

SIXTIETH DAY

Thursday, April 15, 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 Reverend Don Baron of the Hawaii Lutheran Bible Institute, after which the Roll was called showing all Senators present.

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

At this time, Senator Yee introduced to the members of the Senate 15 members of Brownie Troop 516, together with their leaders, Mrs. Audrey Mananquil and Mrs. Pat Nitta, and parents, Mrs. Christine Oyadomori and Mrs. Lorraine Sakamoto, as well as Senator Yee's sister-in-law, Mrs. Rosalie Hong, and her daughter, Kathy Hong.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 514 to 554) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 514), informing the Senate that the amendments proposed by the Senate to House Bill No. 2299-76, H.D. 2, were agreed to by the House; and H.B. No. 2299-76, H.D. 2, S.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 515), informing the Senate that the amendments proposed by the Senate to House Bill No. 2617-76, H.D. 1, were agreed to by the House; and H.B. No. 2617-76, H.D. 1, S.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 516), informing the Senate that the amendments proposed by the Senate to House Bill No. 2809-76, H.D. 1, were agreed to by the House; and H.B. No. 2809-76, H.D. 1, S.D. 2, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 517), informing the Senate that the amendments proposed by the Senate to House Bill No. 2893-76, H.D. 1, were agreed to by the House; and H.B. No. 2893-76, H.D. 1, S.D. 2, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 518), informing the Senate that the amendments proposed by the Senate to House Bill No. 3109-76 were agreed to by the House; and H.B. No. 3109-76, S.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 519), informing the Senate that the amendments proposed by the Senate to House Bill No. 3280-76, H.D. 1, were agreed to by the House; and H.B. No. 3280-76, H.D. 1, S.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 520), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 528, S.D. 1, was adopted by the House; and S.B. No. 528, S.D. 1, H.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 521), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1577, S.D. 1, was adopted by the House; and S.B. No. 1577, S.D. 1, H.D. 2, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 522), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1775-76, S.D. 1, was adopted by the House; and S.B. No. 1775-76, S.D. 1, H.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed

on file.

A communication from the House (Hse. Com. No. 523), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1821-76 was adopted by the House; and S.B. No. 1821-76, H.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 524), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1824-76, S.D. 1, was adopted by the House; and S.B. No. 1824-76, S.D. 1, H.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 525), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1830-76 was adopted by the House; and S.B. No. 1830-76, H.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 526), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1998-76 was adopted by the House; and S.B. No. 1998-76, H.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 527), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 2501-76, S.D. 2, was adopted by the House; and S.B. No. 2501-76, S.D. 2, H.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 528), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 2709-76, S.D. 2, was adopted

by the House; and S.B. No. 2709-76, S.D. 2, H.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 529), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 2739-76, was adopted by the House; and S.B. No. 2739-76, H.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 530), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 2467-76, S.D. 1, was adopted by the House; and S.B. No. 2467-76, S.D. 1, H.D. 2, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 531), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 2958-76, S.D. 1, was adopted by the House; and S.B. No. 2958-76, S.D. 1, H.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 532), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1886 was adopted by the House; and H.B. No. 1886, S.D. 3, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 533), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 2130-76, H.D. 1, was adopted by the House; and H.B. No. 2130-76, H.D. 1, S.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 534), informing

the Senate that the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 2131-76, H.D. 1, was adopted by the House; and H.B. No. 2131-76, H.D. 1, S.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 535), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 2135-76, H.D. 1, was adopted by the House; and H.B. No. 2135-76, H.D. 1, S.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 536), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 2371-76, H.D. 1, was adopted by the House; and H.B. No. 2371-76, H.D. 1, S.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 537), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 2678-76, H.D. 1, was adopted by the House; and H.B. No. 2678-76, H.D. 1, S.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 538), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 2782-76, H.D. 1, was adopted by the House; and H.B. No. 2782-76, H.D. 1, S.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 539), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 2812-76, H.D. 1, was adopted by the House; and H.B. No. 2812-

76, H.D. 1, S.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 540), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 2894-76, H.D. 1, was adopted by the House; and H.B. No. 2894-76, H.D. 1, S.D. 3, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 541), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 3248-76, H.D. 1, was adopted by the House; and H.B. No. 3248-76, H.D. 1, S.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 542), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 3262-76, H.D. 2, was adopted by the House; and H.B. No. 3262-76, H.D. 2, S.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 543), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 2294-76, S.D. 2, was adopted by the House; and S.B. No. 2294-76, S.D. 2, H.D. 2, C.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 544), informing the Senate that the amendments proposed by the Senate to House Bill No. 2103-76, H.D. 1, were agreed to by the House; and H.B. No. 2103-76, H.D. 1, S.D. 1, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 545), informing the Senate that the amendments

proposed by the Senate to House Bill No. 2127-76 were agreed to by the House; and H.B. No. 2127-76, S.D. 2, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 546), informing the Senate that the amendments proposed by the Senate to House Bill No. 2256-76, H.D. 1, were agreed to by the House; and H.B. No. 2256-76, H.D. 1, S.D. 2, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 547), informing the Senate that the House had reconsidered its action taken on April 2, 1976, in disagreeing to the amendments made by the Senate to House Bill No. 83, H.D. 1, and the Speaker had discharged the Managers on the part of the House for the consideration of said amendments on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 548), returning Senate Concurrent Resolution No. 8 which was adopted by the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 549), returning Senate Concurrent Resolution No. 9 which was adopted by the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 550), returning Senate Concurrent Resolution No. 10, S.D. 1, which was adopted by the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 551), returning Senate Concurrent Resolution No. 59 which was adopted by the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 552), returning Senate Concurrent Resolution No. 93 which was adopted by the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 553), returning Senate Concurrent Resolution No. 119 which was adopted by the House of Representatives on April 14, 1976, was placed on file.

A communication from the House (Hse. Com. No. 554), informing the Senate that the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1499, H.D. 1, was adopted by the House; and H.B. No. 1499, H.D. 1, S.D. 1, C.D. 2, passed Final Reading in the House of Representatives on April 14, 1976, was placed on file.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 451 to 454) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 451), entitled: "SENATE RESOLUTION EXTENDING CONGRATULATIONS AND BEST WISHES TO ERLING Y. S. WONG UPON HIS RETIREMENT", was jointly offered by Senators Ushijima, O'Connor, King, Leopold, Henderson, Ching, Hulten, Soares, Chong, Toyofuku, Takitani, F. Wong, Yamasaki, Taira, Yim, Young, R. Wong, Nishimura, George, Kuroda, Saiki, Yee, Kawasaki and Anderson.

On motion by Senator Taira, seconded by Senator Anderson and carried, S.R. No. 451 was adopted.

A resolution (S.R. No. 452), entitled: "SENATE RESOLUTION EXTENDING CONGRATULATIONS TO MARGA B. STUBBLEFIELD", was jointly offered by Senators Ushijima, Yamasaki, Hulten, O'Connor, Toyofuku, King, Chong, Takitani, Ching, Kuroda, Taira, Kawasaki, F. Wong, Young, R. Wong, Soares, Leopold, Saiki, Henderson, Anderson, George, Yee and Nishimura.

On motion by Senator Taira, seconded by Senator Anderson and carried, S.R. No. 452 was adopted.

A resolution (S.R. No. 453), entitled: "SENATE RESOLUTION RECOGNIZING AND HONORING SHIMEJI KANAZAWA, CHAIRPERSON OF THE STATE COMMISSION ON AGING", was jointly offered by Senators Toyofuku, Taira, Saiki, Leopold, King, Yamasaki, Ushijima, Takitani, Chong, Hulten, Soares, Hara, Anderson, Kuroda, Ching, George, Young, F. Wong, Yim, Nishimura, R. Wong, Henderson, Yee, Kawasaki and O'Connor.

On motion by Senator Toyofuku, seconded by Senator Yee and carried, S.R. No. 453 was adopted.

A resolution (S.R. No. 454), entitled: "SENATE RESOLUTION RECOGNIZING

AND CONGRATULATING RICHARD KOTAKA, RICHARD 'BOLO' YORITA AND ALBERT SERION FOR THEIR LONG AND DISTINGUISHED SERVICE TO THE PEARL CITY COMMUNITY THROUGH THE LITTLE LEAGUE PROGRAM", was jointly offered by Senators Kuroda, Young, Ching, F. Wong, Hulten, Takitani, Soares, Anderson, Chong, Leopold, Yim, King, Saiki, Nishimura, Taira, Toyofuku, Yee, George, Henderson, R. Wong, Yamasaki, Ushijima, Kawasaki and Hara.

On motion by Senator Kuroda, seconded by Senator Ching and carried, S.R. No. 454 was adopted.

CONFERENCE COMMITTEE REPORT

Senator R. Wong, for the Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate to H.B. No. 1810, H.D. 2, presented a report (Conf. Com. Rep. No. 53-76) recommending that H.B. No. 1810, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

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. 1810, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PREFERENCES FOR HAWAII SERVICES".

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1088-76) informing the Senate that Senate Concurrent Resolution Nos. 121; Senate Resolution Nos. 449 to 452; Conference Committee Report Nos. 40-76 to 53-76; and Standing Committee Report Nos. 1020-76 to 1087-76 and 1089-76 to 1092-76 have been printed and are ready for distribution.

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

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 1089-76) recommending that Senate Resolution No. 388, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1089-76 and S.R. No. 388, S.D. 1, was deferred to the end of the calendar.

At 11:20 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate adjourned at 11:24 o'clock a.m.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1090-76) recommending that House Concurrent Resolution No. 57, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1090-76 and H.C.R. No. 57, H.D. 1, was deferred to the end of the calendar.

At 11:24 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:26 o'clock a.m.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1091-76) recommending that House Concurrent Resolution No. 81, H.D. 1, be adopted.

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, the report of the Committee was adopted and H.C.R. No. 81, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO CHECKING ACCOUNT ABUSES", was adopted.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1092-76) recommending that House Concurrent Resolution No. 100 be adopted.

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, the report of the Committee was adopted and H.C.R. No. 100, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH BY EXECUTIVE ORDER A JUVENILE JUSTICE COORDINATING COUNCIL", was adopted.

ORDER OF THE DAY

MATTERS DEFERRED FROM APRIL 14, 1976

Standing Committee Report No. 1027-76 (S.C.R. No. 109):

By unanimous consent, action on Stand. Com. Rep. No. 1027-76 and S.C.R. No. 109 was deferred to the end of the calendar.

Conference Committee Report No. 9-76 (S.B. No. 1786-76, S.D. 1,

H.D. 1, C.D. 1):

Senator Nishimura moved that the Senate reconsider its action on Conf. Com. Rep. No. 9-76 and S.B. No. 1786-76, S.D. 1, H.D. 1, C.D. 1, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that Conf. Com. Rep. No. 9-76 and S.B. No. 1786-76, S.D. 1, H.D. 1, C.D. 1, be recommitted to the Committee on Conference, seconded by Senator O'Connor.

At this time, Senator Nishimura rose to speak as follows:

"Mr. President, the House draft would permit those who have testified in the prosecution of an action brought by the Office of Consumer Protection, to obtain restitution of any money they may have lost.

The Conference draft amended this to provide that a written complaint must be filed with Consumer Protection in order to receive restitution.

The conferees have agreed that the House draft version is a more appropriate vehicle to take care of the problem."

Senator Yee then rose on a point of information to inquire if the Chairman of the Committee on Judiciary would yield to a question, to which Senator Nishimura answered in the affirmative.

Senator Yee then asked if it would now be necessary that a judgment be filed by the court before restitution could be made.

Senator Nishimura replied that "the bill would require that people receiving restitution must actually testify in the case. Previously, the mere filing of a written complaint would have been sufficient to permit restitution".

The motion was put by the Chair and carried, and Conf. Com. Rep. No. 9-76 and S.B. No. 1786-76, S.D. 1, H.D. 1, C.D. 1, were recommitted to the Committee on Conference.

The President then discharged the Managers on the part of the Senate appointed pursuant to the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1786-76, S.D. 1.

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, the Senate agreed to the

amendments proposed by the House of Representatives to Senate Bill No. 1786-76, S.D. 1, and 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. 1786-76, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION IN CASES FILED BY THE OFFICE OF CONSUMER PROTECTION".

Conference Committee Report No. 24-76 (S.B. No. 79, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 24-76 and S.B. No. 79, S.D. 1, H.D. 1, C.D. 1, was deferred to the end of the calendar.

At 11:30 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:32 o'clock a.m.

Conference Committee Report No. 25-76 (H.B. No. 2700-76, H.D. 2, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 25-76 and H.B. No. 2700-76, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL PROFESSIONAL LIABILITY", was deferred until Monday, April 19, 1976.

Conference Committee Report No. 32-76 (S.B. No. 75, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 32-76 and S.B. No. 75, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY", was deferred until Monday, April 19, 1976.

Conference Committee Report No. 36-76 (S.B. No. 1758-76, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Young, seconded by Senator Toyofuku and carried, Conf. Com. Rep. No. 36-76 was adopted and S.B. No. 1758-76, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conference Committee Report No. 37-76 (H.B. No. 2253-76, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Young, seconded by Senator Toyofuku and carried, Conf. Com. Rep. No. 37-76 was adopted and H.B. No. 2253-76, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1058-76 (H.B. No. 1399):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 1058-76 was adopted and H.B. No. 1399, entitled: "A BILL FOR AN ACT RELATING TO EASEMENTS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (King).

Standing Committee Report No. 1059-76 (H.B. No. 2099-76, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1059-76 and H.B. No. 2099-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTE REVISION", was deferred until Monday, April 19, 1976.

Standing Committee Report No. 1060-76 (H.B. No. 2312-76):

By unanimous consent, action on Stand. Com. Rep. No. 1060-76 and H.B. No. 2312-76, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PLANNING AND CONSTRUCTION OF CORRECTIONAL FACILITIES IN CONFORMANCE WITH THE HAWAII CORRECTIONAL MASTER PLAN AND PROVIDING FOR THE ISSUANCE OF BONDS" was deferred until Monday, April 19, 1976.

Standing Committee Report No. 1061-76 (H.B. No. 2087-76):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 1061-76 was adopted and H.B. No. 2087-76, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC MONEY AND PUBLIC CONTRACTS", passed Second Reading and was placed on the calendar for Third Reading on Monday, April 19, 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. 2087-76.

Standing Committee Report No. 1062-76 (H.B. No. 2056-76, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1062-76 and H.B. No. 2056-76, H.D. 1, was deferred to the end of the calendar.

Standing Committee Report No. 1063-76 (H.B. No. 2102-76, H.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 1063-76 was adopted and H.B. No. 2102-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC PURCHASES AND CONTRACTS", passed Second Reading and was placed on the calendar for Third Reading on Monday, April 19, 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. 2102-76, H.D. 1.

Standing Committee Report No. 1064-76 (H.B. No. 2239-76):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 1064-76 was adopted and H.B. No. 2239-76, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MONEY AND PUBLIC CONTRACTS", passed Second Reading and was placed on the calendar for Third Reading on Monday, April 19, 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. 2239-76.

Standing Committee Report No. 1065-76 (H.B. No. 2895-76, H.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 1065-76 was adopted and H.B. No. 2895-76, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PLANS AND CONSTRUCTION OF INTERIM LAW SCHOOL FACILITIES AT THE UNIVERSITY OF HAWAII, MANOA CAMPUS, AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS", passed Second Reading and was placed on the calendar for Third Reading on Monday, April 19, 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. 2895-76, H.D. 1.

Standing Committee Report No.

1075-76 (S.C.R. No. 63):

By unanimous consent, action on Stand. Com. Rep. No. 1075-76 and S.C.R. No. 63 was deferred to the end of the calendar.

Standing Committee Report No. 1076-76 (S.C.R. No. 74, S.D. 1):

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 1076-76 was adopted and, Roll Call having been requested, S.C.R. No. 74, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII CONGRESSIONAL DELEGATION TO OPPOSE ANY PROVISION OF S. 1, ALSO KNOWN AS 'THE CRIMINAL JUSTICE REFORM ACT OF 1975', WHICH INFRINGES UPON THE CONSTITUTIONAL RIGHTS OF THE PUBLIC", was adopted on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Anderson, George, Henderson, Kawasaki, Saiki and Soares).

At 11:36 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:37 o'clock a.m.

Standing Committee Report No. 1077-76 (H.B. No. 116, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1077-76 and H.B. No. 116, H.D. 1, was deferred to the end of the calendar.

Standing Committee Report No. 1083-76 (H.B. No. 626, H.D. 1):

On motion by Senator O'Connor, seconded by Senator Ching and carried, Stand. Com. Rep. No. 1083-76 was adopted and H.B. No. 626, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PREVENTING LITTER FROM TRUCKS", passed Second Reading and was placed on the calendar for Third Reading on Monday, April 19, 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. 626, H.D. 1.

Standing Committee Report No. 1085-76 (H.C.R. No. 19, H.D. 1, S.D. 1):

Senator O'Connor moved that Stand. Com. Rep. No. 1085-76 be received

and placed on file, seconded by Senator Ching and carried.

By unanimous consent, the referral of H.C.R. No. 19, H.D. 1, S.D. 1, to the Committee on Ways and Means was waived.

Senator O'Connor then moved that H.C.R. No. 19, H.D. 1, S.D. 1, be adopted, seconded by Senator Ching.

At this time, Senator Soares rose on a point of information to inquire if the Chairman of the Committee on Transportation would yield to a question, to which Senator O'Connor answered in the affirmative.

Senator Soares then requested clarification of a clause on Page 2 of the resolution, which states "the plans for this project include a feasibility study of all existing proposals which have been made to the Department of Transportation for the private operation or construction of an interisland ferry system".

Senator O'Connor replied that "as a result of certain legislation passed by this Body last Session, certain construction and operating plans have been submitted to the Department of Transportation regarding a ferry system. This clause simply asks the Department, in making the feasibility study, to utilize those plans and clarify them as necessary for report to the Legislature next Session".

Senator Soares then requested clarification of another clause on Page 2 of the resolution, which states "the Department of Transportation shall include all existing carriers engaged or planning to be engaged in an interisland freight or passenger service in the pilot project". He asked if the airline carriers would also be included in this pilot project, as they are engaged in interisland freight and passenger service.

Senator O'Connor replied, "I would certainly hope that if a pilot project of this nature is planned, the airlines will not be left out, as they are a vital segment in the interisland link".

Senator Soares then stated that "on the basis that the airline carriers will be included, I shall ask all to vote in favor of this resolution".

Senator Yee rose to speak as follows:

"Mr. President, I again stand to oppose the motion adopting the State ferry system.

I would like to read from The Interisland

Ferry Issue by the Chamber of Commerce of Hawaii. I think it is very appropriate that we give some thought to this well documented book.

I quote: 'Since the only cargo the proposed ferry would carry would be that which rolled on and off aboard a truck or trailer, this would eliminate large bulk items like pineapple, sand and fertilizer, and it would obviously eliminate palletized cargo. In addition, noxious cargo cannot be carried on a vessel that also carries passengers.

What would be left would be largely agricultural truck crops--which have been the main cargo envisioned by ferry proponents for the last twenty years.

Here we get to the basic concept of a "marine highway"--a truck farmer who grows his vegetables, fruits, and melons loads them on his truck and drives down the highway to the market.

This concept overlooks a large number of realities.

First, a farmer on the Big Island or on Kauai would have to be down at the docks in time to catch the 7:30 a.m. daily departure.

He and his truck or trailer rig would arrive in Honolulu in the evening from the Big Island or Maui and would have to find a place to stay overnight for delivery the next day. On the third day he would return home, getting back to the Big Island or Kauai after midnight. His cost (in addition to the ferry charge) would include three days of his own time and three days of his truck time--plus his own cost of room and board for two nights. Further, he would pay a round-trip fare for himself and his truck in order to move his produce one way.

Under the above schedule, if a truck farmer made two trips to the market per week (each trip taking three days) and took Sunday off, he would have no time at all to raise his crops.'

Thank you."

Senator Soares then rose to state, "I stand corrected. My statement should have been to vote against the resolution".

The motion was put by the Chair and carried, and, Roll Call having been requested, H.C.R. No. 19, H.D. 1,

S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE PROPOSED STATE FERRY SYSTEM", was adopted on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (George, Leopold, Saiki, Soares and Yee).

Standing Committee Report No. 1086-76 (H.B. No. 2999-76):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 1086-76 was adopted and H.B. No. 2999-76, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE AND EXEMPTIONS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1087-76 (Gov. Msg. No. 414):

Senator R. Wong moved that Stand. Com. Rep. No. 1087-76 be received and placed on file, seconded by Senator Yamasaki and carried.

Senator R. Wong then moved that the Senate advise and consent to the nomination of Gordon K. Uyeda to the Board of Trustees, Employees' Retirement System, seconded by Senator Yamasaki.

Roll Call having been ordered, the motion to advise and consent to the nomination of Gordon K. Uyeda, Board of Trustees, Employees' Retirement System, term to expire December 31, 1981, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 11:45 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:49 o'clock a.m.

Standing Committee Report No. 837-76 (Gov. Msg. No. 122):

Senator Nishimura moved that Stand. Com. Rep. No. 837-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Edna C. Kondo to the Board of Barbers, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Edna C. Kondo to the Board of Barbers, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 838-76 (Gov. Msg. No. 123):

Senator Nishimura moved that Stand. Com. Rep. No. 838-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Albert M. Costanios to the Board of Barbers, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Albert M. Costanios to the Board of Barbers, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 839-76 (Gov. Msg. No. 124):

Senator Nishimura moved that Stand. Com. Rep. No. 839-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Louis B. Oclaray to the Boxing Commission, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Louis B. Oclaray to the Boxing Commission, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 840-76 (Gov. Msg. No. 125):

Senator Nishimura moved that Stand. Com. Rep. No. 840-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Patrick L. Medeiros to the Cemetery and Mortuary Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Patrick L. Medeiros to the Cemetery and Mortuary Board, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 841-76 (Gov. Msg. No. 126):

Senator Nishimura moved that Stand. Com. Rep. No. 841-76 be received and placed on file, seconded by Senator O'Connor.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Dr. Lawrence Eustace to the Board of Chiropractic Examiners, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Dr. Lawrence Eustace to the Board of Chiropractic Examiners, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 842-76 (Gov. Msg. No. 132):

Senator Nishimura moved that Stand. Com. Rep. No. 842-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of George S. Shimada to the Collection Agency Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of George S. Shimada to the Collection Agency Board, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 843-76 (Gov. Msg. No. 133):

Senator Nishimura moved that Stand. Com. Rep. No. 843-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Robert M. Abe

to the Collection Agency Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Robert M. Abe to the Collection Agency Board, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 844-76 (Gov. Msg. No. 134):

Senator Nishimura moved that Stand. Com. Rep. No. 844-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Theodore Palisbo to the Collection Agency Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Theodore Palisbo to the Collection Agency Board, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 845-76 (Gov. Msg. No. 146):

Senator Nishimura moved that Stand. Com. Rep. No. 845-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Eudora A. Lee to the Board of Cosmetology, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Eudora A. Lee to the Board of Cosmetology, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 846-76 (Gov. Msg. No. 147):

Senator Nishimura moved that Stand. Com. Rep. No. 846-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved

that the Senate advise and consent to the nomination of Yoshie O. Ung to the Board of Cosmetology, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Yoshie O. Ung to the Board of Cosmetology, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 847-76 (Gov. Msg. No. 149):

Senator Nishimura moved that Stand. Com. Rep. No. 847-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Dr. Edward G. Maehara to the Board of Dental Examiners, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Dr. Edward G. Maehara to the Board of Dental Examiners, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 848-76 (Gov. Msg. No. 150):

Senator Nishimura moved that Stand. Com. Rep. No. 848-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Dr. Richard Shindo to the Board of Dental Examiners, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Dr. Richard Shindo to the Board of Dental Examiners, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 849-76 (Gov. Msg. No. 151):

Senator Nishimura moved that Stand. Com. Rep. No. 849-76 be received and placed on file, seconded by Senator

O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Stanley M. Takamine to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, term to expire December 31, 1979, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Stanley M. Takamine to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 850-76 (Gov. Msg. No. 152):

Senator Nishimura moved that Stand. Com. Rep. No. 850-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Calvin L.K. Ching to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Calvin L.K. Ching to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 851-76 (Gov. Msg. No. 153):

Senator Nishimura moved that Stand. Com. Rep. No. 851-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Roy H. Tanji to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Roy H. Tanji to

the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 852-76 (Gov. Msg. No. 159):

Senator Nishimura moved that Stand. Com. Rep. No. 852-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Calvin W.S. Lum to the Board of Veterinary Examiners, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Calvin W.S. Lum to the Board of Veterinary Examiners, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 853-76 (Gov. Msg. No. 160):

Senator Nishimura moved that Stand. Com. Rep. No. 853-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Nellie S.L. Chang to the Board of Pharmacy, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Nellie S.L. Chang to the Board of Pharmacy, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 854-76 (Gov. Msg. No. 161):

Senator Nishimura moved that Stand. Com. Rep. No. 854-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Dr. Abraham Tokioka to the Board of Examiners of Naturopathy, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Dr. Abraham Tokioka to the Board of Examiners of Naturopathy, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 855-76 (Gov. Msg. No. 162):

Senator Nishimura moved that Stand. Com. Rep. No. 855-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Dr. Walter T. Horne to the Board of Osteopathic Examiners, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Dr. Walter T. Horne to the Board of Osteopathic Examiners, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 856-76 (Gov. Msg. No. 170):

Senator Nishimura moved that Stand. Com. Rep. No. 856-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Angeline K. Among to the Board of Pardons and Pardons, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Angeline K. Among to the Board of Pardons and Pardons, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 857-76 (Gov. Msg. No. 171):

Senator Nishimura moved that Stand. Com. Rep. No. 857-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved

that the Senate advise and consent to the nomination of Schuyler F. Hoss to the Board of Pardons and Pardons, seconded by Senator O'Connor.

At this time, Senator Leopold rose to speak against the nomination, stating that "in my judgment, Mr. Hoss does not possess the qualifications to serve on the Board of Pardons and Pardons, as he's had no background in the area of corrections". He then reviewed the personal history of the nominee, which he stated was made available to him by the Governor's Office, noting that his work experience has been in the field of politics.

Senator Leopold continued by stating that "the personal history of those being nominated to important boards and commissions should be made available in the files of every committee member, as it is otherwise impossible to review their qualifications in depth". He added that "it is unfortunate that these important positions don't come to us until the waning hours of the Session--our busiest time". Senator Leopold then expressed his "dissatisfaction with the cursory manner in which we, as Senators, have fulfilled our advise and consent responsibilities. It is a very serious responsibility. We are not twenty-five rubber stamps--we have our own judgments".

Senator F. Wong then rose to speak in favor of the nominee, stating that he is personally familiar with Mr. Hoss's scholastic achievements and work performance, and is "most impressed". He added, "We are talking about a lay board, which should take into account all points of view. I think the fact he is young and would represent a point of view not presently being expressed on the Board, is an asset". He then asked that the Senate members confirm the nomination of Mr. Hoss.

At 11:55 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.

At this time, Senator Nishimura rose to speak as follows:

"Mr. President, as Chairman of the Committee on Judiciary, I would like to apologize for bringing down these names so late in the Session.

Unfortunately, we have a very busy Committee. Those who have watched the agenda for the past few days, will have noted the number of bills

and conference drafts we have acted on. Throughout this Session, we held hearings practically every day-- and we were able to hear only 25% of the bills and resolutions referred to the Committee on Judiciary. We tried our best to act as responsibly as we could in the time that we had.

The people nominated to these boards and commissions are not being nominated to pork positions. They are being nominated to positions of important responsibility.

I resent very much, Mr. President, the insinuation made on this floor that the Committee on Judiciary is rubber stamping these outstanding, eminently qualified nominees.

We have bent over backwards during the Session to accommodate the Minority to give them full opportunity to question witnesses. We have, as much as possible, held full and open public meetings.

I am presently satisfied that these nominees are qualified, and urge favorable votes."

Roll Call having been ordered, the motion to advise and consent to the nomination of Schuyler F. Hoss to the Board of Paroles and Pardons, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Leopold).

Standing Committee Report No. 858-76 (Gov. Msg. No. 172):

Senator Nishimura moved that Stand. Com. Rep. No. 858-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Thomas K. Hugo, Jr. to the Board of Paroles and Pardons, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Thomas K. Hugo, Jr. to the Board of Paroles and Pardons, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 859-76 (Gov. Msg. No. 233):

Senator Nishimura moved that Stand. Com. Rep. No. 859-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Karen L. Ah Mai to the Hawaii Public Broadcasting Authority, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Karen L. Ah Mai to the Hawaii Public Broadcasting Authority, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 860-76 (Gov. Msg. No. 234):

Senator Nishimura moved that Stand. Com. Rep. No. 860-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Damaris A. Kirchhofer to the CATV Advisory Committee, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Damaris A. Kirchhofer to the CATV Advisory Committee, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 861-76 (Gov. Msg. No. 235):

Senator Nishimura moved that Stand. Com. Rep. No. 861-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Dr. Richard A. Sanderson to the CATV Advisory Committee, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Dr. Richard A. Sanderson to the CATV Advisory Committee, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
862-76 (Gov. Msg. No. 236):

Senator Nishimura moved that Stand. Com. Rep. No. 862-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Jack C. Wada to the CATV Advisory Committee, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Jack C. Wada to the CATV Advisory Committee, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
863-76 (Gov. Msg. No. 237):

Senator Nishimura moved that Stand. Com. Rep. No. 863-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Robert M. Imose to the CATV Advisory Committee, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Robert M. Imose to the CATV Advisory Committee, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
864-76 (Gov. Msg. No. 238):

Senator Nishimura moved that Stand. Com. Rep. No. 864-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Steven S. Hirano to the CATV Advisory Committee, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Steven S. Hirano to the CATV Advisory Committee, term to expire December 31, 1977,

was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
865-76 (Gov. Msg. No. 239):

Senator Nishimura moved that Stand. Com. Rep. No. 865-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of George Matsuda to the Board of Public Accountancy, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of George Matsuda to the Board of Public Accountancy, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
866-76 (Gov. Msg. No. 240):

Senator Nishimura moved that Stand. Com. Rep. No. 866-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Efrain Andrews to the Board of Public Accountancy, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Efrain Andrews to the Board of Public Accountancy, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
867-76 (Gov. Msg. No. 241):

Senator Nishimura moved that Stand. Com. Rep. No. 867-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of John T. Vail to the Defender Council, seconded by Senator O'Connor.

Roll Call having been ordered,

the motion to advise and consent to the nomination of John T. Vail to the Defender Council, term to expire at the pleasure of the Governor, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 868-76 (Gov. Msg. No. 242):

Senator Nishimura moved that Stand. Com. Rep. No. 868-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Gilbert K. Hara to the Defender Council, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Gilbert K. Hara to the Defender Council, term to expire at the pleasure of the Governor, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 869-76 (Gov. Msg. No. 243):

Senator Nishimura moved that Stand. Com. Rep. No. 869-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Myrtle Mokiao to the Defender Council, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Myrtle Mokiao to the Defender Council, term to expire at the pleasure of the Governor, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 870-76 (Gov. Msg. No. 244):

Senator Nishimura moved that Stand. Com. Rep. No. 870-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of H.K. Bruss Keppeler to the Defender Council,

seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of H.K. Bruss Keppeler to the Defender Council, term to expire at the pleasure of the Governor, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 871-76 (Gov. Msg. No. 245):

Senator Nishimura moved that Stand. Com. Rep. No. 871-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Robert Y. Yamamoto to the Board of Dispensing Opticians, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Robert Y. Yamamoto to the Board of Dispensing Opticians, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 872-76 (Gov. Msg. No. 246):

Senator Nishimura moved that Stand. Com. Rep. No. 872-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Dr. Seizen Oshiro to the Board of Examiners in Optometry, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Dr. Seizen Oshiro to the Board of Examiners in Optometry, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 873-76 (Gov. Msg. No. 247):

Senator Nishimura moved that Stand. Com. Rep. No. 873-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Jeanne A. Woolf to the Board of Certification for Practicing Psychologists, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Jeanne A. Woolf to the Board of Certification for Practicing Psychologists, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 874-76 (Gov. Msg. No. 248):

Senator Nishimura moved that Stand. Com. Rep. No. 874-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Edward A. Berlin to the Board of Private Detectives and Guards, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Edward A. Berlin to the Board of Private Detectives and Guards, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 875-76 (Gov. Msg. No. 249):

Senator Nishimura moved that Stand. Com. Rep. No. 875-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Ah Kau Young to the Real Estate Commission, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Ah Kau Young to the Real Estate Commission, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 876-76 (Gov. Msg. No. 250):

Senator Nishimura moved that Stand. Com. Rep. No. 876-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Edwin H. Shiroma to the Real Estate Commission, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Edwin H. Shiroma to the Real Estate Commission, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 877-76 (Gov. Msg. No. 251):

Senator Nishimura moved that Stand. Com. Rep. No. 877-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Ralph S. Yagi to the Real Estate Commission, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Ralph S. Yagi to the Real Estate Commission, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 878-76 (Gov. Msg. No. 252):

Senator Nishimura moved that Stand. Com. Rep. No. 878-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Lynette N. Kajiwara to the Board of Speech Pathology and Audiology, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Lynette N. Kajiwara to the Board of Speech Pathology and Audiology, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
879-76 (Gov. Msg. No. 253):

Senator Nishimura moved that Stand. Com. Rep. No. 879-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Gaile A. Sykes to the Board of Speech Pathology and Audiology, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Gaile A. Sykes to the Board of Speech Pathology and Audiology, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
880-76 (Gov. Msg. No. 287):

Senator Nishimura moved that Stand. Com. Rep. No. 880-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of William T. Nishita to the Board of Massage, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of William T. Nishita to the Board of Massage, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
881-76 (Gov. Msg. No. 299):

Senator Nishimura moved that Stand. Com. Rep. No. 881-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Wilfred S. Nakakura to the Contractors License Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Wilfred S. Nakakura to the Contractors License Board, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
882-76 (Gov. Msg. No. 300):

Senator Nishimura moved that Stand. Com. Rep. No. 882-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Deen I. Morita to the Contractors License Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Deen I. Morita to the Contractors License Board, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
883-76 (Gov. Msg. No. 301):

Senator Nishimura moved that Stand. Com. Rep. No. 883-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Alan G. Meyers, Sr. to the Contractors License Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Alan G. Meyers, Sr. to the Contractors License Board, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
884-76 (Gov. Msg. No. 302):

Senator Nishimura moved that Stand. Com. Rep. No. 884-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of James F. Ventura to the Commission to Promote Uniform Legislation, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of James F. Ventura to the Commission to Promote Uniform

Legislation, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 885-76 (Gov. Msg. No. 357):

Senator Nishimura moved that Stand. Com. Rep. No. 885-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Stanley T. Tomono to the Board of Registration, Island of Hawaii, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Stanley T. Tomono to the Board of Registration, Island of Hawaii, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 886-76 (Gov. Msg. No. 358):

Senator Nishimura moved that Stand. Com. Rep. No. 886-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Floren시오 Mateo to the Board of Registration, Kauai and Niihau, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Floren시오 Mateo to the Board of Registration, Kauai and Niihau, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 887-76 (Gov. Msg. No. 359):

Senator Nishimura moved that Stand. Com. Rep. No. 887-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Richard N. Mato to the Board of Radiologic Technologists, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Richard N. Mato to the Board of Radiologic Technologists, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 888-76 (Gov. Msg. No. 360):

Senator Nishimura moved that Stand. Com. Rep. No. 888-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Tadayuki Yoshinaga to the Board of Pardons and Paroles, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Tadayuki Yoshinaga to the Board of Pardons and Paroles, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 889-76 (Gov. Msg. No. 365):

Senator Nishimura moved that Stand. Com. Rep. No. 889-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Teruo Hasegawa to the Board of Hearing Aid Dealers and Fitters, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Teruo Hasegawa to the Board of Hearing Aid Dealers and Fitters, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 890-76 (Gov. Msg. No. 366):

Senator Nishimura moved that Stand. Com. Rep. No. 890-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that

the Senate advise and consent to the nomination of Dennis T. Sekine to the Board of Hearing Aid Dealers and Fitters, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Dennis T. Sekine to the Board of Hearing Aid Dealers and Fitters, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 891-76 (Gov. Msg. No. 367):

Senator Nishimura moved that Stand. Com. Rep. No. 891-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Alan T. Doi to the Board of Hearing Aid Dealers and Fitters, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Alan T. Doi to the Board of Hearing Aid Dealers and Fitters, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 892-76 (Gov. Msg. No. 374):

Senator Nishimura moved that Stand. Com. Rep. No. 892-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Carrie L. Lindahl to the Commission on the Status of Women, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Carrie L. Lindahl to the Commission on the Status of Women, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 893-76 (Gov. Msg. No. 375):

Senator Nishimura moved that Stand. Com. Rep. No. 893-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Ronald K. Sakimura to the Commission on the Status of Women, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Ronald K. Sakimura to the Commission on the Status of Women, term to expire December 31, 1976, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 894-76 (Gov. Msg. No. 376):

Senator Nishimura moved that Stand. Com. Rep. No. 894-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Gwendolyn Y. Wahilani to the Commission on the Status of Women, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Gwendolyn Y. Wahilani to the Commission on the Status of Women, term to expire December 31, 1976, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 895-76 (Gov. Msg. No. 377):

Senator Nishimura moved that Stand. Com. Rep. No. 895-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of William G.S. Mau to the Commission on the Status of Women, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of William G.S. Mau to the Commission on the Status of Women, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
896-76 (Gov. Msg. No. 378):

Senator Nishimura moved that Stand. Com. Rep. No. 896-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Norbert K. Mendes to the Board of Registration, Island of Oahu, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Norbert K. Mendes to the Board of Registration, Island of Oahu, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
897-76 (Gov. Msg. No. 379):

Senator Nishimura moved that Stand. Com. Rep. No. 897-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Camille Y. Yamamoto to the Board of Registration, Island of Oahu, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Camille Y. Yamamoto to the Board of Registration, Island of Oahu, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
898-76 (Gov. Msg. No. 380):

Senator Nishimura moved that Stand. Com. Rep. No. 898-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Artemio Baxa to the Board of Registration, Maui, Molokai, Lanai and Kahoolawe, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Artemio Baxa to

the Board of Registration, Maui, Molokai, Lanai and Kahoolawe, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
899-76 (Gov. Msg. No. 399):

Senator Nishimura moved that Stand. Com. Rep. No. 899-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of T. Clifford Melim, Jr. to the Commission on Judicial Qualification, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of T. Clifford Melim, Jr. to the Commission on Judicial Qualification, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
900-76 (Gov. Msg. No. 400):

Senator Nishimura moved that Stand. Com. Rep. No. 900-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Robert L. Stevenson to the Commission on Judicial Qualification, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Robert L. Stevenson to the Commission on Judicial Qualification, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
901-76 (Gov. Msg. No. 401):

Senator Nishimura moved that Stand. Com. Rep. No. 901-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Helen H. Kaneshiro to the Defender Council, seconded

by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Helen H. Kaneshiro to the Defender Council, term to expire at the pleasure of the Governor, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 902-76 (Gov. Msg. No. 402):

Senator Nishimura moved that Stand. Com. Rep. No. 902-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Dr. Julia J. Tsuei to the Board of Acupuncture, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Dr. Julia J. Tsuei to the Board of Acupuncture, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 903-76 (Gov. Msg. No. 408):

Senator Nishimura moved that Stand. Com. Rep. No. 903-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Hiroshi Sakai to the Commission to Promote Uniform Legislation, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Hiroshi Sakai to the Commission to Promote Uniform Legislation, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 904-76 (Gov. Msg. No. 415):

Senator Nishimura moved that Stand. Com. Rep. No. 904-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Miles A. Kinley to the Cemetery and Mortuary Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Miles A. Kinley to the Cemetery and Mortuary Board, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 905-76 (Gov. Msg. No. 416):

Senator Nishimura moved that Stand. Com. Rep. No. 905-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Manuel P. Cabral to the Cemetery and Mortuary Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Manuel P. Cabral to the Cemetery and Mortuary Board, term to expire December 31, 1976, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 906-76 (Gov. Msg. No. 428):

Senator Nishimura moved that Stand. Com. Rep. No. 906-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of George R. Rodrigues, Jr. to the Board of Electricians and Plumbers, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of George R. Rodrigues, Jr. to the Board of Electricians and Plumbers, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 907-76 (Gov. Msg. No. 437):

Senator Nishimura moved that Stand. Com. Rep. No. 907-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Harvey T. Kodama to the Motor Vehicle Industry Licensing Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Harvey T. Kodama to the Motor Vehicle Industry Licensing Board, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 908-76 (Gov. Msg. No. 438):

Senator Nishimura moved that Stand. Com. Rep. No. 908-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of James Okada, Jr. to the Motor Vehicle Industry Licensing Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of James Okada, Jr. to the Motor Vehicle Industry Licensing Board, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 909-76 (Gov. Msg. No. 439):

Senator Nishimura moved that Stand. Com. Rep. No. 909-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Allan S. Totoki to the Motor Vehicle Repair Industry Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Allan S. Totoki to the Motor Vehicle Repair Industry Board, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 910-76 (Gov. Msg. No. 440):

Senator Nishimura moved that Stand. Com. Rep. No. 910-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Akira Sato to the Motor Vehicle Repair Industry Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Akira Sato to the Motor Vehicle Repair Industry Board, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 911-76 (Gov. Msg. No. 441):

Senator Nishimura moved that Stand. Com. Rep. No. 911-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Jesse W. Baker, Jr. to the Motor Vehicle Repair Industry Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Jesse W. Baker, Jr. to the Motor Vehicle Repair Industry Board, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 912-76 (Gov. Msg. No. 442):

Senator Nishimura moved that Stand. Com. Rep. No. 912-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Edwin I. Cleveland to the Motor Vehicle Repair Industry Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Edwin I. Cleveland

to the Motor Vehicle Repair Industry Board, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 913-76 (Gov. Msg. No. 443):

Senator Nishimura moved that Stand. Com. Rep. No. 913-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Eric G. Romanchak to the Motor Vehicle Repair Industry Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Eric G. Romanchak to the Motor Vehicle Repair Industry Board, term to expire December 31, 1976, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 914-76 (Gov. Msg. No. 444):

Senator Nishimura moved that Stand. Com. Rep. No. 914-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Margaret S. Priest to the Motor Vehicle Repair Industry Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Margaret S. Priest to the Motor Vehicle Repair Industry Board, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 915-76 (Gov. Msg. No. 445):

Senator Nishimura moved that Stand. Com. Rep. No. 915-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that the Senate advise and consent to the nomination of Lehua Conrad to the Motor Vehicle Repair Industry

Board, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Lehua Conrad to the Motor Vehicle Repair Industry Board, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 916-76 (Gov. Msg. Nos. 348, 349, 350, 351, 352, 353, 354, 355 and 356):

Senator F. Wong moved that Stand. Com. Rep. No. 916-76 be received and placed on file, seconded by Senator Hara and carried.

Senator F. Wong then moved that the Senate advise and consent to the nominations of Shinsei Miyasato, James R. Carras, Charles W. Duke, Colette Y. Machado, Carol B. Whitesell, Edward K. Yanai, Mitsuo Oura, Stanley S. Sakahashi and Eddie Tangen to the Land Use Commission, seconded by Senator Hara.

Roll Call having been ordered, the motion to advise and consent to the nominations to the Land Use Commission as follows:

Shinsei Miyasato, term to expire December 31, 1979;

James R. Carras, term to expire December 31, 1979;

Charles W. Duke, term to expire December 31, 1978;

Colette Y. Machado, term to expire December 31, 1978;

Carol B. Whitesell, term to expire December 31, 1977;

Edward K. Yanai, term to expire December 31, 1977;

Mitsuo Oura, term to expire December 31, 1976;

Stanley S. Sakahashi, term to expire December 31, 1976; and

Eddie Tangen, term to expire December 31, 1976,

was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
917-76 (Gov. Msg. No. 406):

Senator F. Wong moved that Stand. Com. Rep. No. 917-76 be received and placed on file, seconded by Senator Hara and carried.

Senator F. Wong then moved that the Senate advise and consent to the nomination of Mutsuo Hashimoto to the Commission on the Year 2000, seconded by Senator Hara.

Roll Call having been ordered, the motion to advise and consent to the nomination of Mutsuo Hashimoto to the Commission on the Year 2000, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
918-76 (Gov. Msg. No. 407):

Senator F. Wong moved that Stand. Com. Rep. No. 918-76 be received and placed on file, seconded by Senator Hara and carried.

Senator F. Wong then moved that the Senate advise and consent to the nomination of Pam F. Huch to the Commission on Population and the Hawaiian Future, seconded by Senator Hara.

Roll Call having been ordered, the motion to advise and consent to the nomination of Pam F. Huch to the Commission on Population and the Hawaiian Future, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
919-76 (Gov. Msg. No. 454):

Senator F. Wong moved that Stand. Com. Rep. No. 919-76 be received and placed on file, seconded by Senator Hara and carried.

Senator F. Wong then moved that the Senate advise and consent to the nomination of Paul Romias to the Pest Control Board, seconded by Senator Hara.

Roll Call having been ordered, the motion to advise and consent to the nomination of Paul Romias to the Pest Control Board, term to expire December 31, 1979, was put by the Chair and carried on the following

showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2160-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 2160-76, entitled: "A BILL FOR AN ACT RELATING TO STADIUMS AND AMENDING CHAPTER 109, HAWAII REVISED STATUTES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (George and Saiki).

Standing Committee Report No.
948-76 (H.B. No. 846):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 948-76 was adopted and H.B. No. 846, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE LICENSES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Anderson).

Standing Committee Report No.
949-76 (H.B. No. 1413):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 949-76 was adopted and H.B. No. 1413, entitled: "A BILL FOR AN ACT RELATING TO FEES AND ACTIONS FOR RECOVERY OF LOSS OF LAND", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
950-76 (H.B. No. 2147-76):

By unanimous consent, action on Stand. Com. Rep. No. 950-76 and H.B. No. 2147-76 was deferred to the end of the calendar.

House Bill No. 2159-76:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, H.B. No. 2159-76, entitled: "A BILL FOR AN ACT RELATING TO PETTY CASH FUNDS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2161-76, H.D. 1:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, H.B. No. 2161-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 953-76 (H.B. No. 2230-76):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 953-76 was adopted and H.B. No. 2230-76, entitled: "A BILL FOR AN ACT RELATING TO FEES APPLICABLE TO PRACTICING PSYCHOLOGISTS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 954-76 (H.B. No. 2167-76):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 954-76 was adopted and H.B. No. 2167-76, entitled: "A BILL FOR AN ACT RELATING TO THE SANITATION AND RECLAMATION EXPERT UNDER HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2220-76:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, H.B. No. 2220-76, 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, 25. Noes, none.

House Bill No. 2101-76, H.D. 1:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, H.B. No. 2101-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUDIT AND ACCOUNTING", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2137-76:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, H.B. No. 2137-76, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC MONEY AND PUBLIC CONTRACTS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 958-76 (H.B. No. 2246-76):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 958-76 was adopted and H.B. No. 2246-76, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTION OF THE CAMPUS CENTER SPECIAL FUND, UNIVERSITY OF HAWAII", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 959-76 (H.B. No. 2300-76, H.D. 2):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 959-76 was adopted and H.B. No. 2300-76, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2023-76:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, H.B. No. 2023-76, entitled: "A BILL FOR AN ACT RELATING TO THE DEDUCTION OF EXPENSES FOR HOUSEHOLD AND DEPENDENT CARE", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 961-76 (H.B. No. 2302-76, H.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 961-76 was adopted and H.B. No. 2302-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE", having been read throughout, passed Third Reading on the following showing

of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2998-76:

On motion by Senator R. Wong, seconded by Senator Yamasaki 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", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hara and Kuroda).

Standing Committee Report No. 963-76 (H.B. No. 2375-76, H.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 963-76 was adopted and 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", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2846-76, H.D. 1:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, H.B. No. 2846-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 965-76 (H.B. No. 3162-76, H.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 965-76 was adopted and 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", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1508, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 1508, H.D. 1, S.D. 1, was deferred to the end of the calendar.

Senate Bill No. 1899-76, 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. 1899-76, S.D. 2, and 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", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conference Committee Report No. 18-76 (S.B. No. 2139-76, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 18-76 and S.B. No. 2139-76, S.D. 1, H.D. 1, C.D. 1, was deferred to the end of the calendar.

Conference Committee Report No. 22-76 (S.B. No. 2294-76, S.D. 2, H.D. 2, C.D. 1):

Senator Chong moved that Conf. Com. Rep. No. 22-76 be adopted and S.B. No. 2294-76, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator R. Wong.

At this time, Senator Chong rose to explain that "the Committee on Conference wanted to establish legislation to begin the process for grass roots health planning, in the form of sub-area councils, and essentially accepted the Senate's concept without an appropriation at this time". He added that the Senate "has sent over to the House a bill appropriating \$150,000 to provide funding".

The motion was put by the Chair and carried, and Conf. Com. Rep. No. 22-76 was adopted and S.B. No. 2294-76, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE HEALTH PLANNING", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Ching and Kawasaki).

Conference Committee Report No. 23-76 (H.B. No. 3248-76, H.D. 1, S.D. 1, C.D. 1):

Senator Chong moved that Conf. Com. Rep. No. 23-76 be adopted and H.B. No. 3248-76, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator R. Wong.

At this time, Senator Chong rose to speak in favor of the measure as follows:

"Mr. President, this bill amends Act 198, Session Laws of Hawaii, 1975, which created an independent Developmental Disabilities Council with commission status in the Office of the Governor to effectively monitor, evaluate and plan for services to the developmentally disabled.

The major amendments relate to the following points:

1. The Developmental Disabilities Council is placed in the Department of Health, instead of the Governor's Office, for administrative purposes only. In addition, your Committee on Health has mandated the Council to advise and submit reports not only to the Governor, the Legislature and the Department of Health, but also to all department heads concerned with services to the developmentally disabled.
2. The definition of developmental disability is broadened to conform with Federal guidelines.
3. Most importantly, your Senate Committee on Health made a number of changes to the House draft relating to the duties and powers of the Council. For example, your Committee restored to the Council the responsibility to 'monitor the decentralization of Waimano Training School and Hospital by insuring that each resident transferred from Waimano has an individualized program at least equal to that which he or she might be expected to receive at Waimano'. This a major responsibility that would be difficult to overemphasize.

Mr. President, I feel this Body can justly be proud of the work that has been done recently in the area of planning for services to the developmentally disabled. Both your Ways and Means and Health Committees have done all possible to improve services in this much needed area.

In the past we have turned our eyes away from the unpleasant realities of mental and physical handicaps. We were sincerely benevolent in our paternalism toward the disadvantaged,

but we have increasingly come to realize that the pattern of services which treat people as unable to care for themselves runs the risk of becoming a self-fulfilling prophecy. The handicapped person may, in fact, become literally incompetent by virtue of society's failure to provide the benefits available to 'normal' people. We have thought that it was cheaper and better to legislate the handicapped out of participation in society and normal living patterns.

We now know that it was neither cheaper nor better to institutionalize the majority of the developmentally disabled.

At this point in history we are embarking upon a new era in the treatment of handicapped persons, particularly those suffering from mental retardation.

Your Committee studied these matters during the 1975 Interim, and followed closely the planning of the Developmental Disabilities Council and the Department of Health.

During the 1976 Interim, your Committee on Health intends to delve into the most difficult steps ahead as we attempt to:

1. Develop individualized treatment plans for each institutionalized person;
2. Encourage the growth of community-based services and group homes; and
3. Evaluate steps being taken to insure the logical and orderly progression of persons leaving Waimano.

To insure the success of de-institutionalization, we will have to plan carefully, evaluate carefully and oversee carefully. Your Committee on Health intends to accept a portion of this responsibility during the Interim.

I urge all members of this honorable Body to vote for this Conference draft."

The motion was put by the Chair and carried, and Conf. Com. Rep. No. 23-76 was adopted and H.B. No. 3248-76, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AMENDMENTS TO THE DEVELOPMENTAL DISABILITIES LAW", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conference Committee Report No. 31-76 (S.B. No. 2709-76, S.D. 2, H.D. 1, C.D. 1):

Senator Chong moved that Conf. Com. Rep. No. 31-76 be adopted and S.B. No. 2709-76, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Nishimura.

At this time, Senator Chong rose to speak in favor of the measure as follows:

"Mr. President, I hesitate to speak, because this is a piece of legislation that is impossible to summarize and difficult, at this point, to judge.

The most critical portions of the bill deal with the establishment of procedures for the involuntary commitment and eventual discharge of persons considered to be suffering from substance abuse or mental illness.

Mr. President, your Committee on Health began consideration of the issues involved following an Interim hearing to explore the implications for Hawaii of the recent Supreme Court ruling on issues relating to the legal status of the mentally ill and right to treatment.

In June, 1975, in the case of Donaldson vs. O'Connor, the Supreme Court found that 'involuntary commitment to a mental hospital, like the involuntary confinement of an individual for any reason, is a deprivation of liberty which the State cannot accomplish without due process of law'.

The Court further supported a constitutional right to treatment. 'To deprive any citizen of his or her liberty upon the altruistic theory that the confinement is for humane therapeutic reasons and then fail to provide adequate treatment, violates the very fundamentals of due process.'

The conclusion must be that with respect to individuals who are not physically dangerous, a state may not confine that person except for the purpose of providing treatment beyond custodial care.

Subsequently, on February 24, 1976...right in the middle of this Session, Mr. President...Judge King ruled certain sections of the Hawaii Revised Statutes, as written and applied, to be in violation of the due process clause of the Fourteenth Amendment.

Your Committee further found that

recent State and Federal court decisions have:

1. Required clarification of procedures relating to involuntary civil commitment, where there has been no violation of the law;
2. Supported the right to treatment, as opposed to merely providing custodial care; and
3. Given the State the responsibility of providing a continuum of treatment facilities running from more to less restrictive, thereby providing civil commitment to the least restrictive alternative.

The courts have found that the criteria for involuntary civil commitment must be based upon dangerousness to others, self or property. In such cases where no crime has been committed, a decision must be made regarding the likelihood of dangerousness. Given the present state of the art (or science) of psychiatry, it is quite generally admitted that 'dangerousness' is extremely difficult to predict. Therefore, all those who have been considering proposed legislation in this area, have continually found themselves impaled on the horns of a dilemma balancing the constitutional rights of individuals and the protection of society from those deemed to be potentially dangerous--in the face of not being very good at predicting dangerousness.

Mr. President, this is just one of the difficult issues that we have had to struggle with in this legislation.

For the record, let me briefly enumerate just some of the major dilemmas:

1. There is a question regarding those persons who may initiate the action for an exparte order, directing a police officer or other suitable individual to take the person into custody and deliver him to the nearest facility for examination and treatment. Mr. President, the present draft would allow certain professional people and 'any State or County employee in the course of his employment' to initiate such court order. The judge may issue the order on the basis of a telephone conversation, perhaps in the middle of the night. Under certain circumstances, a person might be held involuntarily up to fourteen days. I feel that this provision will have to be more thoroughly evaluated as we gain experience under this bill.

2. Regarding commitment of minors to psychiatric facilities, the proposed legislation assumes that all minors under the age of fifteen are 'voluntary' admissions. This may be an entirely unwarranted assumption. Testimony was presented that all minors being committed to a psychiatric facility ought to be appointed an independent spokesman and given this added protection because of the seriousness of a child being committed to a psychiatric facility during the formative years of his life. The Family Court recommended that the age of twelve be used. We feel this area will require further investigation.

3. Another concern, Mr. President, is in regard to the goal of providing commitment facilities less restrictive than hospitalization. The recent decision of Dixon vs. Weinberger stated that the government must establish a continuum of treatment facilities running from more to less restrictive. The bill before us allows for hospitalization when no less restrictive alternative exists, but as we look toward making decisions regarding accreditation of the State Hospital at Kaneohe, we must concern ourselves with such decisions as Dixon vs. Weinberger and Donaldson vs. O'Connor.

4. There are a number of other questions, Mr. President, regarding this bill, but I will mention just one more to indicate the kinds of problems or potential problems associated with such legislation. I refer to questions relating to dangerousness, the use of medication in treatment and the resulting determinations as to when confinement is no longer necessary.

There is still a great deal of work that will need to be done in subsequent sessions in this area of mental health and the law. However, Mr. President, we are satisfied that the most urgent needs for legislation and procedures providing due process and the protection of liberties have been met by Senate Bill No. 2709-76, S.D. 2, H.D. 1, C.D. 1.

It is essential that this bill pass this Session because, at the present time, there are no enforceable procedures for involuntary commitment, and no involuntary admissions are being processed, even by the State Hospital, beyond forty-eight hours.

Mr. President, my own staff has had to try and help a constituent in

a situation which appeared to be dangerous. The family was presented with the following options by those providing mental health services:

1. Commit the person for forty-eight hours and run the risk that he will be even more dangerous and angry when released;
2. Press criminal charges against a member of their own family; or
3. Wait until this bill passes and procedures are established, and pray that nothing serious happens in the meantime.

In Senate Bill No. 2709-76, S.D. 2, H.D. 1, C.D. 1, the burden for involuntary commitment has been shifted from the physician to the courts; procedures have been worked out in detail for the orderly processing of such cases.

Under the direction of Judge King's decision in the case of Suzuki vs. Quisenberry, we have shifted from the medical model to the legal model in civil commitment cases. Judge King presented sound reasons for this shift.

However, Mr. President, I must suggest that this is a shifting of the emphasis and problems from one foot to another. It remains to be seen whether we have created more problems than we have solved.

I must emphasize, Mr. President, how important it will be to monitor and evaluate the impact of this legislation during the Interim.

I urge all members to vote for this Conference draft."

The motion was put by the Chair and carried, and Conf. Com. Rep. No. 31-76 was adopted and S.B. No. 2709-76, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 735-76 (H.B. No. 1441, H.D. 3):

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 735-76 was adopted and H.B. No. 1441, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO NIGHT HUNTING

OF BIRDS AND MAMMALS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 736-76 (H.B. No. 2904-76, H.D. 1):

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 736-76 was adopted and H.B. No. 2904-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 737-76 (H.B. No. 3108-76):

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 737-76 was adopted and H.B. No. 3108-76, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 331, H.D. 1:

By unanimous consent, action on H.B. No. 331, H.D. 1, was deferred to the end of the calendar.

House Bill No. 1247, H.D. 1:

By unanimous consent, action on H.B. No. 1247, H.D. 1, was deferred to the end of the calendar.

House Bill No. 1411:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 1411, entitled: "A BILL FOR AN ACT RELATING TO SEPARATION", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1776:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 1776, entitled: "A BILL FOR AN ACT RELATING TO CITIZENSHIP AND RESIDENCE REQUIREMENTS FOR GOVERNMENT OFFICIALS

AND EMPLOYEES AND AMENDING CHAPTER 78, HAWAII REVISED STATUTES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2151-76:

Senator Nishimura moved that H.B. No. 2151-76, having been read throughout, pass Third Reading, seconded by Senator O'Connor.

At this time, Senator Kawasaki rose to speak in opposition of the measure, stating that he has been "informed by members of the Police Department that this will definitely be an impediment to law enforcement. There are individuals who have a history of criminal behaviour, but somehow have been able to avoid actual conviction. Therefore, all information regarding these people is of great importance to the police. For that reason, I have consistently voted against measures of this nature".

The motion was put by the Chair and carried, and H.B. No. 2151-76, entitled: "A BILL FOR AN ACT RELATING TO THE EXPUNGEMENT OF ARREST RECORDS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Anderson, Henderson, Hulten, Kawasaki, Kuroda and Yee).

House Bill No. 2224-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 2224-76, entitled: "A BILL FOR AN ACT RELATING TO AUDITED STATEMENTS OF INDUSTRIAL LOAN COMPANIES ISSUING INVESTMENT CERTIFICATES OR DEBENTURES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2231-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 2231-76, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR CERTAIN PROFESSIONAL AND VOCATIONAL LICENSES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Anderson).

House Bill No. 2235-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 2235-76, entitled: "A BILL FOR AN ACT RELATING TO PRISON CONTRABAND", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2554-76:

By unanimous consent, action on H.B. No. 2554-76 was deferred to the end of the calendar.

House Bill No. 2612-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 2612-76, entitled: "A BILL FOR AN ACT RELATING TO THE REAL ESTATE RECOVERY FUND", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2613-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 2613-76, entitled: "A BILL FOR AN ACT RELATING TO THE CONTRACTORS RECOVERY FUND", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2824-76, H.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 2824-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CREDIT LIFE INSURANCE", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2878-76, H.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 2878-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE INSURANCE ADMINISTRATION", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2891-76, H.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 2891-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SERVICE OF HEARING NOTICES BY REGULATORY BOARDS AND COMMISSIONS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2892-76, H.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 2892-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 3040-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 3040-76, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL CONTEMPT", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 3043-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 3043-76, entitled: "A BILL FOR AN ACT RELATING TO CIVIL ACTIONS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 3095-76, H.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 3095-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 3096-76, H.D. 1:

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

carried, H.B. No. 3096-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 3099-76, H.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 3099-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INTAKE SERVICE CENTER ADVISORY BOARD", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 3110-76, H.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 3110-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 3126-76, H.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 3126-76, H.D. 1, entitled: "A BILL FOR AN ACT AMENDING CHAPTER 92, HAWAII REVISED STATUTES, RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2960-76:

On motion by Senator Toyofuku, seconded by Senator Young and carried, H.B. No. 2960-76, entitled: "A BILL FOR AN ACT RELATING TO OVERTIME COMPENSATION FOR PUBLIC OFFICERS AND EMPLOYEES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 3107-76, H.D. 1:

On motion by Senator F. Wong, seconded by Senator Hulten and carried, H.B. No. 3107-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

HOTEL RESERVATIONS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hara).

FINAL READING

Conference Committee Report No. 40-76 (H.B. No. 2335-76, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Young, seconded by Senator R. Wong and carried, Conf. Com. Rep. No. 40-76 was adopted and H.B. No. 2335-76, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conference Committee Report No. 41-76 (S.B. No. 2394-76, S.D. 1, H.D. 1, C.D. 1):

Senator Young moved that Conf. Com. Rep. No. 41-76 be adopted and S.B. No. 2394-76, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator R. Wong.

At this time, Senator Young rose to speak in favor of the measure as follows:

"Mr. President, this bill would establish the Hawaii Community Development Authority, a State agency responsible for planning, coordinating, and implementing the redevelopment and renewal of areas of our State deemed appropriate for such activity by the Legislature.

Mr. President, I have long been concerned that our policies and programs have not addressed a key issue: How can we, in these rapidly changing times, assure our children of having good communities to live in? How can we have reasonably priced, high quality housing for all of our people, but, at the same time, ensure that residents have adequate parks and playgrounds, efficient transportation facilities, nearby shopping, services and employment opportunities, and all other aspects of a good community.

Building good communities requires the cooperation of numerous State and County agencies, and the private sector--although sometimes it seems as though each acts from its own, narrow perspective of how best to meet its own special needs.

There have been those who fear that the Hawaii Community Development Authority will become a 'super agency', trampling over boundaries between State and County land use jurisdiction. We have considered these issues carefully, and have so structured this bill to maintain the strictest fiscal and program accountability.

Part II of this bill designates the Kakaako area of Honolulu as the first community development district. We can see for ourselves the exciting potential of Kakaako to become a "new town" in the city, bringing together home, work, and play in a manner we have not yet accomplished elsewhere.

If we can help to make Kakaako a model for urban neighborhoods in Hawaii, we may find answers to some of the issues that have troubled us: How to save our precious agricultural lands and how to build for our future without destroying our heritage of natural beauty.

It is with great pride, Mr. President, that I salute the conferees, including the members of our Committee on Housing and Hawaiian Homes, who have worked so diligently to bring this bill to us today.

Mr. President, this bill is not an end, but rather it is a beginning. All must work together, seeing it through the many challenges that lie ahead.

It is with pride and humility that I ask this Body to take the first step."

Senator O'Connor also rose to speak in favor of the bill, explaining that "the power of condemnation has been limited to the acquisition of property for public facilities".

The motion was put by the Chair and carried, and Conf. Com. Rep. No. 41-76 was adopted and S.B. No. 2394-76, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (George, King, Leopold, Saiki and Soares).

Conference Committee Report No. 42-76 (H.B. No. 2949-76, S.D. 2, C.D. 1):

On motion by Senator Young, seconded by Senator R. Wong and carried, Conf. Com. Rep. No. 42-76 was adopted and H.B. No. 2949-76, S.D. 2,

C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conference Committee Report No. 43-76 (H.B. No. 3230-76, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Young, seconded by Senator R. Wong and carried, Conf. Com. Rep. No. 43-76 was adopted and H.B. No. 3230-76, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING FOR THE ELDERLY", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 968-76 (Gov. Msg. No. 129):

Senator Toyofuku moved that Stand. Com. Rep. No. 968-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Michael Kitagawa to the Civil Service Commission, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Michael Kitagawa to the Civil Service Commission, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 969-76 (Gov. Msg. No. 130):

Senator Toyofuku moved that Stand. Com. Rep. No. 969-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Thomas K. Sing to the Civil Service Commission, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Thomas K. Sing to the Civil Service Commission, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
970-76 (Gov. Msg. No. 131):

Senator Toyofuku moved that Stand. Com. Rep. No. 970-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Robert B. Raneses to the Civil Service Commission, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Robert B. Raneses to the Civil Service Commission, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
971-76 (Gov. Msg. No. 191):

Senator Toyofuku moved that Stand. Com. Rep. No. 971-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of James T. Nishi to the Commission on Aging, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of James T. Nishi to the Commission on Aging, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
972-76 (Gov. Msg. No. 192):

Senator Toyofuku moved that Stand. Com. Rep. No. 972-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Reverend Franco Manuel to the Commission on Aging, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Reverend Franco Manuel to the Commission on Aging, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
973-76 (Gov. Msg. No. 193):

Senator Toyofuku moved that Stand. Com. Rep. No. 973-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Albert K. Sing to the Commission on Aging, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Albert K. Sing to the Commission on Aging, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
974-76 (Gov. Msg. No. 194):

Senator Toyofuku moved that Stand. Com. Rep. No. 974-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Jane F. Takamine to the Commission on Aging, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Jane F. Takamine to the Commission on Aging, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
975-76 (Gov. Msg. No. 195):

Senator Toyofuku moved that Stand. Com. Rep. No. 975-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Sung Dai Seu to the Commission on Aging, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Sung Dai Seu to the Commission on Aging, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
976-76 (Gov. Msg. No. 196):

Senator Toyofuku moved that Stand. Com. Rep. No. 976-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Larry Ronson to the Commission on Aging, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Larry Ronson to the Commission on Aging, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
977-76 (Gov. Msg. No. 197):

Senator Toyofuku moved that Stand. Com. Rep. No. 977-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Rabbi Julius J. Nodell to the Commission on Aging, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Rabbi Julius J. Nodell to the Commission on Aging, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
978-76 (Gov. Msg. No. 203):

Senator Toyofuku moved that Stand. Com. Rep. No. 978-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Reverend O. W. Efurud, Jr. to the Board of Trustees, Hawaii Public Employees' Health Fund, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Reverend O. W. Efurud, Jr. to the Board of Trustees, Hawaii Public Employees' Health Fund, term to expire December 31,

1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
979-76 (Gov. Msg. No. 204):

Senator Toyofuku moved that Stand. Com. Rep. No. 979-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Haruto Tanabe to the Board of Trustees, Hawaii Public Employees' Health Fund, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Haruto Tanabe to the Board of Trustees, Hawaii Public Employees' Health Fund, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
980-76 (Gov. Msg. No. 205):

Senator Toyofuku moved that Stand. Com. Rep. No. 980-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Melvin M. Higa to the Board of Trustees, Hawaii Public Employees' Health Fund, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Melvin M. Higa to the Board of Trustees, Hawaii Public Employees' Health Fund, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
981-76 (Gov. Msg. No. 206):

Senator Toyofuku moved that Stand. Com. Rep. No. 981-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Walter P. Yim to the Board of Trustees, Hawaii Public Employees' Health Fund, seconded

by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Walter P. Yim to the Board of Trustees, Hawaii Public Employees' Health Fund, term to expire December 31, 1976, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 982-76 (Gov. Msg. No. 226):

Senator Toyofuku moved that Stand. Com. Rep. No. 982-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Juliette S. H. Ling to the Commission on Children and Youth, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Juliette S. H. Ling to the Commission on Children and Youth, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 983-76 (Gov. Msg. No. 227):

Senator Toyofuku moved that Stand. Com. Rep. No. 983-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Betty T. Matsumura to the Commission on Children and Youth, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Betty T. Matsumura to the Commission on Children and Youth, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 984-76 (Gov. Msg. No. 228):

Senator Toyofuku moved that Stand. Com. Rep. No. 984-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Paul Pladera to the Commission on Children and Youth, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Paul Pladera to the Commission on Children and Youth, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 985-76 (Gov. Msg. No. 229):

Senator Toyofuku moved that Stand. Com. Rep. No. 985-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Tom T. Nekota to the Commission on Children and Youth, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Tom T. Nekota to the Commission on Children and Youth, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 986-76 (Gov. Msg. No. 230):

Senator Toyofuku moved that Stand. Com. Rep. No. 986-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Josephine S. Chay to the Commission on Children and Youth, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Josephine S. Chay to the Commission on Children and Youth, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 987-76 (Gov. Msg. No. 231):

Senator Toyofuku moved that Stand.

Com. Rep. No. 987-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Patrick L. Drumeller to the Commission on Children and Youth, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Patrick L. Drumeller to the Commission on Children and Youth, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 988-76 (Gov. Msg. No. 232):

Senator Toyofuku moved that Stand. Com. Rep. No. 988-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Douglas H. Kaya, Jr. to the Commission on Children and Youth, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Douglas H. Kaya, Jr. to the Commission on Children and Youth, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes;

Ayes, 25. Noes, none.

Standing Committee Report No. 989-76 (Gov. Msg. No. 288):

Senator Toyofuku moved that Stand. Com. Rep. No. 989-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Gil Penaranda to the Board of Social Services and Housing, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Gil Penaranda to the Board of Social Services and Housing, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 990-76 (Gov. Msg. No. 289):

Senator Toyofuku moved that Stand. Com. Rep. No. 990-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Christine K. Anthony to the Board of Social Services and Housing, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Christine K. Anthony to the Board of Social Services and Housing, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 991-76 (Gov. Msg. No. 290):

Senator Toyofuku moved that Stand. Com. Rep. No. 991-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Kenneth Y. Yoshimura to the Board of Social Services and Housing, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Kenneth Y. Yoshimura to the Board of Social Services and Housing, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 992-76 (Gov. Msg. No. 291):

Senator Toyofuku moved that Stand. Com. Rep. No. 992-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Ernest D. Libarios to the Board of Social Services and Housing, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Ernest D. Libarios to the Board of Social Services and Housing, term to expire December 31, 1979, was put by the Chair and carried on the following showing of

Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
993-76 (Gov. Msg. No. 292):

Senator Toyofuku moved that Stand. Com. Rep. No. 993-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Francis J. Kennedy, Jr. to the Hawaii Employment Relations Board, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Francis J. Kennedy, Jr. to the Hawaii Employment Relations Board, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
994-76 (Gov. Msg. No. 293):

Senator Toyofuku moved that Stand. Com. Rep. No. 994-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Stanley Ling to the Hawaii Employment Relations Board, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Stanley Ling to the Hawaii Employment Relations Board, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
995-76 (Gov. Msg. No. 294):

Senator Toyofuku moved that Stand. Com. Rep. No. 995-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Laura D. Wong to the Board of Vocational Rehabilitation, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Laura D. Wong

to the Board of Vocational Rehabilitation, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
996-76 (Gov. Msg. No. 295):

Senator Toyofuku moved that Stand. Com. Rep. No. 996-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Dora Tong to the Board of Vocational Rehabilitation, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Dora Tong to the Board of Vocational Rehabilitation, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
997-76 (Gov. Msg. No. 296):

Senator Toyofuku moved that Stand. Com. Rep. No. 997-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Frederick K. Lee to the Board of Vocational Rehabilitation, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Frederick K. Lee to the Board of Vocational Rehabilitation, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
998-76 (Gov. Msg. No. 297):

Senator Toyofuku moved that Stand. Com. Rep. No. 998-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Charles T. Akama to the Board of Vocational Rehabilitation, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Charles T. Akama to the Board of Vocational Rehabilitation, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 999-76 (Gov. Msg. No. 384):

Senator Toyofuku moved that Stand. Com. Rep. No. 999-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Kenichi Kamimura to the Advisory Commission on Manpower and Full Employment, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Kenichi Kamimura to the Advisory Commission on Manpower and Full Employment, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1000-76 (Gov. Msg. No. 385):

Senator Toyofuku moved that Stand. Com. Rep. No. 1000-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Harold M. Nakakura to the Advisory Commission on Manpower and Full Employment, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1001-76 (Gov. Msg. No. 386):

Senator Toyofuku moved that Stand. Com. Rep. No. 1001-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Thomas J. Price to the Advisory Commission on Manpower and Full Employment, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Thomas J. Price to the Advisory Commission on Manpower and Full Employment, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1002-76 (Gov. Msg. No. 387):

Senator Toyofuku moved that Stand. Com. Rep. No. 1002-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Evalani Machado to the Advisory Commission on Manpower and Full Employment, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Evalani Machado to the Advisory Commission on Manpower and Full Employment, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1003-76 (Gov. Msg. No. 388):

Senator Toyofuku moved that Stand. Com. Rep. No. 1003-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Gerald Pang-Ching to the Advisory Commission on Manpower and Full Employment, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Gerald Pang-Ching to the Advisory Commission on Manpower and Full Employment, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1004-76 (Gov. Msg. No. 446):

Senator Toyofuku moved that Stand. Com. Rep. No. 1004-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Mack H. Hamada to the Hawaii Public Employment Relations Board, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Mack H. Hamada to the Hawaii Public Employment Relations Board, term to expire December 31, 1981, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1005-76 (Gov. Msg. No. 447):

Senator Toyofuku moved that Stand. Com. Rep. No. 1005-76 be received and placed on file, seconded by Senator Young and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Ruth M. Ono to the Board of Vocational Rehabilitation, seconded by Senator Young.

Roll Call having been ordered, the motion to advise and consent to the nomination of Ruth M. Ono to the Board of Vocational Rehabilitation, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1006-76 (Gov. Msg. No. 224):

Senator F. Wong moved that Stand. Com. Rep. No. 1006-76 be received and placed on file, seconded by Senator Hara and carried.

Senator F. Wong then moved that the Senate advise and consent to the nomination of William Amaral to the Commission on the Year 2000, seconded by Senator Hara.

Roll Call having been ordered, the motion to advise and consent to the nomination of William Amaral to the Commission on the Year 2000, term to expire December 31, 1976, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1007-76 (Gov. Msg. Nos. 201 and 202):

Senator King moved that Stand. Com. Rep. No. 1007-76 be received and placed on file, seconded by Senator Hulten and carried.

Senator King then moved that the Senate advise and consent to the nominations of P. Quentin Tomich and Robert A. Kinzie, III, to the Natural Area Reserves System Commission, seconded by Senator Hulten.

Roll Call having ordered, the motion to advise and consent to the nominations to the Natural Area Reserves System Commission as follows:

P. Quentin Tomich, term to expire December 31, 1979; and

Robert A. Kinzie, III, term to expire December 31, 1976,

was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1008-76 (Gov. Msg. Nos. 381, 382 and 383):

Senator Chong moved that Stand. Com. Rep. No. 1008-76 be received and placed on file, seconded by Senator Takitani and carried.

Senator Chong then moved that the Senate advise and consent to the nominations of Luz Abcede, Violet U. Tsugawa and Francis M. Okita to the Board of Nursing Home Administrators, seconded by Senator Takitani.

Roll Call having been ordered, the motion to advise and consent to the nominations to the Board of Nursing Home Administrators as follows:

Luz Abcede, term to expire December 31, 1979;

Violet U. Tsugawa, term to expire December 31, 1979; and

Francis M. Okita, term to expire December 31, 1976,

was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1009-76 (Gov. Msg. Nos. 393 and 394):

Senator Chong moved that Stand.

Com. Rep. No. 1009-76 be received and placed on file, seconded by Senator Takitani and carried.

Senator Chong then moved that the Senate advise and consent to the nominations of Dr. Donald Kawane and Maxine Correa to the County Hospital Management Advisory Committee, Kauai County Hospital System, seconded by Senator Takitani.

Roll Call having been ordered, the motion to advise and consent to the nominations to the County Hospital Management Advisory Committee, Kauai County Hospital System as follows:

Dr. Donald Kawane, term to expire December 31, 1979; and

Maxine Correa, term to expire December 31, 1979,

was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1010-76 (Gov. Msg. Nos. 434, 435 and 436):

Senator Chong moved that Stand. Com. Rep. No. 1010-76 be received and placed on file, seconded by Senator Takitani and carried.

Senator Chong then moved that the Senate advise and consent to the nominations of Goro Hokama, Dr. Clifford F. Moran and Colin C. Cameron to the County Hospital Management Advisory Committee, Maui County Hospital System, seconded by Senator Takitani.

Roll Call having been ordered, the motion to advise and consent to the nominations to the County Hospital Management Advisory Committee, Maui County Hospital System as follows:

Goro Hokama, term to expire December 31, 1979;

Dr. Clifford F. Moran, term to expire December 31, 1976; and

Colin C. Cameron, term to expire December 31, 1979,

was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1011-76 (Gov. Msg. No. 298):

Senator O'Connor moved that Stand. Com. Rep. No. 1011-76 be received and placed on file, seconded by Senator Ching and carried.

Senator O'Connor then moved that the Senate advise and consent to the nomination of Martin W. Hess to the State Highway Safety Council, seconded by Senator Ching.

Roll Call having been ordered, the motion to advise and consent to the nomination of Martin W. Hess to the State Highway Safety Council, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1012-76 (Gov. Msg. No. 304):

Senator O'Connor moved that Stand. Com. Rep. No. 1012-76 be received and placed on file, seconded by Senator Ching and carried.

Senator O'Connor then moved that the Senate advise and consent to the nomination of Jane E. Oya to the State Highway Safety Council, seconded by Senator Ching.

Roll Call having been ordered, the motion to advise and consent to the nomination of Jane E. Oya to the State Highway Safety Council, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1013-76 (Gov. Msg. No. 305):

Senator O'Connor moved that Stand. Com. Rep. No. 1013-76 be received and placed on file, seconded by Senator Ching and carried.

Senator O'Connor then moved that the Senate advise and consent to the nomination of Jane L. Martin to the State Highway Safety Council, seconded by Senator Ching.

Roll Call having been ordered, the motion to advise and consent to the nomination of Jane L. Martin to the State Highway Safety Council, term to expire December 31, 1976, was put by the Chair and carried on the following showing of Ayes and

Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
1014-76 (Gov. Msg. No. 307):

Senator O'Connor moved that Stand. Com. Rep. No. 1014-76 be received and placed on file, seconded by Senator Ching and carried.

Senator O'Connor then moved that the Senate advise and consent to the nomination of Elizabeth H. Rossall to the State Highway Safety Council, seconded by Senator Ching.

Roll Call having been ordered, the motion to advise and consent to the nomination of Elizabeth H. Rossall to the State Highway Safety Council, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
1015-76 (Gov. Msg. No. 308):

Senator O'Connor moved that Stand. Com. Rep. No. 1015-76 be received and placed on file, seconded by Senator Ching and carried.

Senator O'Connor then moved that the Senate advise and consent to the nomination of Edwin I. Adolphson to the State Highway Safety Council, seconded by Senator Ching.

Roll Call having been ordered, the motion to advise and consent to the nomination of Edwin I. Adolphson to the State Highway Safety Council, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
1016-76 (Gov. Msg. No. 309):

Senator O'Connor moved that Stand. Com. Rep. No. 1016-76 be received and placed on file, seconded by Senator Ching and carried.

Senator O'Connor then moved that the Senate advise and consent to the nomination of Yuzuru Kanno to the State Highway Safety Council, seconded by Senator Ching.

Roll Call having been ordered, the motion to advise and consent to the nomination of Yuzuru Kanno

to the State Highway Safety Council, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
1017-76 (Gov. Msg. No. 368):

Senator O'Connor moved that Stand. Com. Rep. No. 1017-76 be received and placed on file, seconded by Senator Ching and carried.

Senator O'Connor then moved that the Senate advise and consent to the nomination of Milton K. Hironaka to the Commission on Transportation, seconded by Senator Ching.

Roll Call having been ordered, the motion to advise and consent to the nomination of Milton K. Hironaka to the Commission on Transportation, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
1018-76 (Gov. Msg. No. 369):

Senator O'Connor moved that Stand. Com. Rep. No. 1018-76 be received and placed on file, seconded by Senator Ching and carried.

Senator O'Connor then moved that the Senate advise and consent to the nomination of Daunene K. Kanae to the Commission on Transportation, seconded by Senator Ching.

Roll Call having been ordered, the motion to advise and consent to the nomination of Daunene K. Kanae to the Commission on Transportation, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No.
1019-76 (Gov. Msg. No. 370):

Senator O'Connor moved that Stand. Com. Rep. No. 1019-76 be received and placed on file, seconded by Senator Ching and carried.

Senator O'Connor then moved that the Senate advise and consent to the nomination of William Kennison to the Commission on Transportation, seconded by Senator Ching.

Roll Call having been ordered, the motion to advise and consent to the nomination of William Kennison to the Commission on Transportation, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1020-76 (Gov. Msg. Nos. 412, 413 and 460):

Senator Young moved that Stand. Com. Rep. No. 1020-76 be received and placed on file, seconded by Senator Toyofuku and carried.

Senator Young then moved that the Senate advise and consent to the nominations of Tony M. Taniguchi, Alan B. Kidwell and Paul A. Tom to the Hawaii Housing Authority, seconded by Senator Toyofuku.

Roll Call having been ordered, the motion to advise and consent to the nominations to the Hawaii Housing Authority as follows:

Tony M. Taniguchi, term to expire December 31, 1979;

Alan B. Kidwell, term to expire December 31, 1977; and

Paul A. Tom, term to expire December 31, 1979,

was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1021-76 (Gov. Msg. Nos. 417 and 418):

By unanimous consent, action on Stand. Com. Rep. No. 1021-76 and Gov. Msg. Nos. 417 and 418 was deferred to the end of the calendar.

Standing Committee Report No. 1022-76 (Gov. Msg. Nos. 419, 420, 421, 422, 423, 424 and 425):

Senator Young moved that Stand. Com. Rep. No. 1022-76 be received and placed on file, seconded by Senator Toyofuku and carried.

Senator Young then moved that the Senate advise and consent to the nominations of Gussie Bento, Charles L. Kanoho, Katherine K. Vair, Daisy Aguiar, Lillian Cameron, Rose L. Jackman and Herman H.

Kalahiki, Jr. to the King Kamehameha Celebration Commission, seconded by Senator Toyofuku.

Roll Call having been ordered, the motion to advise and consent to the nominations to the King Kamehameha Celebration Commission as follows:

Gussie Bento, term to expire December 31, 1979;

Charles L. Kanoho, term to expire December 31, 1979;

Katherine K. Vair, term to expire December 31, 1977;

Daisy Aguiar, term to expire December 31, 1979;

Lillian Cameron, term to expire December 31, 1979;

Rose L. Jackman, term to expire December 31, 1977; and

Herman H. Kalahiki, Jr., term to expire December 31, 1976,

was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 12:37 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:44 o'clock p.m.

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

Standing Committee Report No. 1089-76 (S.R. No. 388, S.D. 1):

Senator Toyofuku moved that Stand. Com. Rep. No. 1089-76 be adopted and S.R. No. 388, S.D. 1, be adopted, seconded by Senator Young.

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

Senator Anderson then asked if the resolution is "strictly a feasibility evaluation, and not an encouragement, commitment or endorsement by the Legislature".

Senator Toyofuku replied, "It is just a feasibility evaluation of the entire question. The ultimate action is to be taken by the Legislature".

The motion was put by the Chair and carried, and Stand. Com. Rep. No. 1089-76 was adopted and, Roll Call having been requested, S.R. No. 388, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING TO EVALUATE THE FEASIBILITY OF CONTRACTING WITH THE HABILITAT, INC. TO OPERATE THE HAWAII YOUTH CORRECTIONAL FACILITY", was adopted.

Standing Committee Report No. 1090-76 (H.C.R. No. 57, H.D. 1):

On motion by Senator Nishimura, seconded by Senator Chong and carried, Stand. Com. Rep. No. 1090-76 was adopted and, Roll Call having been requested, H.C.R. No. 57, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE U.S. CONGRESS TO ENACT LEGISLATION TO COMPENSATE OR TO MAKE REPARATION TO HAWAIIANS FOR DAMAGES SUFFERED BY THEM AT THE TIME OF ANNEXATION", was adopted on the following showing of Ayes and Noes:

Ayes, 17. Noes, 8 (Anderson, George, Henderson, Kawasaki, Leopold, O'Connor, Saiki and Soares).

Standing Committee Report No. 1027-76 (S.C.R. No. 109):

By unanimous consent, action on Stand. Com. Rep. No. 1027-76 and S.C.R. No. 109 was deferred to the end of the calendar.

Conference Committee Report No. 24-76 (S.B. No. 79, S.D. 1, H.D. 1, C.D. 1):

Senator O'Connor moved that Conf. Com. Rep. No. 24-76 be adopted and S.B. No. 79, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Nishimura.

At this time, Senator O'Connor rose to speak in favor of the measure as follows:

"Mr. President, every two or three sessions we have before this Legislature sweeping changes in certain sections of the law, initiated either by organizations having to do with the betterment of laws or by study groups in the community. In the past, we have had such changes as the Hawaii Penal Code and the Uniform Commercial Code, as well as others.

Today we have before us a Uniform Probate Code.

Study on this Code began in 1962, and took nearly eight years of work by distinguished lawyers and other experts before there was finally drafted, in 1969, a form of the Uniform Probate Code.

The Code has endorsements from a wide range of people. At this time, twelve states have adopted some form of it.

In Hawaii, the Code was turned over to a committee of the Judicial Council for study in 1970 and 1971; this committee reported in 1973. Its chairman, to whom we owe a great debt, was the Honorable Kazuhisa Abe. The reporter was Mr. Carroll S. Taylor... Mr. Taylor worked with us this legislative session on the document which is before us today.

The Probate Code, as we see it before us... a thick and voluminous document... has to do primarily with how estates, property and other assets pass at death.

Article II, Intestate Succession, and Article III, Probate of Wills and Administration, are the heart and soul of this matter.

In Article II, the law of Hawaii has generally been retained as far as intestate succession and wills are concerned.

One problem we have in Hawaii is our property descent. Throughout this Code, it has been necessary to make certain amendments to the uniformity of the Code in order to insure that our law and method of property descent remains the same as it has been over the last 100 years.

Also in Article II, this Code would adopt certain allowances for the remaining spouse and children of the deceased, which are not presently existent in Hawaii law. They would include a homestead allowance, exemptions from taxation and a family allowance.

In addition, the Code would allow a method of signing a will which would insure that wills receive rapid and quick probate in the future, despite the fact that witnesses to those wills may have died in the interim.

Article III, the probate procedure section, has been modified somewhat to fit our unique Hawaii property climate.

There has been adopted an informal probate method for estates up to \$30,000,

which would require the filing of a very simple petition, as well as a closing document filed in court to insure that we have a chain of intestate succession in this State. This has proven necessary in our complicated land title problems.

The small estate section of the law, which has proven so useful to people in small, almost indigent, situations, has been increased from \$3,000 to \$10,000 of total estate worth. This will cut down on the cost of probating estates for people in that category measurably, as they will essentially need no aid in having their estates probated.

In the informal probate method, we had testimony before the Committee that if this method were used in estates of less than \$30,000, the cost of probate would be cut in half or even less. We anticipate that no attorneys would be required for informal probate; therefore, there would be no need for an attorney's fee in that type of case. Simple forms are mandated by this bill, which will be prepared by the Probate Court Registrar and available to all for use at court.

Formal probate would be mandated in estates over \$30,000, as we anticipate that most of the land transfers of the State will take place in this category.

In addition, of course, there is a need to insure that the personal representatives, executors and administrators comply with certain safeguards for beneficiaries when estates become large enough so that those safeguards should be mandated.

In addition to those Articles regarding intestate succession, intestacy and probate procedures... which, by the way, would become effective under this law on July 1, 1977, allowing another complete review of this area and another legislative session to make any necessary technical changes before the Act actually has to be complied with... there are three other sections of the law having to do with guardianships, multiple-party bank accounts and trusts. In these areas, we are writing brand new law for Hawaii.

The section on guardianships is extremely important because it ties hand and glove with the mental health bill passed earlier in this Body-- the procedures in the guardianship section of the Probate Code are the same procedures which will be used in the Mental Health Act. The sub-

committee which met on the measure, reviewed at length Judge Sam King's decision on mental health, and incorporated the safeguards necessary to protect minors and those who are mentally incompetent.

We have never had in this State a law regarding multiple-party bank accounts. Banks and people placing money in banks for distribution at death have pretty much established their own law. Article VI of this bill establishes new law which has been carefully looked at by our banking community and others. The handling of these multiple-party accounts will be enhanced tremendously.

In Article VII, we are adopting new law as to trusts. Prior to this time, as I am sure many members of this Body are aware, it has been impossible for beneficiaries of trusts to have any sort of claim in court which they could pursue as to the management of those trusts. This law will allow trust beneficiaries to have accounting and other claims in court from the trustees of trusts and from a consumer protection standpoint. Benefits for beneficiaries are outlined in detail. This will establish for them aids which they have never had in Hawaii.

In addition, trusts which spring to life at death will be registered in the circuit court of each jurisdiction. Those trusts will therefore be under the jurisdiction of the court for all matters, thereby having before the court all trusts which act as probate documents outside of the actual probate matter.

Mr. President, in this Session of the Legislature, there have been approximately 120 Committee hours put in on this bill. In addition, the Judicial Council, committees of the Bar Association and many, many individuals have donated time and effort to bring this bill before us.

I would suggest that it is an excellent sweeping change in the Probate Code--one which has been long overdue in the State of Hawaii.

I would ask all members of the Body to vote Aye on this measure.

Thank you."

Senator Nishimura also rose to speak in favor of the measure:

"Mr. President, the bill before us is a monumental and outstanding piece of legislation that has been years

in the making.

Earlier in the Session, the Chairman of the House Judiciary Committee approached me and asked if we could meet to study and review the Probate Code that was in the House.

Because of Senator O'Connor's expertise and knowledge of the bill, I asked him to chair a sub-committee to represent the Senate Judiciary Committee, composed of himself, Senator Ching and Senator Saiki, and work with the House Judiciary Committee in redrafting the bill.

They spent many long hours. . . I know that Senator O'Connor met almost daily with the House Judiciary Chairman. . . and they made a very intensive review of the proposed bill.

For the excellent accomplishment and the hard work, I would like to extend my personal thanks to the sub-committee and, especially, to Senator O'Connor for a job well done."

Senator Leopold also rose to speak on the measure:

"Mr. President, I, too, would like to commend the Vice Chairman of your Committee on Judiciary. I want to thank him for helping me to reach a better understanding of the Probate Code.

I would like to comment on the Code and the bill itself.

Even though, in my judgment, the proposed new Probate Code does not provide the full measure of probate reform, it is nevertheless a positive, constructive effort to simplify, speed up, modernize and reduce the case of probate.

It is my judgment, which I expressed in Conference, that any size estate should be able to be probated without court supervision so long as the heirs agree. At the very least, I feel the estates that are probated under the unsupervised system should have a ceiling of no less than \$60,000, which is the exemption for Federal and State taxes. There is no magic or logic to the \$30,000 ceiling contained in the bill, except that it merely increases the number of estates eligible for informal proceedings than would have been eligible under the \$25,000 ceiling provided in the House draft.

Another provision in the bill with which I disagree, is a requirement that an individual must be a resident

of Hawaii in order to serve as a personal representative. 'Personal representative' is the new proposed name for executor. I believe that the court can require adequate safeguards for Hawaii residents prior to approving appointment of a non-resident personal representative.

Present law assumes that the average person cannot handle his or her own probate affairs. With the \$30,000 limit, the new Probate Code will mean that no longer will citizens be required, in effect, to pay a legal tax amounting to hundreds of thousands of dollars for a service that can be performed without an attorney. It is much more likely that the services of a bookkeeper will be required under the informal probate section of the new Code. This, of course, depends upon the simplicity of the standard forms the courts are required to print prior to July 1, 1977, the effective date of the key Article III of the bill.

Whether or not the new Probate Code is a victory for the individual citizen, depends in no small measure upon the success of the refinements to the informal probate procedures.

Although I have reservations, I believe that the Conference draft does put us on the road to probate reform."

The motion was put by the Chair and carried, and Conf. Com. Rep. No. 24-76 was adopted and S.B. No. 79, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PROBATE CODE", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1062-76 (H.B. No. 2056-76, H.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 1062-76 was adopted and H.B. No. 2056-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT EXPENDITURES BY INFORMAL BID", passed Second Reading and was placed on the calendar for Third Reading on Monday, April 19, 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. 2056-76, H.D. 1.

Standing Committee Report No.

1075-76 (S.C.R. No. 63):

By unanimous consent, action on Stand. Com. Rep. No. 1075-76 and S.C.R. No. 63 was deferred to the end of the calendar.

Standing Committee Report No. 1077-76 (H.B. No. 116, H.D. 1):

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, Stand. Com. Rep. No. 1077-76 was adopted and H.B. No. 116, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM ATTACHMENT AND EXECUTION", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (King).

Standing Committee Report No. 950-76 (H.B. No. 2147-76):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 950-76 was adopted and H.B. No. 2147-76, entitled: "A BILL FOR AN ACT RELATING TO LOANS INSURED BY THE DEPARTMENT OF AGRICULTURE", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (King).

House Bill No. 1508, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 1508, H.D. 1, S.D. 1, was deferred to the end of the calendar.

Conference Committee Report No. 18-76 (S.B. No. 2139-76, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 18-76 and S.B. No. 2139-76, S.D. 1, H.D. 1, C.D. 1, was deferred to the end of the calendar.

House Bill No. 331, H.D. 1:

Senator Nishimura moved that H.B. No. 331, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ching.

At this time, Senator O'Connor rose to state as follows:

"Mr. President, I am going to vote in favor of this bill because I understand the dilemma of the Police Department, the Motor Vehicle Insurance Division and the district courts.

However, the penalty for violating the no-fault insurance law is severe-- it includes impounding the car and stripping off the license plates.

I would hope this penalty can be reduced."

Senator George then rose to speak:

"Mr. President, if to err is human, I am aptly proving my humanity.

I signed this measure free and clear. It was later pointed out to me that the punishment is disproportionate to the crime. As the Vice Chairman of the Committee on Judiciary stated, it is very heavy indeed. The penalty applies not only to the car and driver, but also to the owner of the car, who may be an unwitting victim.

I am going to vote against the measure, even though it is well meant."

By unanimous consent, action on H.B. No. 331, H.D. 1, was deferred to the end of the calendar.

House Bill No. 1247, H.D. 1:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 1247, H.D. 1, entitled: "A BILL FOR AN ACT REINSTATING NOVEMBER 11 AS VETERANS' DAY", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Ching and Hara).

House Bill No. 2554-76:

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, H.B. No. 2554-76, entitled: "A BILL FOR AN ACT RELATING TO CLASSES OF INSURANCE COVERAGE", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1021-76 (Gov. Msg. Nos. 417 and 418):

Senator Young moved that Stand. Com. Rep. No. 1021-76 be received and placed on file, seconded by Senator Toyofuku and carried.

Senator Young then moved that the Senate advise and consent to the nominations of Jeff Tai and Abbie K. Napeahi to the Hawaiian Homes Commission, seconded by Senator

Toyofuku.

Roll Call having been ordered, the motion to advise and consent to the nominations to the Hawaiian Homes Commission as follows:

Jeff Tai, term to expire December 31, 1979; and

Abbie K. Napeahi, term to expire December 31, 1979,

was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 1:09 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:17 o'clock p.m.

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

Standing Committee Report No. 1027-76 (S.C.R. No. 109):

By unanimous consent, action on Stand. Com. Rep. No. 1027-76 and S.C.R. No. 109 was deferred to the evening session.

Standing Committee Report No. 1075-76 (S.C.R. No. 63):

By unanimous consent, action on Stand. Com. Rep. No. 1075-76 and S.C.R. No. 63 was deferred to the evening session.

House Bill No. 1508, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 1508, H.D. 1, S.D. 1, was deferred to the evening session.

Conference Committee Report No. 18-76 (S.B. No. 2139-76, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 18-76 and S.B. No. 2139-76, S.D. 1, H.D. 1, C.D. 1, was deferred to the evening session.

House Bill No. 331, H.D. 1:

By unanimous consent, action on H.B. No. 331, H.D. 1, was deferred to the evening session.

At 1:20 o'clock p.m., the Senate adjourned until 7:30 o'clock p.m., this evening.

EVENING SESSION

The Senate was reconvened at 8:11 o'clock p.m.

DEPARTMENTAL COMMUNICATION

A communication from the Office of Environmental Quality Control (Dept. Com. No. 23), acknowledging receipt of Senate Resolution No. 327, S.D. 1, Regular Session of 1976, relating to exemption from environmental impact statement requirements was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 555 to 562) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 555), returning Senate Concurrent Resolution No. 116, which was adopted by the House of Representatives on April 15, 1976, was placed on file.

A communication from the House (Hse. Com. No. 556), returning Senate Concurrent Resolution No. 5, which was adopted by the House of Representatives on April 15, 1976, was placed on file.

A communication from the House (Hse. Com. No. 557), returning Senate Concurrent Resolution No. 120, which was adopted by the House of Representatives on April 15, 1976, was placed on file.

A communication from the House (Hse. Com. No. 558), returning Senate Concurrent Resolution No. 121, which was adopted by the House of Representatives on April 15, 1976, was placed on file.

A communication from the House (Hse. Com. No. 559), transmitting House Concurrent Resolution No. 102, which was adopted by the House of Representatives on April 15, 1976, was placed on file.

By unanimous consent, H.C.R. No. 102, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO UNDERTAKE THE RESTORATION OF MURALS OF HAWAIIAN LEGENDS BY JULIETTE MAY FRASER, LOCATED IN THE EDNA ALLYN CHILDREN'S ROOM OF THE STATE LIBRARY BRANCH, HONOLULU, OAHU", was referred to the Committee on

Education.

A communication from the House (Hse. Com. No. 560), transmitting House Concurrent Resolution No. 104, which was adopted by the House of Representatives on April 15, 1976, was placed on file.

By unanimous consent, H.C.R. No. 104, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO RELEASE FUNDS FOR THE CONTINUATION OF SUMMER SESSION AT THE COMMUNITY COLLEGES DURING 1976", was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 561), transmitting House Concurrent Resolution No. 123, which was adopted by the House of Representatives on April 15, 1976, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.C.R. No. 123, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING AND RECOGNIZING ELIZABETH ALDEN CARTER, 1976 HAWAII MOTHER OF THE YEAR", was adopted.

A communication from the House (Hse. Com. No. 562), informing the Senate that the Speaker, on April 15, 1976, discharged the Managers on the part of the House for Senate Bill No. 1786-76, S.D. 1, H.D. 1, was placed on file.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 122 and 123) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 122), entitled: "SENATE CONCURRENT RESOLUTION EXTENDING ALOHA AND BEST WISHES TO DR. ROLAND WYNFIELD FORCE AND COMMENDING HIS ACCOMPLISHMENT OVER THE LAST 14 YEARS AS DIRECTOR OF THE BISHOP MUSEUM", was jointly offered by Senators O'Connor, Taira, Ching, George, Hara, Chong, Soares, Takitani, Nishimura, Anderson, King, Hulten, Henderson, Leopold and Ushijima.

On motion by Senator O'Connor, seconded by Senator Nishimura and carried, S.C.R. No. 122 was adopted.

A concurrent resolution (S.C.R. No. 123), entitled: "SENATE CONCURRENT RESOLUTION ENDORSING PUBLIC PARTICIPATION IN THE NATIONAL TOLLING OF BELLS ON THE OCCASION OF THE NATION'S BICENTENNIAL", was jointly offered by Senators

Kuroda, Young, Toyofuku, Yamasaki, Chong, F. Wong, Nishimura, Hara, Takitani, Yim, King, Yee, Henderson, Leopold, Soares, Taira, Kawasaki, Ching, R. Wong, George, Hulten, Saiki, Ushijima, Anderson and O'Connor.

On motion by Senator Kuroda, seconded by Senator Young and carried, S.C.R. No. 123 was adopted.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 455 to 463) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 455), entitled: "SENATE RESOLUTION CONGRATULATING THOMAS N. YAMABE II, ON HIS FIRST PROCESSING OF GUAVA AND PASSION FRUIT JUICE", was jointly offered by Senators Taira, Takitani, Hulten, Kuroda, Young, King, Yamasaki, Kawasaki, Hara, Ching, F. Wong, Yim, Yee, Nishimura, Chong, R. Wong, George, Leopold, Soares, Saiki, O'Connor, Toyofuku, Henderson, Anderson and Ushijima.

On motion by Senator Taira, seconded by Senator Takitani and carried, S.R. No. 455 was adopted.

A resolution (S.R. No. 456), entitled: "SENATE RESOLUTION EXTENDING ALOHA AND BEST WISHES TO DR. ROLAND WYNFIELD FORCE AND COMMENDING HIS ACCOMPLISHMENT OVER THE LAST 14 YEARS AS DIRECTOR OF THE BISHOP MUSEUM", was jointly offered by Senators O'Connor, Taira, Ching, George, Hara, Chong, Soares, Takitani, Nishimura, Anderson, King, Hulten, Henderson, Leopold and Ushijima.

On motion by Senator O'Connor, seconded by Senator Nishimura and carried, S.R. No. 456 was adopted.

A resolution (S.R. No. 457), entitled: "SENATE RESOLUTION EXTENDING CONGRATULATIONS TO DAVID CHEEVER", was jointly offered by Senators O'Connor, Henderson, Anderson, King, Leopold, Takitani, Chong, Taira, Soares, Hulten and Ushijima.

On motion by Senator O'Connor, seconded by Senator Ching and carried, S.R. No. 457 was adopted.

A resolution (S.R. No. 458), entitled: "SENATE RESOLUTION CONGRATULATING JIM LEAHEY UPON HIS SELECTION AS HAWAII'S SPORTSCASTER OF THE YEAR FOR THE FIFTH CONSECUTIVE YEAR", was jointly offered by Senators Kuroda, Young, F. Wong, Toyofuku, King, Nishimura, Ching, Yamasaki,

Chong, R. Wong, George, Hara, Takitani, Yim, Yee, Henderson, Leopold, Soares, Taira, Saiki, Kawasaki, Hulten, Ushijima, Anderson and O'Connor.

On motion by Senator Kuroda, seconded by Senator Yee and carried, S.R. No. 458 was adopted.

A resolution (S.R. No. 459), entitled: "SENATE RESOLUTION AUTHORIZING THE PRESIDENT TO EXPEND FUNDS AFTER ADJOURNMENT", was jointly offered by Senators Ching, Taira and Anderson.

On motion by Senator Taira, seconded by Senator Anderson and carried, S.R. No. 459 was adopted.

A resolution (S.R. No. 460), entitled: "SENATE RESOLUTION RELATING TO THE PRINTING OF THE JOURNAL OF THE SENATE", was jointly offered by Senators Ching, Taira and Anderson.

On motion by Senator Taira, seconded by Senator Anderson and carried, S.R. No. 460 was adopted.

A resolution (S.R. No. 461), entitled: "SENATE RESOLUTION IN APPRECIATION TO THE MINISTERS OF RELIGION WHOSE PRAYERS INSPIRED THE SENATE EACH DAY OF THE REGULAR SESSION OF 1976", was jointly offered by Senators Ching, Taira and Anderson.

On motion by Senator Taira, seconded by Senator Anderson and carried, S.R. No. 461 was adopted.

A resolution (S.R. No. 462), entitled: "SENATE RESOLUTION COMMENDING THE HAWAII PUBLIC BROADCASTING AUTHORITY FOR THE EXTENSIVE COVERAGE OF THE 1976 LEGISLATIVE SESSION", was jointly offered by Senators Ching, Taira and Anderson.

On motion by Senator Taira, seconded by Senator Anderson and carried, S.R. No. 462 was adopted.

A resolution (S.R. No. 463), entitled: "SENATE RESOLUTION AUTHORIZING THE PRESIDENT TO DESIGNATE THE EMPLOYEES WHO WILL WORK AFTER ADJOURNMENT", was jointly offered by Senators Ching, Taira and Anderson.

On motion by Senator Taira, seconded by Senator Anderson and carried, S.R. No. 463 was adopted.

At 8:15 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 8:16 o'clock p.m.

At this time, Senator Yee introduced to the members of the Senate his friend, Mr. Richard H. Millen, an attorney from Los Angeles, California.

Senator Chong then introduced his friends, Mr. David Simeona, Mr. Gishi Yonamine, Mr. Carlos Santana, Mr. Ruvy Arakaki and Mr. Henry Picornell.

STANDING COMMITTEE REPORTS

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 1093-76) recommending that the Senate advise and consent to the nominations of Alan M. Goda, Joseph E.K. Akana and Dr. Nathan C. Burbank, Jr. to the Environmental Quality Commission, in accordance with Governor's Message Nos. 395, 396 and 397.

Senator King moved that Stand. Com. Rep. No. 1093-76 be received and placed on file, seconded by Senator Hulten and carried.

Senator King then moved that the Senate advise and consent to the nominations of Alan M. Goda, Joseph E.K. Akana and Dr. Nathan C. Burbank, Jr. to the Environmental Quality Commission, seconded by Senator Hulten.

Roll Call having been ordered, the motion to advise and consent to the nominations to the Environmental Quality Commission as follows:

Alan M. Goda, term to expire December 31, 1979;

Joseph E.K. Akana, term to expire December 31, 1977; and

Dr. Nathan C. Burbank, Jr., term to expire December 31, 1979,

was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 1094-76) recommending that the Senate advise and consent to the nomination of Stanley M. Akita to the Fish and Wildlife Advisory Committee, City and County of Honolulu, in accordance with Governor's Message No. 398.

Senator King moved that Stand. Com. Rep. No. 1094-76 be received and placed on file, seconded by Senator Hulten and carried.

Senator King then moved that the Senate advise and consent to the nomination of Stanley M. Akita to the Fish and Wildlife Advisory Committee, City and County of Honolulu, seconded by Senator Hulten.

Roll Call having been ordered, the motion to advise and consent to the nomination of Stanley M. Akita to the Fish and Wildlife Advisory Committee, City and County of Honolulu, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 1095-76) recommending that the Senate advise and consent to the nominations of Charles K. Martin, Henry S. Hara, Earl J. Pacheco, James Y.C. Lee and Alvin I. Tanaka to the Fish and Wildlife Advisory Committee, County of Hawaii, in accordance with Governor's Message Nos. 429, 430, 431, 432 and 433.

Senator King moved that Stand. Com. Rep. No. 1095-76 be received and placed on file, seconded by Senator Hulten and carried.

Senator King then moved that the Senate advise and consent to the nominations of Charles K. Martin, Henry S. Hara, Earl J. Pacheco, James Y.C. Lee and Alvin I. Tanaka to the Fish and Wildlife Advisory Committee, County of Hawaii, seconded by Senator Hulten.

Roll Call having been ordered, the motion to advise and consent to the nominations to the Fish and Wildlife Advisory Committee, County of Hawaii, as follows:

Charles K. Martin, term to expire December 31, 1977;

Henry S. Hara, term to expire December 31, 1977;

Earl J. Pacheco, term to expire December 31, 1976;

James Y.C. Lee, term to expire December 31, 1976; and

Alvin I. Tanaka, term to expire December 31, 1976,

was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

ORDER OF THE DAY

FINAL READING

Conference Committee Report No. 44-76 (S.B. No. 2121-76, S.D. 1, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 44-76 and S.B. No. 2121-76, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT FOR MEDICAL AND OTHER PROFESSIONAL HEALTH CARE SERVICES UNDER PUBLIC ASSISTANCE PROGRAMS", was deferred until Monday, April 19, 1976.

Conference Committee Report No. 45-76 (H.B. No. 2227-76, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 45-76 and H.B. No. 2227-76, S.D. 2, C.D. 1, was deferred to the end of the calendar.

Conference Committee Report No. 46-76 (H.B. No. 2359-76, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 46-76 and H.B. No. 2359-76, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION AND MAKING AN APPROPRIATION THEREFOR", was deferred until Monday, April 19, 1976.

Conference Committee Report No. 47-76 (H.B. No. 3261-76, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 47-76 and H.B. No. 3261-76, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH, DEVELOPMENT AND EXPANSION OF AGRICULTURAL COMMODITIES", was deferred until Monday, April 19, 1976.

Conference Committee Report No. 48-76 (H.B. No. 62, H.D. 1, S.D. 3, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 48-76 and H.B. No. 62, H.D. 1, S.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY AFFAIRS", was deferred

until Monday, April 19, 1976.

Conference Committee Report No. 49-76 (H.B. No. 639, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 49-76 and H.B. No. 639, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HILO DAY ACTIVITY CENTER FOR THE ADULT RETARDED", was deferred until Monday, April 19, 1976.

Conference Committee Report No. 50-76 (H.B. No. 2022-76, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 50-76 and H.B. No. 2022-76, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF STATE POLICY FOR SENIOR CITIZENS", was deferred until Monday, April 19, 1976.

Conference Committee Report No. 51-76 (H.B. No. 1998-76, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 51-76 and H.B. No. 1998-76, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR", was deferred until Monday, April 19, 1976.

Conference Committee Report No. 52-76 (S.B. No. 1794-76, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Conf. Com. Rep. No. 52-76 was adopted and S.B. No. 1794-76, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1043-76 (Gov. Msg. No. 148):

Senator R. Wong moved that Stand. Com. Rep. No. 1043-76 be received and placed on file, seconded by Senator Yamasaki and carried.

Senator R. Wong then moved that the Senate advise and consent to the nomination of Robert K. Maeda

to the Credit Union Review Board, seconded by Senator Yamasaki.

Roll Call having been ordered, the motion to advise and consent to the nomination of Robert K. Maeda to the Credit Union Review Board, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1044-76 (Gov. Msg. Nos. 340, 341, 342, 343, 344, 371 and 372):

Senator R. Wong moved that Stand. Com. Rep. No. 1044-76 be received and placed on file, seconded by Senator Yamasaki and carried.

Senator R. Wong then moved that the Senate advise and consent to the nominations of Thomas C. Thayer, Kazumi Kobayashi, Richard Kamau, Ernest F. Matsumura, Joseph Tokita, Calvin J.H. Chun and Cedric Yamamoto to the Board of Taxation Review, seconded by Senator Yamasaki.

Roll Call having been ordered, the motion to advise and consent to the nominations to the Board of Taxation Review as follows:

Thomas C. Thayer, Second Taxation District, Maui, term to expire December 31, 1979;

Kazumi Kobayashi, Second Taxation District, Maui, term to expire December 31, 1979;

Richard Kamau, Third Taxation District, Hawaii, term to expire December 31, 1979;

Ernest F. Matsumura, Third Taxation District, Hawaii, term to expire December 31, 1979;

Joseph Tokita, Fourth Taxation District, Kauai, term to expire December 31, 1979;

Calvin J.H. Chun, First Taxation District, Oahu, term to expire December 31, 1979; and

Cedric Yamamoto, First Taxation District, Oahu, term to expire December 31, 1979,

was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1045-76 (Gov. Msg. No. 373):

Senator R. Wong moved that Stand. Com. Rep. No. 1045-76 be received and placed on file, seconded by Senator Yamasaki and carried.

Senator R. Wong then moved that the Senate advise and consent to the nomination of Nell Cammack to the Board of Taxation Review, First Taxation District, Oahu, seconded by Senator Yamasaki.

Roll Call having been ordered, the motion to advise and consent to the nomination of Nell Cammack to the Board of Taxation Review, First Taxation District, Oahu, term to expire December 31, 1976, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1046-76 (Gov. Msg. No. 448):

Senator R. Wong moved that Stand. Com. Rep. No. 1046-76 be received and placed on file, seconded by Senator Yamasaki and carried.

Senator R. Wong then moved that the Senate advise and consent to the nomination of Lutisha Tesarek to the Board of Taxation Review, Fourth Taxation District, Kauai, seconded by Senator Yamasaki.

Roll Call having been ordered, the motion to advise and consent to the nomination of Lutisha Tesarek to the Board of Taxation Review, Fourth Taxation District, Kauai, term to expire December 31, 1976, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1047-76 (Gov. Msg. Nos. 409, 410 and 411):

Senator R. Wong moved that Stand. Com. Rep. No. 1047-76 be received and placed on file, seconded by Senator Yamasaki and carried.

Senator R. Wong then moved that the Senate advise and consent to the nominations of Herman P. Clark, John D. Bellinger and Edmund Toma to the Stadium Authority, seconded by Senator Yamasaki.

Roll Call having been ordered, the motion to advise and consent to the nominations to the Stadium Authority

as follows:

Herman P. Clark, term to expire December 31, 1979;

John D. Bellinger, term to expire December 31, 1979; and

Edmund Toma, term to expire December 31, 1979,

was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1048-76 (Gov. Msg. No. 169):

Senator F. Wong moved that Stand. Com. Rep. No. 1048-76 be received and placed on file, seconded by Senator Hara and carried.

Senator F. Wong then moved that the Senate advise and consent to the nomination of Norman Blomberg to the Advisory Committee on Pesticides, seconded by Senator Hara.

Roll Call having been ordered, the motion to advise and consent to the nomination of Norman Blomberg to the Advisory Committee on Pesticides, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1049-76 (Gov. Msg. No. 254):

Senator F. Wong moved that Stand. Com. Rep. No. 1049-76 be received and placed on file, seconded by Senator Hara and carried.

Senator F. Wong then moved that the Senate advise and consent to the nomination of Fred M. Ogasawara to the Board of Agriculture, seconded by Senator Hara.

Roll Call having been ordered, the motion to advise and consent to the nomination of Fred M. Ogasawara to the Board of Agriculture, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1050-76 (Gov. Msg. No. 275):

Senator Takitani moved that Stand. Com. Rep. No. 1050-76 be received

and placed on file, seconded by Senator O'Connor and carried.

Senator Takitani then moved that the Senate advise and consent to the nomination of Fred B. Smales to the State Post-Secondary Education Commission, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Fred B. Smales to the State Post-Secondary Education Commission, term to expire December 31, 1976, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1051-76 (Gov. Msg. No. 276):

Senator Takitani moved that Stand. Com. Rep. No. 1051-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Takitani then moved that the Senate advise and consent to the nomination of Robin F. Loomis to the State Post-Secondary Education Commission, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Robin F. Loomis to the State Post-Secondary Education Commission, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1052-76 (Gov. Msg. No. 277):

Senator Takitani moved that Stand. Com. Rep. No. 1052-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Takitani then moved that the Senate advise and consent to the nomination of George J. Fukunaga to the State Post-Secondary Education Commission, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of George J. Fukunaga to the State Post-Secondary Education Commission, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1053-76 (Gov. Msg. No. 426):

Senator Takitani moved that Stand. Com. Rep. No. 1053-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Takitani then moved that the Senate advise and consent to the nomination of George E. Freitas to the State Post-Secondary Education Commission, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of George E. Freitas to the State Post-Secondary Education Commission, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1054-76 (Gov. Msg. No. 345):

Senator Takitani moved that Stand. Com. Rep. No. 1054-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Takitani then moved that the Senate advise and consent to the nomination of Harriet K. Mizuguchi to the Board of Regents, University of Hawaii, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Harriet K. Mizuguchi to the Board of Regents, University of Hawaii, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1055-76 (Gov. Msg. No. 346):

Senator Takitani moved that Stand. Com. Rep. No. 1055-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Takitani then moved that the Senate advise and consent to the nomination of Kiyoshi Sasaki to the Board of Regents, University of Hawaii, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Kiyoshi Sasaki to

the Board of Regents, University of Hawaii, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1056-76 (Gov. Msg. No. 347):

Senator Takitani moved that Stand. Com. Rep. No. 1056-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Takitani then moved that the Senate advise and consent to the nomination of Carl A. Carlson, Jr. to the Board of Regents, University of Hawaii, term to expire December 31, 1978, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Carl A. Carlson, Jr. to the Board of Regents, University of Hawaii, term to expire December 31, 1978, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1057-76 (Gov. Msg. No. 405):

Senator Takitani moved that Stand. Com. Rep. No. 1057-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Takitani then moved that the Senate advise and consent to the nomination of Sumie F. McCabe to the Western Interstate Commission for Higher Education, seconded by Senator O'Connor.

Roll Call having been ordered, the motion to advise and consent to the nomination of Sumie F. McCabe to the Western Interstate Commission for Higher Education, term to expire December 31, 1979, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Standing Committee Report No. 1078-76 (Gov. Msg. No. 154):

Senator Young moved that Stand. Com. Rep. No. 1078-76 be received and placed on file, seconded by Senator Toyofuku and carried.

Senator Young then moved that the Senate advise and consent to the nomination of Ralph B. Cherry

to the Factory-Built Housing Advisory Board, seconded by Senator Toyofuku.

Roll Call having been ordered, the motion to advise and consent to the nomination of Ralph B. Cherry to the Factory-Built Housing Advisory Board, term to expire December 31, 1977, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

Standing Committee Report No. 1027-76 (S.C.R. No. 109):

Senator Nishimura moved that Stand. Com. Rep. No. 1027-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that S.C.R. No. 109 be adopted, seconded by Senator O'Connor.

Roll Call having been requested, the motion to adopt S.C.R. No. 109, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE U.S. CONGRESS TO ENACT LEGISLATION TO COMPENSATE THE FORMER HAWAIIAN ROYAL FAMILIES FOR DAMAGES SUFFERED BY THEM FOR THEIR LOSS OF THE CROWN LANDS OF HAWAII", was put by the Chair and failed to carry on the following showing of Ayes and Noes:

Ayes, 12. Noes, 13 (Anderson, Ching, George, Henderson, Hulten, Kawasaki, King, Leopold, O'Connor, Saiki, Soares, Toyofuku and Yee).

Standing Committee Report No. 1075-76 (S.C.R. No. 63):

Senator Nishimura moved that Stand. Com. Rep. No. 1075-76 be received and placed on file, seconded by Senator O'Connor and carried.

Senator Nishimura then moved that S.C.R. No. 63 be adopted, seconded by Senator O'Connor.

At this time, Senator Nishimura rose to speak in favor of the measure as follows:

"Mr. President, earlier today this Body adopted H.C.R. No. 57, H.D. 1, requesting Congress 'to enact legislation to compensate the aborigine or native Hawaiians, deemed entitled thereto, for damages suffered by them as a result of the annexation of the Hawaiian Islands to the United States of America'.

We are now considering S.C.R. No. 63, requesting Congress 'to enact legislation to compensate the aborigine or native Hawaiians and the members and descendants of the Hawaiian Royal Family for damages suffered by them at the time of the Annexation of the Hawaiian Islands to the United States of America'.

We just defeated S.C.R. No. 109, requesting Congress 'to consider seriously the claims of descendants of the Kamehameha, Lunalilo, and Kalakaua royal families for compensation and indemnification for the losses they have suffered by their loss of the Crown Lands of Hawaii when the Hawaiian Islands were annexed to the United States of America'.

Mr. President, I see no reason why the rich should be denied equal protection of the law. Royalty does not deserve less consideration by this Body than the poor or the middle class.

These resolutions should be considered objectively, without prejudice or bias. We, the Senate, should prove to the people of Hawaii that we are not discriminatory...we do not care what color robes you wear, if you have any robes...we do not care what medals you wear, if you have any medals...we do not care what party you belong to...we act to apply the laws to everyone equally, considerately and reasonably."

Senator Yee then rose to state: "I supported H.C.R. No. 57, H.D. 1, requesting reparation for the native Hawaiians. However, I voted against S.C.R. No. 109 as it refers only to the royal families. I intend to vote for S.C.R. No. 63 as reparation is being requested for both commoners and royal families".

Senator Hulten rose on a point of information to inquire if the Chairman of the Committee on Judiciary would yield to a question, to which Senator Nishimura answered in the affirmative.

Senator Hulten then asked why it was necessary to specifically mention the members of the royal family, since they are aboriginal or native Hawaiians and would be automatically included.

Senator Nishimura replied that "at the time of the Great Mahele, there were differentiations as to how the Crown Lands were divided".

Senator Anderson rose to state that "we do not oppose the intent

of this resolution, but it's become a rather confused issue. Even the Hawaiian community is splintered in two and three different ways. This is a Federal decision, not a State decision. Therefore, we feel it wise to stay out of this controversy and let it be resolved by the U.S. Congress".

At 8:30 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 8:38 o'clock p.m.

At this time, Senator O'Connor rose to speak in favor of the measure, stating that "while I opposed the prior resolution requesting compensation for the former royal families, I will support this resolution as all people of Hawaiian blood are treated equally, be they commoners or alii".

Roll Call having been requested, the motion to adopt S.C.R. No. 63, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE U.S. CONGRESS TO ENACT LEGISLATION TO COMPENSATE OR TO MAKE REPARATION TO HAWAIIANS FOR DAMAGES SUFFERED BY THEM AT THE TIME OF ANNEXATION", was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 16. Noes, 9 (Anderson, Ching, George, Henderson, Hulten, Kawasaki, King, Saiki and Soares).

House Bill No. 1508, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 1508, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE VEHICLE TAXES", was deferred until Monday, April 19, 1976.

Conference Committee Report No. 18-76 (S.B. No. 2139-76, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator F. Wong, seconded by Senator Toyofuku and carried, Conf. Com. Rep. No. 18-76 was adopted and S.B. No. 2139-76, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INTERIM TOURISM POLICY ACT", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Chong, King, Leopold, R. Wong and Yim).

House Bill No. 331, H.D. 1:

By unanimous consent, H.B. No. 331, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES", was recommitted to the Committee on Judiciary.

MISCELLANEOUS COMMUNICATION

A communication from the Hawaii State Federation of Labor, AFL-CIO (Misc. Com. No. 24), acknowledging receipt of Senate Resolution No. 419, Regular Session of 1976, commending educators of Hawaii's public school system and urging members of the public and media to work together with these dedicated individuals to achieve common goals, was read by the Clerk and was placed on file.

MATTER DEFERRED FROM EARLIER ON THE CALENDAR

Conference Committee Report No. 45-76 (H.B. No. 2227-76, S.D. 2, C.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Conf. Com. Rep. No. 45-76 was adopted and H.B. No. 2227-76, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR CARRIER LAW", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

RECONSIDERATION OF ACTION TAKEN EARLIER

House Bill No. 3040-76:

Senator Nishimura moved that the Senate reconsider its action taken on H.B. No. 3040-76, seconded by Senator O'Connor and carried.

At 8:42 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:06 o'clock p.m.

At this time, the President stated that "insofar as the Senate is concerned, we are prepared to adjourn sine die prior to 12:00 midnight, this being the Sixtieth Day. It is not my intention, on behalf of the Senate, to ask for an extension. I would like to make that very clear."

At 9:08 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:10

o'clock p.m.

HOUSE COMMUNICATION

A communication from the House (Hse. Com. No. 563), informing the Senate that the House is returning House Bill No. 3040-76, pursuant to the Senate's request for the return of said bill, was read by the Clerk and was placed on file.

By unanimous consent, H.B. No. 3040-76, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL CONTEMPT", was recommitted to the Committee on Judiciary.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 467 and 468) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 467), transmitting the following:

1. Cost data on wage increases agreed to with Unit 9, Registered Professional Nurses, for fiscal year 1976-77;
2. Summary of Collective Bargaining Settlements for Units 2, 3, 4, 6, 7, 8, 9, 10, 11 and 13, for fiscal year 1976-77; and
3. A revised proviso for Unit 1, Blue Collar, Non-Supervisory, for inclusion in the general appropriation measure for 1976,

submitted in accordance with Section 89-10(b), Hawaii Revised Statutes, was referred to the Committee on Ways and Means.

A message from the Governor (Gov. Msg. No. 468), transmitting an Executive Order providing for an extension of the 1976 Session of the Eighth Legislature as follows:

"EXECUTIVE ORDER

WHEREAS, Section 11, Article III of the Constitution of the State of Hawaii, provides that an extension of not more than fifteen days of any session may 'be granted by the presiding officers of both houses at the written request of two-thirds of the members of which each house is entitled or may be granted by the governor'; and

WHEREAS, said Section 11 further provides that 'Saturdays, Sunday, holidays and any days in recess

pursuant to a concurrent resolution shall be excluded in computing the number of days of any session; and

WHEREAS, it appears that an extension of the legislative session is necessary in the public interest;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, Governor of Hawaii, pursuant to the power vested in me by Section 11, Article III of the Constitution of the State of Hawaii, do hereby extend the 1976 regular session of the Eighth Legislature of the State of Hawaii for a period of forty-eight hours, following 12:00 midnight, April 15, 1976, but excluding Good Friday (a holiday), Saturday and Sunday, pursuant to Section 11, Article III of the Constitution of the State of Hawaii.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 15th day of April, 1976

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

was placed on file.

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

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

ADJOURNMENT

At 11:16 o'clock p.m., on motion by Senator Taira, seconded by Senator Ching and carried, the Senate adjourned until 11:00 o'clock a.m., Monday, April 19, 1976.