

FOURTEENTH DAY

Monday, February 7, 1977

The Senate of the Ninth Legislature of the State of Hawaii, Regular Session of 1977, convened at 11:30 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Father Anselm E. Gouveia of the St. Augustine Church, after which the Roll was called showing all Senators present, with the exception of Senators Anderson, Hara, Soares and R. Wong who were excused.

The President announced that he had read and approved the Journal of the Thirteenth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 96 to 98) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 96), transmitting copies of Annual Report 1976, State Foundation on Culture and the Arts, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 97), transmitting copies of Quarterly Statistical Report, State of Hawaii, December 1976, prepared by the Research and Economic Analysis Division, Department of Planning and Economic Development, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 98), transmitting copies of a joint report prepared by the Department of Regulatory Agencies and the Public Utilities Commission in response to House Concurrent Resolution No. 16, Regular Session of 1976, Requesting a Thorough Study and Examination of the Fuel Adjustment Clause as a Regulatory Device for Revising Rates for Public Utility Energy Services, was jointly referred to the Committee on Public Utilities and the Committee on Transportation.

DEPARTMENTAL COMMUNICATION

A communication from the Department of the Attorney General (Dept. Com. No. 7), transmitting copies of an addendum to a report prepared in response to Senate Resolution No. 392, S.D. 1, Regular Session of 1976, Requesting a Study of Trust Management Fees and Policies and Practices with Regard Thereto, and transmitted earlier under Governor's Message No. 3, was read

read by the Clerk and was referred to the Committee on Judiciary.

HOUSE COMMUNICATION

A communication from the House (Hse. Com. No. 10), transmitting House Concurrent Resolution No. 25, which was adopted by the House of Representatives on February 4, 1977, was read by the Clerk and was placed on file.

On motion by Senator Taira, seconded by Senator Yee and carried, H.C.R. No. 25, entitled: "HOUSE CONCURRENT RESOLUTION CHILDREN'S DENTAL HEALTH WEEK", was adopted.

SENATE RESOLUTION

A resolution (S.R. No. 158), entitled: "SENATE RESOLUTION RECOGNIZING THE PARTICIPATION OF HAWAII'S EDUCATORS AND STUDENTS IN NATIONAL VOCATIONAL EDUCATION WEEK ACTIVITIES", was jointly offered by Senators Hara, Yim, Soares, Yamasaki, Chong, Hulten, Ching, Henderson, Takitani, Nishimura, Kuroda, Young, Toyofuku, King, Ushijima, F. Wong, O'Connor and Kawasaki, and was read by the Clerk.

On motion by Senator Yim, seconded by Senator Ching and carried, S.R. No. 158 was adopted.

INTRODUCTION OF SENATE BILLS

On motion by Senator Taira, seconded by Senator Yee and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Tuesday, February 8, 1977:

Senate Bills

No. 514 "A Bill for an Act Relating to Motor Vehicles."

Introduced by: Senators Ushijima, Takitani, Chong, Yamasaki, F. Wong, Nishimura, O'Connor and Hulten.

No. 515 "A Bill for an Act Relating to Federal Programs Coordinator."

Introduced by: Senators Ushijima, Yamasaki, Takitani, Chong, F. Wong, Taira, Young, Hulten, Yim, King and Hara.

No. 516 "A Bill for an Act Relating to Insurance."

Introduced by: Senators Ushijima,

- Takitani, Chong, Yamasaki, F. Wong, Nishimura and Hulten.
- Introduced by: Senators King, Chong, Yim and Henderson.
- No. 517 "A Bill for an Act Relating to Franchises."
- Introduced by: Senators Nishimura, Toyofuku, Henderson, O'Connor, Hara, Yamasaki, Takitani, Young, F. Wong, Chong, R. Wong, Hulten, Kuroda, Kawasaki, Leopold and Yee.
- No. 518 "A Bill for an Act Relating to Land Trusts."
- Introduced by: Senators Nishimura, O'Connor, Hara, Hulten, Chong, King, F. Wong and Toyofuku.
- No. 519 "A Bill for an Act Relating to Cable Television."
- Introduced by: Senator Nishimura, F. Wong, Chong, Leopold, Ching, Hulten and Hara.
- No. 520 "A Bill for an Act Making an Appropriation for the Youth Conservation Corps Program."
- Introduced by: Senators King, Taira, Toyofuku, Hara, Soares, Kuroda, Henderson, Takitani, Chong, F. Wong, Hulten, Leopold, Ching and Yamasaki.
- No. 521 "A Bill for an Act Relating to Establishing a System for Awarding Contracts to Professional Engineers, Architects and Landscape Architects for the Design of State Projects."
- Introduced by: Senators King, Nishimura, Takitani, Chong, Soares, Kuroda, Henderson, George, Leopold and Ching.
- No. 522 "A Bill for an Act Relating to Public Purchases."
- Introduced by: Senators Ushijima, Yamasaki, Chong, Taira, Toyofuku, Kawasaki, Takitani and Kuroda.
- No. 523 "A Bill for an Act Relating to Insurance."
- Introduced by: Senators Ushijima, Yamasaki, Chong, Taira, Kawasaki, Takitani and Kuroda.
- No. 524 "A Bill for an Act Relating to Beverage Containers Use."
- Introduced by: Senators King, Henderson, Chong and Yim.
- No. 525 "A Bill for an Act Relating to Beverage Containers."
- Introduced by: Senators King, Chong, Yim and Henderson.
- No. 526 "A Bill for an Act Making an Appropriation for Lipoa Street Improvements, Kihei, County of Maui."
- Introduced by: Senators Yamasaki and Takitani.
- No. 527 "A Bill for an Act Making an Appropriation for Iao Stream Flood Control Project, County of Maui."
- Introduced by: Senators Yamasaki and Takitani.
- No. 528 "A Bill for an Act Making an Appropriation for Civil Air Patrol Headquarters."
- Introduced by: Senators Yamasaki, Takitani, F. Wong, Toyofuku, Ushijima, Taira, Hulten, Chong, Ching, Soares, Hara, Henderson and Kuroda.
- No. 529 "A Bill for an Act Making an Appropriation for the Continuance of the Hawaii Legal Services Project, Legal Aid Society of Hawaii."
- Introduced by: Senators Yamasaki, Takitani, Hulten, Leopold, Ushijima, O'Connor, Kuroda, Chong, Hara and Taira.
- No. 530 "A Bill for an Act Relating to Fees for Tax Map Tracings."
- Introduced by: Senators Yamasaki, Takitani, Kawasaki, Taira, Toyofuku, Leopold, F. Wong, Yim, Hulten, Ushijima, O'Connor, Chong, Ching, Soares, Hara, Henderson and Kuroda.
- No. 531 "A Bill for an Act Relating to the Employees Retirement System of the State of Hawaii."
- Introduced by: Senators O'Connor, Nishimura, Chong, Hulten, Takitani, Taira, Ching, Kuroda, Yamasaki, Yee and Ushijima.
- No. 532 "A Bill for an Act Relating to the Department of Transportation."
- Introduced by: Senators O'Connor, Nishimura, Chong, Hulten, Takitani, Taira, Toyofuku, Ching, Kuroda, Yamasaki, Yee, Hara, R. Wong and Ushijima.
- No. 533 "A Bill for an Act Relating to Motor-Driven Bicycles."
- Introduced by: Senators O'Connor, Nishimura, Chong, Hulten, Takitani,

Taira, Toyofuku, Ching, Kuroda, Yamasaki, Yee, Hara, R. Wong and Ushijima.

- No. 534 "A Bill for an Act Making an Appropriation for a Park for University Heights, Hawaii."

Introduced by: Senators Hara, Ushijima, Henderson, Chong, Hulten, Takitani, Yamasaki, F. Wong, Nishimura, King, Ching, Young, Soares and O'Connor.

- No. 535 "A Bill for an Act Making an Appropriation to the Hilo Interim Home."

Introduced by: Senators Hara, Ushijima, Henderson, Hulten, Takitani, Nishimura, Chong, Kuroda, Yamasaki, Young, Toyofuku, King, Ching, F. Wong, Soares and O'Connor.

- No. 536 "A Bill for an Act Making an Appropriation for Capital Improvement Projects, County of Hawaii."

Introduced by: Senators Hara, Ushijima, Henderson, Hulten, Takitani, Taira, Chong, F. Wong, Toyofuku, Yamasaki, Nishimura, Kuroda and Young.

- No. 537 "A Bill for an Act Relating to Income Taxes."

Introduced by: Senators Hara, Taira, Kuroda, Ushijima, Hulten, Takitani, Nishimura, Chong, Yamasaki, Yim, Toyofuku, F. Wong and O'Connor.

- No. 538 "A Bill for an Act Relating to Culture and the Arts."

Introduced by: Senators Hara, Yim, F. Wong, Young, O'Connor, Ushijima, Yamasaki, Toyofuku, Hulten, Takitani, Taira, R. Wong, Ching and Nishimura.

- No. 539 "A Bill for an Act Relating to the Office of Revisor of Statutes."

Introduced by: Senators Hara, Ushijima, O'Connor, Chong, Young, Toyofuku, Kuroda, Hulten, Takitani, Taira, Ching, Nishimura, F. Wong and Leopold.

On motion by Senator Taira, seconded by Senator Yee and carried, the following bills were referred to print and were placed on the calendar for further consideration on Tuesday, February 8, 1977:

Senate Bills

- No. 486 "A Bill for an Act Relating to Elections."

Introduced by: Senator Ushijima.

- No. 487 "A Bill for an Act Relating to Public Assistance."

Introduced by: Senator Ushijima.

- No. 488 "A Bill for an Act Relating to Elderly."

Introduced by: Senator Ushijima.

- No. 489 "A Bill for an Act Relating to Collective Bargaining."

Introduced by: Senator Ushijima.

- No. 490 "A Bill for an Act Relating to Programs for Developmentally Disabled."

Introduced by: Senator Ushijima.

- No. 491 "A Bill for an Act Relating to Economic Development."

Introduced by: Senator Ushijima.

- No. 492 "A Bill for an Act Relating to New Industries and Economic Expansion."

Introduced by: Senator Ushijima.

- No. 493 "A Bill for an Act Relating to Tourism."

Introduced by: Senator Ushijima.

- No. 494 "A Bill for an Act Relating to Natural Resources."

Introduced by: Senator Ushijima.

- No. 495 "A Bill for an Act Relating to Government Operations and Efficiency."

Introduced by: Senator Ushijima.

- No. 496 "A Bill for an Act Relating to Health."

Introduced by: Senator Ushijima.

- No. 497 "A Bill for an Act Relating to Energy."

Introduced by: Senator Ushijima.

- No. 498 "A Bill for an Act Relating to Education."

Introduced by: Senator Ushijima.

- No. 499 "A Bill for an Act Relating to Agriculture."

Introduced by: Senator Ushijima.

- No. 500 "A Bill for an Act Relating to Judiciary."

- Introduced by: Senator Ushijima.
- No. 501 "A Bill for an Act Relating to Penal Code."
- Introduced by: Senator Ushijima.
- No. 502 "A Bill for an Act Relating to Landlord Tenant Code."
- Introduced by: Senator Ushijima.
- No. 503 "A Bill for an Act Relating to Legislative Management."
- Introduced by: Senator Ushijima.
- No. 504 "A Bill for an Act Relating to Public Utilities."
- Introduced by: Senator Ushijima.
- No. 505 "A Bill for an Act Relating to Taxes."
- Introduced by: Senator Ushijima.
- No. 506 "A Bill for an Act Relating to Consumer Protection."
- Introduced by: Senator Ushijima.
- No. 507 "A Bill for an Act Relating to Ecology, Environment, and Recreation."
- Introduced by: Senator Ushijima.
- No. 508 "A Bill for an Act Relating to Military and Civil Defense."
- Introduced by: Senator Ushijima.
- No. 509 "A Bill for an Act Relating to Capital Improvement Projects."
- Introduced by: Senator Ushijima.
- No. 510 "A Bill for an Act Relating to Appropriations for New Programs."
- Introduced by: Senator Ushijima.
- No. 511 "A Bill for an Act Relating to Housing and Hawaiian Homes."
- Introduced by: Senator Ushijima.
- No. 512 "A Bill for an Act Relating to Inter-Governmental Relations."
- Introduced by: Senator Ushijima.
- No. 513 "A Bill for an Act Relating to Higher Education."
- Introduced by: Senator Ushijima.

STANDING COMMITTEE REPORT

Senator Yamasaki, for the Committee on Legislative Management, presented

a report (Stand. Com. Rep. No. 11) informing the Senate that Senate Bill Nos. 446 to 485 and Senate Resolution Nos. 156 and 157 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.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills that were introduced on Friday, February 4, 1977:

Senate Bills	Referred to:
No. 446	Committee on Ways and Means
No. 447	Committee on Health, then to the Committee on Ways and Means
No. 448	Committee on Health, then to the Committee on Ways and Means
No. 449	Committee on Ways and Means
No. 450	Committee on Ways and Means
No. 451	Committee on Ways and Means
No. 452	Committee on Ways and Means
No. 453	Committee on Ways and Means
No. 454	Committee on Judiciary
No. 455	Committee on Education, then to the Committee on Ways and Means
No. 456	Committee on Education, then to the Committee on Ways and Means
No. 457	Committee on Ways and Means
No. 458	Committee on Judiciary
No. 459	Committee on Economic Development, then to the Committee on Ways and Means
No. 460	Committee on Judiciary
No. 461	Committee on Education, then to the Committee on Ways and Means

- No. 462 Committee on Health
- No. 463 Committee on Human Resources, then to the Committee on Ways and Means
- No. 464 Committee on Transportation, then to the Committee on Ways and Means
- No. 465 Committee on Transportation, then to the Committee on Ways and Means
- No. 466 Committee on Ways and Means
- No. 467 Committee on Education, then to the Committee on Ways and Means
- No. 468 Committee on Education, then to the Committee on Ways and Means
- No. 469 Committee on Education, then to the Committee on Ways and Means
- No. 470 Committee on Ways and Means
- No. 471 Committee on Health, then to the Committee on Judiciary
- No. 472 Committee on Housing and Hawaiian Homes, then to the Committee on Judiciary
- No. 473 Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means
- No. 474 Committee on Housing and Hawaiian Homes
- No. 475 Committee on Health, then to the Committee on Judiciary
- No. 476 Committee on Ecology, Environment and Recreation, then to the Committee on Judiciary
- No. 477 Committee on Ecology, Environment and Recreation, then to the Committee on Judiciary
- No. 478 Committee on Health, then to the Committee on Judiciary
- No. 479 Committee on Judiciary
- No. 480 Committee on Judiciary
- No. 481 Committee on Judiciary
- No. 482 Committee on Judiciary
- No. 483 Jointly to the Committee on Transportation and the Committee on Economic Development
- No. 484 Committee on Transportation
- No. 485 Committee on Intergovernmental Relations, then to the Committee on Transportation

ADJOURNMENT

At 11:39 o'clock a.m., on motion by Senator Taira, seconded by Senator Yee and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, February 8, 1977.