

## FIFTY-SIXTH DAY

Friday, April 9, 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. Sam Sherrard of Hawaii Youth for Christ, after which the Roll was called showing all Senators present with the exception of Senator Saiki who was excused.

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

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

Senator Yee introduced 18 fourth grade students from Hawaiian Mission Elementary School, together with their teacher, Miss Molly AuYuen, and parents, Mrs. Yamanaka and Mrs. Carvalho.

Senator Yee then introduced 18 fifth grade students from Bingham Tract School and their teacher, Mrs. Mary Lou Gollob, a former legislative assistant to Senator Richard Henderson.

Senator Yee also introduced 100 fifth grade students from Ala Wai Elementary School, together with their teachers, Mrs. Thelma Odo, Mrs. Betty Muraoka, Mrs. Jean Dollar and Mrs. Alice Arakaki, and student teacher, Mr. Marvin Macadangdang.

Senator Yamasaki introduced 20 fourth to sixth grade students from Kamehameha III School, Maui, together with their teacher, Mrs. Gerry Matsuda and teacher's aide, Mrs. Elaine Enoki.

Senator Yamasaki then introduced 111 eighth students from Mr. Larry Joyo's class at Kamehameha III School, Maui, together with chaperones, Mrs. Carolyn Joto, Mrs. Caroline Mantalbo, Mrs. Silvia Ng, Miss Christine Wada, Mr. Mike Schotzberger and Mr. Clyde Uyehara.

Senator Yamasaki also introduced 40 students from Molokai High School, together with chaperones, Mr. and Mrs. Anthony Wickes, Mr. Fred Bicoy, Mr. Glenn Borden and Mrs. Molly Biggs.

Senator Toyofuku then introduced 35 fifth and sixth grade students

from Kaumakani School, Kauai, together with their teachers Ms. Joann Tirre, Ms. Emily Minei and Ms. Julia Nabeshima.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 451 to 455) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 451), transmitting copies of A Comparative Analysis of Day Care Licensing Standards, Final Report, July, 1975, prepared by the Day Care Licensing Study Staff for the Hawaii State 4-C Committee of the Commission on Children and Youth, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 452), requesting the withdrawal of the nomination to the Commission to Promote Uniform Legislation of Ronald H. W. Lum, term to expire December 31, 1979, under Governor's Message No. 303, was placed on file.

In compliance with the request of Gov. Msg. No. 452, the nomination listed under Gov. Msg. No. 303 was returned.

A message from the Governor (Gov. Msg. No. 453), requesting the withdrawal of the nomination to the Pest Control Board of Roy M. Shimotsukasa, term to expire December 31, 1979, under Governor's Message No. 163, was placed on file.

In compliance with the request of Gov. Msg. No. 453, the nomination listed under Gov. Msg. No. 163 was returned.

A message from the Governor (Gov. Msg. No. 454), submitting for consideration and confirmation to the Pest Control Board, the nomination of Paul Romias, term to expire December 31, 1979, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 455), informing the Senate that on April 9, 1976, he signed the following bills into law:

S.B. No. 2094-76 as Act 7, entitled: "AMENDING SECTION 101-2 OF THE HAWAII REVISED STATUTES, RELATING TO TAKING OF PRIVATE PROPERTY FOR PUBLIC USE AND THE DISPOSAL OF EXCESS PROPERTY";

S.B. No. 2231-76 as Act 8, entitled: "RELATING TO KULA HOSPITAL";

H.B. No. 2247-76 as Act 9, entitled: "RELATING TO CIVIL SERVICE AND EXEMPTIONS"; and

H.B. No. 2374-76 as Act 10, entitled: "RELATING TO REVISION OF RATES, FARES, AND CHARGES OF PUBLIC UTILITIES,

was placed on file.

#### DEPARTMENTAL COMMUNICATION

A communication from the Commission on Aging (Dept. Com. No. 21), transmitting a copy of Resolution No. 50, honoring Ms. Gladys Bowell, retiring County Executive on Aging in Hawaii County, for ten years of outstanding service to the Hawaii County Office of Aging and the community, which was adopted by the State Commission on Aging on March 4, 1976, was read by the Clerk and was placed on file.

#### HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 486 to 491) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 486), informing the Senate that the Speaker, on April 8, 1976, substituted Representative Yamada in place of Representative Stanley as conferee on the part of the House on Senate Bill No. 1830-76, was placed on file.

A communication from the House (Hse. Com. No. 487), returning Senate Concurrent Resolution No. 32, which was adopted by the House of Representatives on April 8, 1976, was placed on file.

A communication from the House (Hse. Com. No. 488), returning Senate Concurrent Resolution No. 44, which was adopted by the House of Representatives on April 8, 1976, was placed on file.

A communication from the House (Hse. Com. No. 489), transmitting House Concurrent Resolution No. 76, which was adopted by the House of Representatives on April 8, 1976, was placed on file.

By unanimous consent, H.C.R. No. 76, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF AN AGRICULTURAL PARK AT KE-AHOLE, KONA, HAWAII",

was referred to the Committee on Economic Development.

A communication from the House (Hse. Com. No. 490), transmitting House Concurrent Resolution No. 77, which was adopted by the House of Representatives on April 8, 1976, was placed on file.

By unanimous consent, H.C.R. No. 77, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF AN AGRICULTURAL PARK IN KONA, HAWAII", was referred to the Committee on Economic Development.

A communication from the House (Hse. Com. No. 491), transmitting House Concurrent Resolution No. 114, which was adopted by the House of Representatives on April 8, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.C.R. No. 114, entitled: "HOUSE CONCURRENT RESOLUTION CONGRATULATING THE INTERNATIONAL ASSOCIATION OF LIONS CLUBS CONVENTION IN HAWAII", was adopted.

#### STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 715-76) informing the Senate that Senate Concurrent Resolution Nos. 113 to 118; Senate Resolution Nos. 423 to 439; and Standing Committee Report Nos. 716-76 to 728-76 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 Kuroda, for the Committee on Consumer Protection, presented a report (Stand. Com. Rep. No. 716-76) recommending that the Senate advise and consent to the nomination of Everett U. Afook to the Consumer Advisory Council, in accordance with Governor's Message No. 427.

By unanimous consent, action on Stand. Com. Rep. No. 716-76 and Gov. Msg. No. 427 was deferred until Monday, April 12, 1976.

Senator Ching, for the Committee on Military and Civil Defense, presented a report (Stand. Com. Rep. No. 717-76) recommending that the Senate advise and consent to the nomination of Edward Miyake to the Civil Defense Advisory Council, in accordance with

Governor's Message No. 127.

By unanimous consent, action on Stand. Com. Rep. No. 717-76 and Gov. Msg. No. 127 was deferred until Monday, April 12, 1976.

Senator Ching, for the Committee on Military and Civil Defense, presented a report (Stand. Com. Rep. No. 718-76) recommending that the Senate advise and consent to the nomination of Reverend David K. Kaupu to the Civil Defense Advisory Council, in accordance with Governor's Message No. 128.

By unanimous consent, action on Stand. Com. Rep. No. 718-76 and Gov. Msg. No. 128 was deferred until Monday, April 12, 1976.

Senator Ching, for the Committee on Military and Civil Defense, presented a report (Stand. Com. Rep. No. 719-76) recommending that the Senate advise and consent to the nomination of Joseph Akiona to the Pacific War Memorial Commission of Hawaii, in accordance with Governor's Message No. 173.

By unanimous consent, action on Stand. Com. Rep. No. 719-76 and Gov. Msg. No. 173 was deferred until Monday, April 12, 1976.

Senator Ching, for the Committee on Military and Civil Defense, presented a report (Stand. Com. Rep. No. 720-76) recommending that the Senate advise and consent to the nomination of Thomas T. Horio to the Pacific War Memorial Commission of Hawaii, in accordance with Governor's Message No. 174.

By unanimous consent, action on Stand. Com. Rep. No. 720-76 and Gov. Msg. No. 174 was deferred until Monday, April 12, 1976.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 721-76) recommending that the Senate advise and consent to the nominations to the Animal Species Advisory Commission as follows:

Dr. Frank J. Radovsky, in accordance with Governor's Message No. 120; and

Dr. Sheila Conant, in accordance with Governor's Message No. 121.

By unanimous consent, action on Stand. Com. Rep. No. 721-76 and Gov. Msg. Nos. 120 and 121 was deferred until Monday, April 12, 1976.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 722-76) recommending that the Senate advise and consent to the nomination of Edwina U. Bright to the Hawaii Bicentennial Commission, in accordance with Governor's Message No. 155.

By unanimous consent, action on Stand. Com. Rep. No. 722-76 and Gov. Msg. No. 155 was deferred until Monday, April 12, 1976.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 723-76) recommending that the Senate advise and consent to the nomination of Tommy M. Matsumoto to the Advisory Committee on Flowers and Foliage, in accordance with Governor's Message No. 185.

By unanimous consent, action on Stand. Com. Rep. No. 723-76 and Gov. Msg. No. 185 was deferred until Monday, April 12, 1976.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 724-76) recommending that the Senate advise and consent to the nominations to the Fish and Wildlife Advisory Committee as follows:

Caesar J. Jardin, County of Kauai, in accordance with Governor's Message No. 186;

Yoshio N. Nakamoto, County of Kauai, in accordance with Governor's Message No. 187;

Carmen Hulu Nakasone, County of Maui, in accordance with Governor's Message No. 188;

Henry T.S. Lau, County of Maui, in accordance with Governor's Message No. 189;

John Perreira, Jr., County of Maui, in accordance with Governor's Message No. 190; and

John K. Obata, City and County of Honolulu, in accordance with Governor's Message No. 199.

By unanimous consent, action on Stand. Com. Rep. No. 724-76 and Gov. Msg. Nos. 186, 187, 188, 189, 190 and 199 was deferred until Monday, April 12, 1976.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep.

No. 725-76) recommending that the Senate advise and consent to the nominations to the Natural Area Reserves System Commission as follows:

Richard S. Shomura, in accordance with Governor's Message No. 200;

P. Quentin Tomich, in accordance with Governor's Message No. 201; and

Robert A. Kinzie, III, in accordance with Governor's Message No. 202.

By unanimous consent, action on Stand. Com. Rep. No. 725-76 and Gov. Msg. Nos. 200, 201 and 202 was deferred until Monday, April 12, 1976.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 726-76) recommending that the Senate advise and consent to the nomination of Franklin Sunn to the Environmental Council, in accordance with Governor's Message No. 225.

By unanimous consent, action on Stand. Com. Rep. No. 726-76 and Gov. Msg. No. 225 was deferred until Monday, April 12, 1976.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 727-76) recommending that Senate Resolution No. 327, as amended in S.D. 1, be adopted.

On motion by Senator King, seconded by Senator Hulten and carried, the report of the Committee was adopted and S.R. No. 327, S.D. 1, entitled: "SENATE RESOLUTION RELATING TO EXEMPTION FROM ENVIRONMENTAL IMPACT STATEMENT REQUIREMENTS", was adopted.

Senator Chong, for the Committee on Health, presented a report (Stand. Com. Rep. No. 728-76) recommending that Senate Concurrent Resolution No. 93 and Senate Resolution No.

373 be adopted.

On motion by Senator Yamasaki, seconded by Senator Takitani and carried, the report of the Committee was adopted and

S.C.R. No. 93, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO KALAUPAPA RESIDENTS"; and

S.R. No. 373, entitled: "SENATE RESOLUTION RELATING TO KALAUPAPA RESIDENTS",

were adopted.

#### ORDER OF THE DAY

MATTERS DEFERRED  
FROM APRIL 8, 1976

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 Monday, April 12, 1976.

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 Monday, April 12, 1976.

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

The Senate reconvened at 11:46 o'clock a.m.

#### ADJOURNMENT

At 11:49 o'clock a.m., on motion by Senator Taira, seconded by Senator Anderson and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, April 12, 1976.