by the Senate to House Bill No. 2698-76, H.D. 1, were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 441), informing the Senate that the amendments proposed by the Senate to House Bill No. 2717-76 were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 442), informing the Senate that the amendments proposed by the Senate to House Bill No. 2718-76 were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 443), informing the Senate that the amendments proposed by the Senate to House Bill No. 2928-76, H.D. 1, were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 444), informing the Senate that the amendments proposed by the Senate to House Bill No. 3020-76, H.D. 1, were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 445), informing the Senate that the amendments proposed by the Senate to House Bill No. 3129-76, H.D. 1, were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 446), informing the Senate that the amendments proposed by the Senate to House Bill No. 3213-76, H.D. 1, were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 447), informing the Senate that the amendments proposed by the Senate to House Bill No. 3239-76, H.D. 2, were agreed to by the House; and said bill, as thus amended, passed Final Reading in the House of Representatives on April 5, 1976, was placed on file.

A communication from the House (Hse. Com. No. 448), informing the Senate that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 528, S.D. 1 and the request for a conference on the subject matter of said amendments, the Speaker on April 5, 1976, has appointed Representatives Roehrig, Chairman, Cayetano and Sutton as Managers

on the part of the House for the consideration of said amendments, was placed on file.

A communication from the House (Hse. Com. No. 449), informing the Senate that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 714, S.D. 1 and the request for a conference on the subject matter of said amendments, the Speaker on April 5, 1976, has appointed Representatives Shito, Chairman, Kawakami, Yap, Kiyabu and Ikeda as Managers on the part of the House for the consideration of said amendments, was placed on file.

A communication from the House (Hse. Com. No. 450), informing the Senate that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 2394-76, S.D. 1 and the request for a conference on the subject matter of said amendments, the Speaker on April 5, 1976, has appointed Representatives Kawakami, Chairman, Kihano, Shito, Cayetano, Blair, Kondo, Ikeda and Hakoda as Managers on the part of the House for the consideration of said amendments, was placed on file.

A communication from the House (Hse. Com. No. 451), informing the Senate that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 2739-76, and the request for a conference on the subject matter of said amendments, the Speaker on April 5, 1976, has appointed Representatives Roehrig, Chairman, Stanley and Medeiros as Managers on the part of the House for the consideration of said amendments, was placed on file.

A communication from the House (Hse. Com. No. 452), returning Senate Concurrent Resolution No. 102, which was adopted by the House of Representatives on April 5, 1976, was placed on file.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 104 and 105) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 104), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR AND THE MAYORS OF THE SEVERAL COUNTIES TO REVIEW AND MAKE RECOMMENDATIONS TO THE NINTH STATE LEGISLATURE REGARDING

THE ARTHUR YOUNG AND COMPANY REPORT ENTITLED 'AN ANALYSIS OF THE ASSIGNMENT OF RESPONSIBILITIES AND FUNDING OF TRANSPORTATION IN HAWAII' ", was jointly offered by Senators O'Connor, Young, Chong, Taira, Hulten, Ching, Kuroda, Yee, Kawasaki, Yamasaki, Henderson, George, Yim, Toyofuku, King, Ushijima, Hara, Takitani, Saiki, R. Wong, F. Wong, Soares, Leopold, Anderson and Nishimura.

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

A concurrent resolution (S.C.R. No. 105), entitled: "SENATE CONCURRENT RESOLUTION CONGRATULATING THE PAPAYA ADMINISTRATIVE COMMITTEE", was jointly offered by Senators Hara, Hulten, Takitani, Yamasaki, Ching, Nishimura, Kawasaki, Toyofuku, O'Connor, Kuroda, Yim, King, Chong, George, Yee, Ushijima, Young, Taira, Henderson, Leopold, Saiki, Soares, F. Wong, Anderson and R. Wong.

On motion by Senator Hara, seconded by Senator F. Wong and carried, S.C.R. No. 105 was adopted.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 389 to 402) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 389), entitled: "SENATE RESOLUTION WELCOMING MR. TAKASHI OIZUMI TO THE STATE OF HAWAII", was jointly offered by Senators Chong, King, Kuroda, Yim, Taira, Hulten, Takitani, Ching, O'Connor, Hara, Toyofuku, Kawasaki, Nishimura, Saiki, George, Yee, Soares, Young, Anderson, F. Wong, Leopold, Henderson, Yamasaki and R. Wong.

On motion by Senator Chong, seconded by Senator King and carried, S.R. No. 389 was adopted.

Senator Chong then introduced to the members of the Senate Mr. Takashi Oizumi and presented him with a certified copy of the resolution just adopted. Senator Chong then introduced those who accompanied Mr. Oizumi, Mr. Wilfred Pang, who is the Executive Director of the Criminal Injuries Compensation Program and Dr. Mary Gray, from the University of Hawaii College of Continuing Education and an expert at International Affairs.

A resolution (S.R. No. 390), entitled: "SENATE RESOLUTION REQUESTING

THE CITY AND COUNTY OF HONOLULU TO ESTABLISH AN AMBULANCE SERVICE STATION IN MAKAKILO, OAHU", was jointly offered by Senators Young, Ching, Kuroda and F. Wong.

By unanimous consent, S.R. No. 390 was referred to the Committee on Health.

A resolution (S.R. No. 391), entitled: "SENATE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO ESTABLISH AN AMBULANCE SERVICE STATION IN EWA BEACH, OAHU", was jointly offered by Senators Young, Ching, Kuroda and F. Wong.

By unanimous consent, S.R. No. 391 was referred to the Committee on Health.

A resolution (S.R. No. 392), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF TRUST MANAGEMENT FEES AND POLICIES AND PRACTICES WITH REGARD THERETO", was jointly offered by Senators Hulten, Kuroda, Taira, Chong, Yamasaki, Takitani, Hara, Toyofuku, Ushijima, F. Wong, Kawasaki, King, Yim, Young, Ching, George, Soares, Nishimura, Saiki, O'Connor, Leopold, Yee and R. Wong.

By unanimous consent, S.R. No. 392 was referred to the Committee on Judiciary.

A resolution (S.R. No. 393), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE EDUCATIONAL VOUCHER SYSTEM", was jointly offered by Senators Hulten, Kuroda, Taira, Chong, Yamasaki, Young, Anderson, Yim, Takitani, F. Wong, Ushijima, Toyofuku, Henderson, Ching, George, Soares, Nishimura, Saiki, Leopold, Yee and R. Wong.

By unanimous consent, S.R. No. 393 was referred to the Committee on Education, then to the Committee on Legislative Management.

A resolution (S.R. No. 394), entitled: "SENATE RESOLUTION REQUESTING THE MARINE AFFAIRS COORDINATOR TO SUBMIT A PLAN OF ACTION TO IMPLEMENT HIS DUTIES AS SPECIFIED BY LAW", was jointly offered by Senators Yim, Takitani, R. Wong, Chong, Toyofuku, F. Wong, Hara, Taira, King, Yamasaki, Hulten, Young, O'Connor, Ching and Nishimura.

By unanimous consent, S.R. No. 394 was referred to the Committee on Economic Development.

A resolution (S.R. No. 395), entitled: "SENATE RESOLUTION REQUESTING THE MARINE AFFAIRS COORDINATOR

TO SUBMIT AN OVERALL PROGRAM DESIGN WHICH IDENTIFIES THE FUTURE DIRECTION OF THE STATE'S MARINE PROGRAM AND THE SPECIFIC SHORT-RANGE AND LONG-RANGE PROGRAMS TO BE UNDERTAKEN", was jointly offered by Senators Yim, Kuroda, Chong, Takitani, R. Wong, Toyofuku, F. Wong, Hara, Taira, King, Yamasaki, Hulten, Young, O'Connor, Ching and Nishimura.

By unanimous consent, S.R. No. 395 was referred to the Committee on Economic Development.

A resolution (S.R. No. 396), entitled: "SENATE RESOLUTION REQUESTING AN INTERIM STUDY ON THE ADEQUACY OF THE MECHANISMS AND PROCESSES RELATING TO THE IMPLEMENTATION AND FUNDING OF HUMAN SERVICES PROGRAMS", was jointly offered by Senators Yim, Chong, Kawasaki, R. Wong, F. Wong, Toyofuku, Taira, King, Hulten, O'Connor, Ching and Young.

By unanimous consent, S.R. No. 396 was referred to the Committee on Human Resources.

A resolution (S.R. No. 397), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO PREPARE A PLAN FOR THE IMPLEMENTATION OF SOCIAL REHABILITATION RESIDENTIAL FACILITIES FOR THE TREATMENT OF MENTAL PATIENTS", was jointly offered by Senators Chong, Saiki, Takitani, Henderson, Ching, R. Wong, F. Wong, Kuroda, Hulten, O'Connor, Hara, King, Young, Soares, Leopold, Taira, Yamasaki, Anderson, Yim, George, Nishimura and Yee.

By unanimous consent, S.R. No. 397 was referred to the Committee on Health.

A resolution (S.R. No. 398), entitled: "SENATE RESOLUTION REQUESTING THE SENATE WAYS AND MEANS COMMITTEE TO STUDY THE FEASIBILITY OF GRANTING HOMEOWNERS ON LEASED LAND A TAX DEDUCTION FOR LEASE RENTS PAID", was jointly offered by Senators Yee, Chong, Hara, Nishimura, Takitani, Henderson, Saiki, George, Kuroda, O'Connor, Yim, Kawasaki, F. Wong, Young, Anderson, Leopold, Soares, Hulten, Yamasaki and Taira.

By unanimous consent, S.R. No. 398 was referred to the Committee on Ways and Means.

A resolution (S.R. No. 399), entitled: "SENATE RESOLUTION EXTENDING CONGRATULATIONS TO THE 1976

HAWAII STATE HIGH SCHOOL WRESTLING TOURNAMENT CHAMPIONS", was jointly offered by Senators F. Wong, Ching, Takitani, Taira, Chong, King, Hulten, Soares, Yamasaki, Leopold, Henderson, Young, Toyofuku, Hara, Yim, Kuroda, George, Nishimura, Yee, Saiki and R. Wong.

On motion by Senator F. Wong, seconded by Senator Kuroda and carried, S.R. No. 399 was adopted.

A resolution (S.R. No. 400), entitled: "SENATE RESOLUTION CELEBRATING NATIONAL LIBRARY WEEK AND LIBRARY/LEGISLATIVE DAY", was jointly offered by Senators Hara, Hulten, Takitani, Yamasaki, Ching, Nishimura, Kawasaki, Kuroda, Yim, King, Chong, George, Yee, Anderson, O'Connor, F. Wong, Young, Taira, Leopold, Henderson, Saiki, Toyofuku, Soares, Ushijima and R. Wong.

On motion by Senator Hara, seconded by Senator Yim and carried, S.R. No. 400 was adopted.

A resolution (S.R. No. 401), entitled: "SENATE RESOLUTION CONGRATULATING LOWELL PUNG AND LANCE TANAKA UPON THEIR BECOMING EAGLE SCOUTS, THE HIGHEST HONOR IN SCOUTING", was jointly offered by Senators Hara, Ushijima, Henderson, F. Wong, Chong, Young, Taira, King, Ching, Yamasaki, Takitani, Hulten, Yim, Kawasaki, Leopold, Soares, Saiki, Kuroda, Nishimura, George, Toyofuku, Yee, Anderson, O'Connor and R. Wong.

On motion by Senator Hara, seconded by Senator Henderson and carried, S.R. No. 401 was adopted.

A resolution (S.R. No. 402), entitled: "SENATE RESOLUTION CONGRATULATING UNITED AIRLINES ON ITS FIFTIETH ANNIVERSARY", was jointly offered by Senators Ching, Toyofuku, Hulten, F. Wong, Chong, Kuroda, Takitani, Yamasaki, O'Connor, George, Kawasaki, Henderson, Ushijima, Taira, Hara, Anderson and Saiki.

On motion by Senator Ching, seconded by Senator Henderson and carried, S.R. No. 402 was adopted.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 703-76), informing the Senate that Governor's Message Nos. 362 and 365 to 402, Senate Concurrent Resolution

Nos. 103 to 105, Senate Resolution Nos. 386 to 401 and Standing Committee Report Nos. 704-76 to 708-76 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. 704-76), recommending that House Concurrent Resolution No. 16 be adopted.

On motion by Senator Taira, seconded by Senator Takitani and carried, the report of the Committee was adopted and H.C.R. No. 16, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A THOROUGH STUDY AND EXAMINATION OF THE FUEL ADJUSTMENT CLAUSE AS A REGULATORY DEVICE FOR REVISING RATES FOR PUBLIC UTILITY ENERGY SERVICES", was adopted.

Senator Hara, for the Committee on Education, presented a report (Stand. Com. Rep. No. 705-76), recommending that Senate Resolution No. 175, as amended in S.D. 1, be adopted.

On motion by Senator Hara, seconded by Senator Yim and carried, the report of the Committee was adopted and S.R. No. 175, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH ALTERNATIVE MEANS TO ADMINISTER THE FREE SCHOOL LUNCH PROGRAM IN PUBLIC SCHOOLS", was adopted.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 706-76), recommending that Senate Resolution No. 335, as amended in S.D. 1, be adopted.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and S.R. No. 335, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY OF JOB SHARING BY GOVERNMENT EMPLOYEES", was adopted.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 707-76), recommending that Senate Resolution No. 355 be adopted.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and S.R. No. 355, entitled: "SENATE

RESOLUTION URGING PRIORITY HIRING OF UNEMPLOYED PERSONS", was adopted.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 708-76), recommending that House Bill No. 2170-76, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and H.B. No. 2170-76, entitled: "A BILL FOR AN ACT RELATING TO COUNTY HOSPITAL MANAGEMENT ADVISORY COMMITTEES", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 7, 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. 2170-76.

ORDER OF THE DAY

MATTERS DEFERRED
FROM APRIL 5, 1976

FINAL READING

Senate Bill No. 2092-76, S.D. 2,
H.D. 1:

On motion by Senator F. Wong, seconded by Senator Hara and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2092-76, S.D. 2, and S.B. No. 2092-76, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT AMENDING SECTION 205-35 OF THE HAWAII REVISED STATUTES; RELATING TO SHORELINE SETBACKS", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused,
2 (O'Connor and R. Wong).

Senate Bill No. 1793-76, S.D. 1,
H.D. 1:

On motion by Senator King, seconded by Senator Hulten and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1793-76, S.D. 1, and S.B. No. 1793-76, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL PROHIBITION AGAINST WATER POLLUTION", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused,
2 (O'Connor and R. Wong).

Senate Bill No. 1949-76, S.D. 1,
H.D. 1:

Senator F. Wong moved that the Senate agree to the amendments proposed by the House to S.B. No. 1949-76, S.D. 1, and that S.B. No. 1949-76, S.D. 1, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hara.

Senator Soares then rose to speak for the passage of the measure as follows:

"Mr. President, I have been waiting patiently for three days to make my short, maiden speech on the floor of this august Body.

Mr. President, my speech is directed to the fact that this bill is a result of a package of bills introduced by the House Republicans in the 1972-73 session and House Bill No. 1954, which was introduced in the House in the 1973 session, after a citizen's task force met all summer to put together a plan relating to the State department of planning and policy. I am very excited to see that we finally had a Republican measure taking birth in the House, developed last year in House Bill No. 637.

I strongly urge this Body to support S.B. No. 1949-76, S.D. 1, H.D. 1, because I think this is the fruits of our efforts and I commend this Body on their actions.

Thank you, Mr. President."

The motion to agree to the amendments proposed by the House to S.B. No. 1949-76, S.D. 1, and to pass S.B. No. 1949-76, S.D. 1, H.D. 1, on Final Reading was put by the Chair and carried, and S.B. No. 1949-76, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLICY PLANNING", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused,
2 (O'Connor and R. Wong).

Senate Bill No. 2140-76, S.D. 1,
H.D. 1:

On motion by Senator Kuroda, seconded by Senator Taira and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2140-76, S.D. 1, and S.B. No. 2140-76, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESTIMATE FOR MOTOR VEHICLE REPAIR", having been read throughout, passed Final Reading on the following showing

of Ayes and Noes:

Ayes, 23. Noes, none. Excused,
2 (O'Connor and R. Wong).

Senate Bill No. 1832-76, S.D. 1,
H.D. 1:

On motion by Senator Toyofuku, seconded by Senator Young and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1832-76, S.D. 1, and S.B. No. 1832-76, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE AND EXEMPTIONS", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused,
2 (O'Connor and R. Wong).

Senate Bill No. 1784-76, S.D. 2,
H.D. 1:

On motion by Senator Nishimura, seconded by Senator Taira and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1784-76, S.D. 2, and S.B. No. 1784-76, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused,
2 (O'Connor and R. Wong).

Senate Bill No. 2526-76, H.D. 1:

On motion by Senator Nishimura, seconded by Senator Taira and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2526-76, and S.B. No. 2526-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSENT TO ADOPTION", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused,
2 (O'Connor and R. Wong).

Senate Bill No. 1899-76, S.D. 2,
H.D. 1:

By unanimous consent, action on S.B. No. 1899-76, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN OFFICE OF CHILDREN AND YOUTH", was deferred until Wednesday, April 7, 1976.

Senate Bill No. 2225-76, S.D. 2,
H.D. 1:

On motion by Senator Toyofuku, seconded by Senator Young and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2225-76, S.D. 2, and S.B. No. 2225-76, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PREPAID HEALTH CARE", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (O'Connor and R. Wong).

Senate Bill No. 2334-76, H.D. 1:

On motion by Senator Toyofuku, seconded by Senator Young and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2334-76, and S.B. No. 2334-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATORS OF THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (O'Connor and R. Wong).

Senate Bill No. 2409-76, H.D. 2:

By unanimous consent, action on S.B. No. 2409-76, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SERVICE-CONNECTED TOTAL DISABILITY RETIREMENT FOR POLICE OFFICERS", was deferred until Wednesday, April 7, 1976.

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

Senator Chong moved that the Senate agree to the amendments proposed by the House to S.B. No. 2519-76, S.D. 1, and that S.B. No. 2519-76, S.D. 1, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Takitani.

Senator Chong then explained the amendments proposed by the House as follows:

"Mr. President, the House version amends page 5, line 21, to change a word 'or' to 'and' thereby allowing the exemption of a public water system from regulations only if it meets both the following requirements:

1. that it consist only of distribution and storage facilities and that it not have any collection and treatment facilities, and
2. that it obtains all of its water

from, but that it not be owned or operated by, a public water system to which the regulations apply.

Another minor amendment changes the word on page 6, line 9, from 'shall' to 'may'. This change allows the Director of Health more administrative flexibility in regulating cross-connection and backflow prevention and control.

This bill, as amended, provides the statutory authority for establishing regulations and standards for safe drinking water and meets the requirements of the United States Environmental Protection Agency.

Thank you."

The motion to agree to the amendments proposed by the House to S.B. No. 2519-76, S.D. 1, and to pass S.B. No. 2519-76, S.D. 1, H.D. 1, on Final Reading was put by the Chair and carried, and S.B. No. 2519-76, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAFE DRINKING WATER", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (O'Connor and R. Wong).

Senate Bill No. 110, S.D. 2, H.D. 1:

Senator Chong moved that the Senate agree to the amendments proposed by the House to S.B. No. 110, S.D. 2, and that S.B. No. 110, S.D. 2, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Takitani.

Senator Chong then explained the amendments proposed by the House as follows:

"Mr. President, this bill simply transfers the Leahi Hospital from the University of Hawaii to the Department of Health and the only change that the House made was to insert the effective date of the Act, which is July 1, 1976."

The motion to agree to the amendments proposed by the House to S.B. No. 110, S.D. 2, and to pass S.B. No. 110, S.D. 2, H.D. 1, on Final Reading, was put by the Chair and carried and S.B. No. 110, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused,

2 (O'Connor and R. Wong).

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

On motion by Senator Toyofuku, seconded by Senator Young and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2326-76, S.D. 1, and S.B. No. 2326-76, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Yamasaki).
Excused, 2 (O'Connor and R. Wong).

Senate Bill No. 2321-76, S.D. 1,
H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Nishimura and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2321-76, S.D. 1, and S.B. No. 2321-76, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused,
2 (O'Connor and R. Wong).

Senate Bill No. 2703-76, S.D. 2,
H.D. 1:

On motion by Senator Nishimura, seconded by Senator Taira and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2703-76, S.D. 2, and S.B. No. 2703-76, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused,
2 (O'Connor and R. Wong).

Senate Bill No. 1838-76, S.D. 2,
H.D. 1:

On motion by Senator Nishimura, seconded by Senator Taira and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1838-76, S.D. 2, and S.B. No. 1838-76, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII MOTOR VEHICLE ACCIDENT REPARATIONS ACT", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Kuroda).
Excused, 2 (O'Connor and R. Wong).

Senate Bill No. 1855-76, H.D. 1:

On motion by Senator Nishimura, seconded by Senator Taira and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1855-76, and S.B. No. 1855-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSE CATEGORIES", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused,
2 (O'Connor and R. Wong).

MATTER DEFERRED
FROM APRIL 5, 1976

Standing Committee Report No. 702-76 (Gov. Msg. Nos. 210, 212, 213, 214, 215, 216, 217, 218, 219 and 220):

Senator Kuroda moved that Stand. Com. Rep. No. 702-76 be received and placed on file, seconded by Senator Taira and carried.

Senator Kuroda then moved that the Senate advise and consent to the nominations of Daniel J. Pacheco, Robert M. Oda, Wilfred Tavares, Patricia A. Murray, James K. Kelekolio, Jalna S. Keala, Edmund T. Mitchell, George M. Waialeale, Naomi R. Correa and Thomas T. Shimabuku, to the Consumer Advisory Council, seconded by Senator Taira.

Roll Call having been ordered, the motion to advise and consent to the nominations to the Consumer Advisory Council of Daniel J. Pacheco, Robert M. Oda, Wilfred Tavares, Patricia A. Murray, James K. Kelekolio, Jalna S. Keala, Edmund T. Mitchell, George M. Waialeale, Naomi R. Correa and Thomas S. Shimabuku, all to serve at the pleasure of the Governor, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused,
2 (O'Connor and R. Wong).

At this time, the President appointed Senator Saiki as an additional Manager on the part of the Senate at the conference to consider House Bill No. 2700-76, H.D. 2, S.D. 1.

The President then discharged Senator George as Manager on the part of the Senate at the conference to consider Senate Bill No. 2501-76, S.D. 2,

H.D. 1. The President then appointed Senator Saiki as Manager at such conference.

At 11:55 o'clock a.m., the Senate stood in recess, subject to the call of the Chair.

The Senate reconvened at 11:57 o'clock a.m.

Senator Anderson, on a point of information, asked if the Majority Leader would yield to a question, to which Senator Ching replied that he would.

Senator Anderson then asked if the legislative timetable as circulated would be adhered to, or have any amendments been proposed.

Senator Ching answered that the timetable as set forth will be complied with.

ADJOURNMENT

At 11:59 o'clock a.m., on motion by Senator Taira, seconded by Senator Anderson and carried, the Senate adjourned until 11:30 o'clock, Wednesday, April 7, 1976.