

FIFTEENTH DAY

Tuesday, February 8, 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 Matthew Alencastre of Blessed Sacrament Church, after which the Roll was called showing all Senators present with the exception of Senator Yim, who was excused.

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

Senator Hulten introduced to the members of the Senate a group of students from the Social Studies Class at Kalaheo Hillside High School, with their teachers, Mrs. Ellen Libby and Mr. Hillaro.

DEPARTMENTAL COMMUNICATION

A communication from the Office of the Legislative Auditor (Dept. Com. No. 8), transmitting a report entitled, "A Study of Airport System Financing, Department of Transportation", was read by the Clerk and was jointly referred to the Committee on Transportation and the Committee on Ways and Means.

HOUSE COMMUNICATION

A communication from the House (Hse. Com. No. 11), returning Senate Concurrent Resolution No. 65, which was adopted by the House of Representatives on February 7, 1977, was read by the Clerk and was placed on file.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 159 to 163) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 159), entitled: "SENATE RESOLUTION CONGRATULATING AND COMMENDING FRANK HISANAGA, STATE EMPLOYEE OF THE YEAR", was jointly offered by Senators Hara, Ushijima, Henderson, Kuroda, Yamasaki, King, Anderson, Kawasaki, O'Connor, Young, Chong, Yim, Toyofuku, Yee, Takitani, Hulten, Ching, Nishimura, George, Taira, F. Wong, R. Wong, Leopold, Soares and Saiki.

On motion by Senator Hara, seconded by Senator Henderson and carried, S.R. No. 159 was adopted.

A resolution (S.R. No. 160), entitled: "SENATE RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON EXCHANGES", was jointly offered by Senators Ushijima, Yamasaki, Takitani, Kuroda, F. Wong, Taira, Hulten, Chong, Toyofuku, Kawasaki and Hara.

By unanimous consent, S.R. No. 160 was referred to the Committee on Economic Development.

A resolution (S.R. No. 161), entitled: "SENATE RESOLUTION RELATING TO ROADSIDE VENDING IN WAIMANALO BY THE HUI MEA HANA O HAWAII", was jointly offered by Senators Ushijima, Takitani, Kuroda, Young, Hara, R. Wong, Hulten, Toyofuku, F. Wong, Ching, Chong, Yim and O'Connor.

By unanimous consent, S.R. No. 161 was referred to the Committee on Economic Development.

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

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

A resolution (S.R. No. 162), entitled: "SENATE RESOLUTION REAFFIRMING THE RESPONSIBILITY AND AUTHORITY OF LOCAL GOVERNMENTS AND METROPOLITAN PLANNING ORGANIZATIONS AS TO MASS TRANSIT", was jointly offered by Senators Yee, Soares, Kuroda, Toyofuku, Henderson, Takitani, Chong, Leopold, Hulten, O'Connor, King and F. Wong.

By unanimous consent, S.R. No. 162 was referred to the Committee on Transportation.

A resolution (S.R. No. 163), entitled: "SENATE RESOLUTION REQUESTING THE EXPANSION OF THE EXPRESS BUS SYSTEM", was jointly offered by Senators Yee, Anderson, Henderson, Soares, Saiki, George, Chong, Takitani, Leopold, Toyofuku, F. Wong, King, Kuroda, O'Connor and Hulten.

By unanimous consent, S.R. No. 163 was referred to the Committee on Transportation.

INTRODUCTION OF SENATE BILLS

On motion by Senator Taira, seconded by Senator Anderson and carried, the following bills passed First Reading by title, were referred to print and

were placed on the calendar for further consideration on Wednesday, February 9, 1977:

Senate Bill

No. 540 "A Bill for an Act Relating to Employment of the Elderly."

Introduced by: Senators Ushijima, Yamasaki, Chong, Taira, Takitani, Kuroda, F. Wong, Hara and Ching.

No. 541 "A Bill for an Act Making an Appropriation for a Grant-In-Aid to St. Francis Hospital, Oahu."

Introduced by: Senator Taira.

No. 542 "A Bill for an Act Making an Appropriation for Capital Improvement Projects at Waiālae School."

Introduced by: Senators O'Connor, Nishimura, Saiki and Soares.

No. 543 "A Bill for an Act Making an Appropriation for a Capital Improvement Project at Jefferson Elementary School."

Introduced by: Senators O'Connor, Nishimura, Saiki and Soares.

No. 544 "A Bill for an Act Relating to Ordinary Disability Retirement under the Employees' Retirement System."

Introduced by: Senators Toyofuku, Taira, Takitani, Ching, Chong, Hulten, Young, F. Wong and Nishimura.

No. 545 "A Bill for an Act Relating to Purchasing Credits for Military Service under the Employees' Retirement System."

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

No. 546 "A Bill for an Act Relating to a Demonstration Project at the Hawaii State Prison and Making an Appropriation Therefor."

Introduced by: Senators Toyofuku, Kuroda, Takitani, Ching, Chong, King, Young, Yamasaki, F. Wong and Nishimura.

No. 547 "A Bill for an Act Relating to Contracts of the Department of Planning and Economic Development."

Introduced by: Senators Toyofuku, Kuroda, Takitani, Ching, Chong, Hulten, King, Young, Yamasaki

and Nishimura.

No. 548 "A Bill for an Act Making an Appropriation for the Big Island Council on Alcoholism."

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

No. 549 "A Bill for an Act Relating to Education."

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

No. 550 "A Bill for an Act Relating to the Lapakahi State Historical Park Project."

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

No. 551 "A Bill for an Act Relating to Income Tax Credit for Education."

Introduced by: Senators Hulten, Hara, Chong, Ushijima, Takitani, Nishimura, Kawasaki, F. Wong, Saiki, Henderson, O'Connor, Young, Soares and Taira.

No. 552 "A Bill for an Act Relating to Excise Tax Credits."

Introduced by: Senators Henderson, Toyofuku, Taira, Kuroda, Yamasaki, King, Hara, F. Wong, Takitani, Soares, Nishimura, Ushijima, Saiki, Yee, Anderson, George, Leopold, Young, Hulten and Chong.

No. 553 "A Bill for an Act Making an Appropriation for the Hawaii Small Fishing Vessel Purchase, Construction, Renovation, Maintenance and Repair Loan Revolving Fund."

Introduced by: Senators Yee, Anderson, Henderson, Soares, Saiki, George, Takitani, Kuroda, Young, Hulten, Leopold, O'Connor, Hara, King, Toyofuku and F. Wong.

No. 554 "A Bill for an Act Relating to the Use of Force for the Protection of Property."

Introduced by: Senators Yee, Anderson, Henderson, Soares, Saiki, George, Takitani, Kuroda, Young, Hulten, O'Connor, King, Toyofuku and F. Wong.

No. 555 "A Bill for an Act Making an Appropriation for the Hawaii Large Fishing Vessel Purchase, Construction, Renovation, Maintenance and Repair Loan Revolving Fund."

Introduced by: Senators Yee, Henderson, Soares, Kuroda, Takitani, Leopold, Young, Hulten, O'Connor, King, George, Toyofuku, Hara and F. Wong.

No. 556 "A Bill for an Act Relating to the General Excise Taxation of New Industries."

Introduced by: Senators Yee, Anderson, Henderson, Soares, Saiki, George, Chong, Takitani, Leopold, Kuroda, Hulten, O'Connor, Toyofuku and F. Wong.

No. 557 "A Bill for an Act Relating to the Conduct of Bingo."

Introduced by: Senators Yee, Soares, Saiki, Takitani, Kuroda, Hulten, O'Connor, King, Toyofuku and F. Wong.

No. 558 "A Bill for an Act Relating to Transportation."

Introduced by: Senators Yee, Anderson, Henderson, Soares, Saiki, George, Chong, Takitani, Leopold, Kuroda, Hulten, O'Connor, King, Toyofuku and F. Wong.

No. 559 "A Bill for an Act Relating to the Hawaii Penal Code."

Introduced by: Senators Yee, Anderson, Henderson, Soares, Saiki, George, Chong, Takitani, Kuroda, Hulten, O'Connor, King, Toyofuku and F. Wong.

STANDING COMMITTEE REPORT

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 12), informing the Senate that Senate Bill Nos. 486 to 539 and Senate Resolution Nos. 158 to 160 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 Monday, February 7, 1977:

Senate Bill Referred to:

No. 486 Committee on Judiciary, then to the Committee on Ways and Means

No. 487 Committee on Human Resources, then to the Committee on Ways and Means

No. 488 Committee on Human Resources, then to the Committee on Ways and Means

No. 489 Committee on Human Resources, then to the Committee on Ways and Means

No. 490 Committee on Human Resources, then to the Committee on Ways and Means

No. 491 Committee on Economic Development, then to the Committee on Ways and Means

No. 492 Committee on Economic Development, then to the Committee on Ways and Means

No. 493 Committee on Economic Development, then to the Committee on Ways and Means

No. 494 Committee on Energy/Natural Resources, then to the Committee on Ways and Means

No. 495 Committee on Government Operations and Efficiency, then to the Committee on Ways and Means

No. 496 Committee on Health, then to the Committee on Ways and Means

No. 497 Committee on Energy/Natural Resources, then to the Committee on Ways and Means

No. 498 Committee on Education, then to the Committee on Ways and Means

No. 499 Committee on Economic Development, then to the Committee on Ways and Means

No. 500 Committee on Judiciary, then to the Committee on Ways and Means

No. 501 Committee on Judiciary, then to the Committee on Ways and Means

No. 502 Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means

No. 503 Committee on Legislative Management, then to the Committee on Ways and Means

No. 504 Committee on Public Utilities,

- then to the Committee on Ways and Means
- No. 505 Committee on Ways and Means
- No. 506 Committee on Consumer Protection, then to the Committee on Ways and Means
- No. 507 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 508 Committee on Military and Civil Defense, then to the Committee on Ways and Means
- No. 509 Committee on Ways and Means
- No. 510 Committee on Ways and Means
- No. 511 Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means
- No. 512 Committee on Intergovernmental Relations, then to the Committee on Ways and Means
- No. 513 Committee on Higher Education, then to the Committee on Ways and Means
- No. 514 Committee on Judiciary
- No. 515 Committee on Intergovernmental Relations
- No. 516 Committee on Judiciary, then to the Committee on Ways and Means
- No. 517 Committee on Judiciary
- No. 518 Committee on Judiciary
- No. 519 Committee on Judiciary
- No. 520 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 521 Committee on Judiciary, then to the Committee on Ways and Means
- No. 522 Committee on Ways and Means
- No. 523 Committee on Judiciary
- No. 524 Committee on Ecology, Environment and Recreation
- No. 525 Committee on Ecology, Environment and Recreation
- No. 526 Committee on Transportation, then to the Committee on Ways and Means
- No. 527 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 528 Committee on Military and Civil Defense, then to the Committee on Ways and Means
- No. 529 Committee on Judiciary, then to the Committee on Ways and Means
- No. 530 Committee on Ways and Means
- No. 531 Committee on Human Resources, then to the Committee on Ways and Means
- No. 532 Committee on Transportation, then to the Committee on Ways and Means
- No. 533 Committee on Transportation
- No. 534 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 535 Committee on Human Resources, then to the Committee on Ways and Means
- No. 536 Committee on Ways and Means
- No. 537 Committee on Ways and Means
- No. 538 Committee on Education
- No. 539 Committee on Judiciary, then to the Committee on Ways and Means

RE-REFERRAL OF
SENATE BILLS

The President made the following re-referral of a Senate Bill that was introduced on Wednesday, February 2, 1977:

Senate Bill Referred to:

- No. 386 Committee on Education, then to the Committee on Ways and Means

The President then made the following re-referral of a Senate Bill that was introduced on Friday, February 4, 1977:

Senate Bill Referred to:

- No. 446 Committee on Transportation, then to the Committee on Ways and Means

RE-REFERRAL OF
SENATE RESOLUTIONS

The President made the following

re-referral of Senate Resolutions
which were offered on Friday, February
4, 1977:

Senate Resolution Referred to:

No. 145 Committee on Health

No. 146 Committee on Health

No. 147 Committee on Health

At 11:44 o'clock a.m., the Senate

stood in recess subject to the call
of the Chair.

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

ADJOURNMENT

At 11:47 o'clock a.m., on motion
by Senator Taira, seconded by Senator
Anderson and carried, the Senate
adjourned until 11:30 o'clock a.m.,
Wednesday, February 9, 1977.