

TWENTY-SIXTH DAY

Thursday, February 24, 1977

The Senate of the Ninth Legislature of the State of Hawaii, Regular Session of 1977, convened at 11:00 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Elder Donald Hallstrom of the Church of Jesus Christ of Latter Day Saints, Honolulu, Hawaii Stake, after which the Roll was called showing all Senators present, with the exception of Senators F. Wong and Yim who were excused.

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

At this time, Senator Anderson introduced to the members of the Senate 17 Student Government officers from Maryknoll High School, Hawaii Baptist Academy and Star of the Sea School.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 93 to 96) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 93), entitled: "SENATE CONCURRENT RESOLUTION PROMOTE THE IMPORTANCE OF HEALTH EDUCATION, POSITIVE HEALTH MAINTENANCE, AND PREVENTIVE MEDICINE IN GOVERNMENT PROGRAMS", was jointly offered by Senators Ushijima, Kuroda, Toyofuku and Taira.

By unanimous consent, S.C.R. No. 93 was referred to the Committee on Health.

A concurrent resolution (S.C.R. No. 94), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING PUBLIC HEARINGS TO CONSIDER AND DEFINE THE CONCEPT OF 'LIVING PARK' AND TO REPORT ON THE FUTURE OF KAHANA VALLEY STATE PARK", was jointly offered by Senators Anderson, R. Wong, King, Hulten and George.

By unanimous consent, S.C.R. No. 94 was referred to the Committee on Ecology, Environment and Recreation.

A concurrent resolution (S.C.R. No. 95), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO HUMAN SERVICES PROGRAM", was jointly offered by Senators Toyofuku, Chong, F. Wong, Nishimura, King, R. Wong, Hara and Takitani.

By unanimous consent, S.C.R.

No. 95 was referred to the Committee on Human Resources.

A concurrent resolution (S.C.R. No. 96), entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESS TO MAINTAIN THE CURRENT LEVEL OF AID TO FEDERALLY IMPACTED AREAS FOR EDUCATIONAL PROGRAM IN THE STATE OF HAWAII", was jointly offered by Senators Ushijima, Yamasaki, Takitani, Chong, King, Hulten, Ching, Kuroda, Soares, Hara, Taira, Young, Toyofuku, Henderson, Leopold, Saiki, George and R. Wong.

By unanimous consent, S.C.R. No. 96 was referred to the Committee on Education.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 258 to 269) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 258), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF COMPULSORY EYE EXERCISES", was jointly offered by Senators F. Wong, Takitani, Young, Nishimura, Hulten, Taira, Toyofuku and Chong.

By unanimous consent, S.R. No. 258 was referred to the Committee on Education.

A resolution (S.R. No. 259), entitled: "SENATE RESOLUTION REQUESTING THE HAWAII COUNTY DEPARTMENT OF WATER SUPPLY TO REDUCE WATER RATES FOR AGRICULTURAL PRODUCERS", was jointly offered by Senators F. Wong, Ching, Henderson, Toyofuku, Yamasaki, Anderson, Takitani, Chong and Hulten.

By unanimous consent, S.R. No. 259 was referred to the Committee on Economic Development.

A resolution (S.R. No. 260), entitled: "SENATE RESOLUTION REQUESTING THE ENVIRONMENTAL PROTECTION AGENCY TO GRANT HAWAII AN EXCEPTION TO THE ANIMAL WASTE DISCHARGE REGULATIONS", was jointly offered by Senators F. Wong, Ching, Henderson, Toyofuku, Yamasaki, Anderson, Takitani, Chong and Hulten.

By unanimous consent, S.R. No. 260 was jointly referred to the Committee on Ecology, Environment and Recreation and the Committee on Economic Development.

A resolution (S.R. No. 261), entitled: "SENATE RESOLUTION FEASIBILITY OF IMPROVED IRRIGATION TRANSMISSION SYSTEM FOR WAIMANALO", was jointly offered by Senators F. Wong, Ching, Henderson, Toyofuku, Yamasaki, Anderson, Takitani, Chong and Hulten.

By unanimous consent, S.R. No. 261 was referred to the Committee on Economic Development.

A resolution (S.R. No. 262), entitled: "SENATE RESOLUTION COMMENDING KATHERINE SHIGEKO TAKAKI OF HENRY J. KAISER HIGH SCHOOL, NATIONAL FINALIST IN THE WESTINGHOUSE SCIENCE TALENT SEARCH", was jointly offered by Senators Soares, Saiki, Nishimura, O'Connor, Ching, Yamasaki, Henderson, Anderson, Chong, Takitani, F. Wong and Hulten.

On motion by Senator Soares, seconded by Senator Saiki and carried, S.R. No. 262 was adopted.

A resolution (S.R. No. 263), entitled: "SENATE RESOLUTION EXTENDING CONGRATULATIONS TO MAILE JEAN APAU, 1977 JUNIOR MISS OF HAWAII", was jointly offered by Senators Soares, Saiki, Nishimura, O'Connor, Ching, Yamasaki, F. Wong, Henderson, Anderson, Chong, Takitani and Hulten.

On motion by Senator Soares, seconded by Senator Saiki and carried, S.R. No. 263 was adopted.

A resolution (S.R. No. 264), entitled: "SENATE RESOLUTION REQUESTING PUBLIC HEARINGS TO CONSIDER AND DEFINE THE CONCEPT OF 'LIVING PARK' AND TO REPORT ON THE FUTURE OF KAHANA VALLEY STATE PARK", was jointly offered by Senators Anderson, R. Wong, King, Hulten and George.

By unanimous consent, S.R. No. 264 was referred to the Committee on Ecology, Environment and Recreation.

A resolution (S.R. No. 265), entitled: "SENATE RESOLUTION CONGRATULATING THE HONOLULU ACADEMY OF ARTS ON ITS 50TH ANNIVERSARY AND FOR ITS FORTHCOMING EXHIBITION OF SOUTHEAST ASIAN CERAMICS", was jointly offered by Senators King, Saiki, George, Takitani, Toyofuku, Young, Henderson, Soares, Anderson, Leopold, Taira, Kuroda, Hara, Hulten and Chong.

On motion by Senator King, seconded by Senator Chong and carried, S.R. No. 265 was adopted.

At this time, Senator King introduced to the members of the Senate Mr. James W. Foster, Director, Honolulu Academy

of Arts, and presented him with a certified copy of the resolution just adopted.

A resolution (S.R. No. 266), entitled: "SENATE RESOLUTION HONORING EDITH KEKUKIHUHIPU'UONE O NA ALI'I O KOHALA KANAKA'OLE AS THE 'OUTSTANDING HAWAIIAN' OF THE YEAR", was jointly offered by Senators Hara, Ushijima, Henderson, Takitani, Hulten, Toyofuku, Chong, King, Kawasaki, O'Connor, Young, Kuroda, Saiki, R. Wong and Anderson.

On motion by Senator Hara, seconded by Senator Henderson and carried, S.R. No. 266 was adopted.

A resolution (S.R. No. 267), entitled: "SENATE RESOLUTION COMMENDING ELVIN KAMOKU ON THE OCCASION OF HIS RETIREMENT AS FIRE CHIEF OF THE HAWAII COUNTY FIRE DEPARTMENT", was jointly offered by Senators Henderson, Ushijima, Hara, Leopold, George, Ching, Soares, Takitani, Hulten, Anderson, Kawasaki, Chong, Yee, Nishimura, Young, Toyofuku, R. Wong, Yamasaki, Saiki, King, Yim, F. Wong, Kuroda, Taira and O'Connor.

On motion by Senator Henderson, seconded by Senator Hara and carried, S.R. No. 267 was adopted.

A resolution (S.R. No. 268), entitled: "SENATE RESOLUTION RELATING TO JUDICIAL EDUCATION", was jointly offered by Senators O'Connor, Chong, Hulten, Takitani, Kuroda, Yee, Hara, King and Toyofuku.

By unanimous consent, S.R. No. 268 was referred to the Committee on Judiciary.

A resolution (S.R. No. 269), entitled: "SENATE RESOLUTION URGING CONGRESS TO MAINTAIN THE CURRENT LEVEL OF AID TO FEDERALLY IMPACTED AREAS FOR EDUCATIONAL PROGRAMS IN THE STATE OF HAWAII", was jointly offered by Senators Ushijima, Yamasaki, Takitani, Chong, King, Hara, Taira, Hulten, Ching, Kuroda, Young, Toyofuku, Henderson, Soares, Leopold, Saiki and George.

By unanimous consent, S.R. No. 269 was referred to the Committee on Education.

SPECIAL COMMITTEE REPORT

Senator Toyofuku, for the Interim Committee on Human Resources, which was requested to conduct an interim study on the adequacy of the mechanisms and processes relating to the implementation and funding of human services programs,

presented a report (Spec. Com. Rep. No. 3) with certain recommendations.

By unanimous consent, the report of the Committee was received and placed on file.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 36) informing the Senate that Senate Bill Nos. 961 to 1532, Senate Concurrent Resolution Nos. 89 to 94, Senate Resolution Nos. 250 to 265, Special Committee Report No. 3, and Standing Committee Report Nos. 37 and 38 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 Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 37) recommending that Senate Bill Nos. 69, 71, 72, 73, 220, 221, 222, 223 and 224 pass First Reading and be recommitted to the Committee on Housing and Hawaiian Homes.

On motion by Senator Young, seconded by Senator Toyofuku and carried, the report of the Committee was adopted and

S.B. No. 69, entitled: "A BILL FOR AN ACT RELATING TO HOUSING";

S.B. No. 71, entitled: "A BILL FOR AN ACT RELATING TO HOUSING";

S.B. No. 72, entitled: "A BILL FOR AN ACT RELATING TO HOUSING";

S.B. No. 73, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE FINANCING";

S.B. No. 220, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS";

S.B. No. 221, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS";

S.B. No. 222, entitled: "A BILL FOR AN ACT RELATING TO HOUSING";

S.B. No. 223, entitled: "A BILL FOR AN ACT RELATING TO HOUSING"; and

S.B. No. 224, entitled: "A BILL FOR AN ACT RELATING TO HOUSING",

passed First Reading and were recommitted

to the Committee on Housing and Hawaiian Homes.

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

The Senate reconvened at 11:13 o'clock a.m.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 38) recommending that Senate Bill No. 110 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Nishimura, seconded by Senator O'Connor and carried, the report of the Committee was adopted and S.B. No. 110, entitled: "A BILL FOR AN ACT RELATING TO ACCIDENTAL DEATH BENEFIT", passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills that were introduced on Wednesday, February 23, 1977:

Senate Bills	Referred to:
No. 961	Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means
No. 962	Committee on Higher Education, then to the Committee on Ways and Means
No. 963	Committee on Higher Education, then to the Committee on Ways and Means
No. 964	Committee on Higher Education, then to the Committee on Ways and Means
No. 965	Committee on Higher Education, then to the Committee on Ways and Means
No. 966	Committee on Transportation, then to the Committee on Ways and Means
No. 967	Committee on Education, then to the Committee on Ways and Means
No. 968	Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
No. 969	Committee on Ecology, Environment and Recreation, then

- to the Committee on Ways and Means
- No. 970 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 971 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 972 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 973 Committee on Transportation, then to the Committee on Ways and Means
- No. 974 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 975 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 976 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 977 Committee on Ways and Means
- No. 978 Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means
- No. 979 Committee on Transportation, then to the Committee on Ways and Means
- No. 980 Committee on Economic Development, then to the Committee on Ways and Means
- No. 981 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 982 Committee on Intergovernmental Relations
- No. 983 Committee on Intergovernmental Relations, then to the Committee on Economic Development
- No. 984 Committee on Ecology, Environment and Recreation, then to the Committee on Economic Development
- No. 985 Committee on Education, then to the Committee on Ways and Means
- No. 986 Committee on Education, then to the Committee on Ways and Means
- No. 987 Committee on Human Resources,
- then to the Committee on Ways and Means
- No. 988 Committee on Public Utilities, then to the Committee on Transportation
- No. 989 Committee on Human Resources
- No. 990 Committee on Human Resources, then to the Committee on Ways and Means
- No. 991 Committee on Human Resources, then to the Committee on Judiciary
- No. 992 Committee on Ways and Means
- No. 993 Committee on Ways and Means
- No. 994 Committee on Ways and Means
- No. 995 Committee on Public Utilities, then to the Committee on Energy/Natural Resources
- No. 996 Committee on Judiciary
- No. 997 Committee on Economic Development, then to the Committee on Ways and Means
- No. 998 Committee on Education, then to the Committee on Ways and Means
- No. 999 Committee on Education, then to the Committee on Ways and Means
- No. 1000 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 1001 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 1002 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1003 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 1004 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1005 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 1006 Committee on Education, then to the Committee on Ways and Means

- No. 1007 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1008 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1009 Committee on Education, then to the Committee on Ways and Means
- No. 1010 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 1011 Committee on Education, then to the Committee on Ways and Means
- No. 1012 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1013 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1014 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1015 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 1016 Committee on Higher Education, then to the Committee on Ways and Means
- No. 1017 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1018 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1019 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1020 Committee on Education, then to the Committee on Ways and Means
- No. 1021 Committee on Education, then to the Committee on Ways and Means
- No. 1022 Committee on Education, then to the Committee on Ways and Means
- No. 1023 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 1024 Committee on Education, then to the Committee on Ways and Means
- No. 1025 Committee on Health, then to the Committee on Ways and Means
- No. 1026 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1027 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1028 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1029 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1030 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1031 Committee on Transportation, then to the Committee on Ways and Means
- No. 1032 Committee on Education, then to the Committee on Ways and Means
- No. 1033 Committee on Education, then to the Committee on Ways and Means
- No. 1034 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1035 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1036 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1037 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1038 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 1039 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 1040 Committee on Ways and Means
- No. 1041 Committee on Judiciary
- No. 1042 Committee on Economic Development
- No. 1043 Committee on Health, then to the Committee on Judiciary
- No. 1044 Committee on Education,

- then to the Committee on Ways and Means
- No. 1045 Committee on Health, then to the Committee on Ways and Means
- No. 1046 Committee on Health, then to the Committee on Ways and Means
- No. 1047 Committee on Judiciary
- No. 1048 Committee on Human Resources
- No. 1049 Committee on Education
- No. 1050 Committee on Education, then to the Committee on Ways and Means
- No. 1051 Committee on Education
- No. 1052 Committee on Education, then to the Committee on Ways and Means
- No. 1053 Committee on Education, then to the Committee on Ways and Means
- No. 1054 Committee on Judiciary
- No. 1055 Committee on Education
- No. 1056 Committee on Judiciary
- No. 1057 Committee on Judiciary
- No. 1058 Committee on Judiciary
- No. 1059 Committee on Judiciary
- No. 1060 Committee on Consumer Protection, then to the Committee on Judiciary
- No. 1061 Committee on Judiciary
- No. 1062 Committee on Judiciary
- No. 1063 Committee on Judiciary
- No. 1064 Committee on Judiciary
- No. 1065 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1066 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1067 Committee on Ways and Means
- No. 1068 Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means
- No. 1069 Committee on Education, then to the Committee on Ways and Means
- No. 1070 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1071 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 1072 Committee on Ways and Means
- No. 1073 Committee on Ways and Means
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- No. 1080 Committee on Health, then to the Committee on Ways and Means
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- No. 1089 Committee on Health, then to the Committee on Ways and Means
- No. 1090 Committee on Health, then to the Committee on Ways and Means
- No. 1091 Committee on Health, then to the Committee on Judiciary
- No. 1092 Committee on Health
- No. 1093 Committee on Health, then to the Committee on Ways and Means
- No. 1094 Committee on Health, then to the Committee on Ways and Means

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| No. 1095 | Committee on Public Utilities | Development |
| No. 1096 | Committee on Intergovernmental Relations, then to the Committee on Economic Development | No. 1116 Committee on Housing and Hawaiian Homes, then to the Committee on Judiciary |
| No. 1097 | Committee on Ways and Means | No. 1117 Committee on Housing and Hawaiian Homes, then to the Committee on Judiciary |
| No. 1098 | Committee on Education | No. 1118 Committee on Economic Development |
| No. 1099 | Committee on Housing and Hawaiian Homes | No. 1119 Committee on Judiciary |
| No. 1100 | Committee on Economic Development, then to the Committee on Ways and Means | No. 1120 Committee on Housing and Hawaiian Homes, then to the Committee on Judiciary |
| No. 1101 | Committee on Economic Development, then to the Committee on Ways and Means | No. 1121 Committee on Housing and Hawaiian Homes, then to the Committee on Judiciary |
| No. 1102 | Committee on Economic Development, then to the Committee on Ways and Means | No. 1122 Committee on Ways and Means |
| No. 1103 | Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means | No. 1123 Committee on Economic Development, then to the Committee on Ways and Means |
| No. 1104 | Committee on Economic Development, then to the Committee on Ways and Means | No. 1124 Committee on Intergovernmental Relations, then to the Committee on Economic Development |
| No. 1105 | Committee on Economic Development, then to the Committee on Ways and Means | No. 1125 Committee on Education |
| No. 1106 | Committee on Economic Development, then to the Committee on Ways and Means | No. 1126 Committee on Ways and Means |
| No. 1107 | Committee on Economic Development, then to the Committee on Ways and Means | No. 1127 Committee on Ways and Means |
| No. 1108 | Committee on Higher Education, then to the Committee on Ways and Means | No. 1128 Committee on Education, then to the Committee on Ways and Means |
| No. 1109 | Committee on Judiciary | No. 1129 Committee on Economic Development, then to the Committee on Human Resources |
| No. 1110 | Committee on Economic Development, then to the Committee on Ways and Means | No. 1130 Committee on Education |
| No. 1111 | Committee on Ways and Means | No. 1131 Committee on Judiciary |
| No. 1112 | Committee on Intergovernmental Relations, then to the Committee on Economic Development | No. 1132 Committee on Ways and Means |
| No. 1113 | Committee on Economic Development, then to the Committee on Ways and Means | No. 1133 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means |
| No. 1114 | Committee on Economic Development | No. 1134 Committee on Judiciary |
| No. 1115 | Committee on Economic | No. 1135 Committee on Judiciary |
| | | No. 1136 Committee on Judiciary |
| | | No. 1137 Committee on Judiciary |
| | | No. 1138 Committee on Energy/Natural Resources |

- No. 1139 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1140 Committee on Higher Education, then to the Committee on Ways and Means
- No. 1141 Committee on Ways and Means
- No. 1142 Committee on Education, then to the Committee on Ways and Means
- No. 1143 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1144 Committee on Judiciary, then to the Committee on Ways and Means
- No. 1145 Committee on Judiciary
- No. 1146 Committee on Judiciary
- No. 1147 Committee on Higher Education, then to the Committee on Ways and Means
- No. 1148 Committee on Consumer Protection, then to the Committee on Judiciary
- No. 1149 Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means
- No. 1150 Committee on Human Resources
- No. 1151 Committee on Ways and Means
- No. 1152 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 1153 Committee on Ways and Means
- No. 1154 Committee on Health, then to the Committee on Ways and Means
- No. 1155 Committee on Human Resources
- No. 1156 Committee on Human Resources, then to the Committee on Ways and Means
- No. 1157 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 1158 Committee on Public Utilities, then to the Committee on Judiciary
- No. 1159 Committee on Judiciary
- No. 1160 Committee on Judiciary
- No. 1161 Committee on Public Utilities, then to the Committee on Judiciary
- No. 1162 Committee on Higher Education, then to the Committee on Ways and Means
- No. 1163 Committee on Higher Education
- No. 1164 Committee on Higher Education, then to the Committee on Ways and Means
- No. 1165 Committee on Higher Education, then to the Committee on Ways and Means
- No. 1166 Committee on Judiciary
- No. 1167 Committee on Ways and Means
- No. 1168 Committee on Health, then to the Committee on Ways and Means
- No. 1169 Committee on Transportation, then to the Committee on Ways and Means
- No. 1170 Committee on Transportation, then to the Committee on Ways and Means
- No. 1171 Committee on Education, then to the Committee on Ways and Means
- No. 1172 Committee on Education, then to the Committee on Ways and Means
- No. 1173 Committee on Education, then to the Committee on Ways and Means
- No. 1174 Committee on Education, then to the Committee on Ways and Means
- No. 1175 Committee on Education, then to the Committee on Ways and Means
- No. 1176 Committee on Education, then to the Committee on Ways and Means
- No. 1177 Committee on Education, then to the Committee on Ways and Means
- No. 1178 Committee on Education, then to the Committee on Ways and Means
- No. 1179 Committee on Education, then to the Committee on Ways and Means
- No. 1180 Committee on Education,

- then to the Committee on Ways and Means
- No. 1181 Committee on Education, then to the Committee on Ways and Means
- No. 1182 Committee on Education, then to the Committee on Ways and Means
- No. 1183 Committee on Education, then to the Committee on Ways and Means
- No. 1184 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1185 Committee on Human Resources
- No. 1186 Committee on Health, then to the Committee on Ways and Means
- No. 1187 Committee on Economic Development
- No. 1188 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1189 Committee on Education, then to the Committee on Ways and Means
- No. 1190 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1191 Committee on Ecology, Environment and Recreation, then to the Committee on Economic Development
- No. 1192 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1193 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1194 Committee on Economic Development
- No. 1195 Committee on Economic Development
- No. 1196 Committee on Ways and Means
- No. 1197 Committee on Ways and Means
- No. 1198 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1199 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1200 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1201 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1202 Committee on Ecology, Environment and Recreation
- No. 1203 Committee on Judiciary
- No. 1204 Committee on Health, then to the Committee on Judiciary
- No. 1205 Committee on Economic Development
- No. 1206 Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means
- No. 1207 Committee on Energy/Natural Resources
- No. 1208 Committee on Energy/Natural Resources
- No. 1209 Committee on Energy/Natural Resources
- No. 1210 Committee on Human Resources, then to the Committee on Ways and Means
- No. 1211 Committee on Energy/Natural Resources
- No. 1212 Committee on Health
- No. 1213 Committee on Education, then to the Committee on Ways and Means
- No. 1214 Committee on Education, then to the Committee on Ways and Means
- No. 1215 Committee on Education, then to the Committee on Ways and Means
- No. 1216 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 1217 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 1218 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1219 Committee on Human Resources
- No. 1220 Committee on Judiciary
- No. 1221 Committee on Judiciary

No. 1222 Committee on Public Utilities

No. 1223 Committee on Judiciary

No. 1224 Committee on Judiciary

No. 1225 Committee on Housing and Hawaiian Homes, then to the Committee on Judiciary

No. 1226 Committee on Intergovernmental Relations, then to the Committee on Economic Development

No. 1227 Committee on Intergovernmental Relations, then to the Committee on Economic Development

No. 1228 Committee on Intergovernmental Relations, then to the Committee on Economic Development

No. 1229 Committee on Intergovernmental Relations, then to the Committee on Human Resources

No. 1230 Committee on Judiciary

No. 1231 Committee on Housing and Hawaiian Homes, then to the Committee on Judiciary

No. 1232 Committee on Ways and Means

No. 1233 Committee on Housing and Hawaiian Homes, then to the Committee on Judiciary

No. 1234 Committee on Education, then to the Committee on Ways and Means

No. 1235 Committee on Higher Education, then to the Committee on Ways and Means

No. 1236 Committee on Human Resources, then to the Committee on Ways and Means

No. 1237 Committee on Human Resources, then to the Committee on Ways and Means

No. 1238 Committee on Health, then to the Committee on Human Resources

No. 1239 Committee on Judiciary

No. 1240 Committee on Judiciary

No. 1241 Committee on Judiciary

No. 1242 Committee on Transportation, then to the Committee on Judiciary

No. 1243 Committee on Judiciary

No. 1244 Committee on Economic Development

No. 1245 Committee on Health

No. 1246 Committee on Transportation, then to the Committee on Ways and Means

No. 1247 Committee on Judiciary

No. 1248 Committee on Intergovernmental Relations, then to the Committee on Ways and Means

No. 1249 Committee on Housing and Hawaiian Homes

No. 1250 Committee on Housing and Hawaiian Homes

By unanimous consent, consideration of Senate Bill Nos. 1251 to 1532 was deferred until Friday, February 25, 1977.

RE-REFERRAL OF A SENATE BILL

The President made the following re-referral of a Senate Bill that was introduced on Friday, February 18, 1977:

Senate Bill Referred to:

No. 798 Committee on Judiciary

THIRD READING

Senate Bill No. 83:

Senator Nishimura requested that S.B. No. 83, entitled: "A BILL FOR AN ACT RELATING TO SMALL CLAIMS", be referred to the Committee on Ways and Means, and the President, noting that there was no objection, so ordered.

At this time, Senator King rose on a point of personal privilege to speak as follows:

"Mr. President, I learned yesterday that there are statements being made about me that I consider damaging. The statement was made by the president of the AIA (American Institute of Architects, Hawaii Society), and I heard about it through an engineer to whom he made this statement.

The statement arose in connection with Senate Bill No. 521, which I introduced on February 7, generally referred to as the 'AE Selection Bill'. What it does is deal with the selection of architects and engineers to whom State contracts are awarded.

The purpose of the bill is to take politics out of the awarding of contracts. There is substantial feeling in the architectural community, and some in the engineering community, that

politics seems to be a part of the process. The bill is based on the Federal procedure, where the whole thing is put in the open to let a little sunshine into the process to try to de-politicize it. I don't think you can completely, but the purpose of the bill is to do so as much as possible.

The statement that was made by the president of the AIA to the engineer who let us know about it, was that, although I had introduced the bill and had been telling people I strongly supported it, I had said to the Chairman of the Judiciary Committee that I would like to have him keep the bill in Committee. I would never do that, Mr. President... introduce a bill, urge its support, and then on my own ask the Chairman to keep it in Committee.

As soon as I learned about it, I called the president of the AIA to ask where he got this statement. He said it was made by their legislative liaison with CILO at a board meeting of the AIA the night before. I then asked him whether he would give me the name of that person so I could check with him and see where he got it. He gave me their liaison's name.

I called the legislative liaison, and he said that he had been told by a member who was at the hearing that, at the hearing, I had asked Mr. Murakami whether this matter could be handled administratively, that Mr. Murakami had said yes, and that I therefore said, 'That's good, we don't need the bill--that's one less bill for us to worry about'. The liaison was rather upset that the president of the AIA had changed his remarks in passing. I asked whether he would give me the name of the person who made this report at the hearing. He said that he would rather not, but would ask the party to call me, if he would.

The party didn't call me back...the AIA legislative liaison did, and apologized for the whole thing. He said that he had misunderstood. What had really happened was that the party who told it to him said that the person making these remarks at the hearing was not me, because I wasn't even there...I'm not a member of the Judiciary Committee... but it was the Senator from the Fourth District. I have never been confused before, I think, with the Honorable Senator from the Fourth District, but in this particular event I was.

I don't think that attempting to do this in one forum will erase something that has been said in another, but I did want to make this comment to

erase any feeling that I don't support Senate Bill No. 521.

Mr. President, I'd like to just mention that I have here a survey, which I was going to give privately to the Chairman of the Judiciary Committee to do with as he saw fit...but I'd like to just mention it, since this has happened on the floor of the Senate.

The Hawaii Society of Professional Engineers made a survey of their members. The first question on the survey was, 'Have any individuals from the following governments or their agencies ever approached you for a consideration?'...the word they used was 'consideration'. The answers reflect...very poorly...on the feeling that those people who responded have in terms of Honolulu and the State. Yes, they have been approached for a consideration, said thirty-five people about Honolulu, and thirty-one people about the State, out of the forty-nine. The yeses were very good in terms of the Federal and military--only four said yes for the Federal and two for the military.

The fourth question...I won't go into the second and third questions, although I can for any member who would like to see this...the fourth question is, 'How much influence do you believe that these considerations play in securing contracts?' Significant. Twenty said yes for Honolulu, twelve said yes for the State. For the Federal and military, none...eighteen for the Federal and twenty for the military.

I was told also by engineers and architects that it was very difficult for them to appear at the hearing because Mr. Murakami of DAGS was testifying against the bill, and to appear testifying in support of it might mean that they would jeopardize, in their view anyway, the reality of their acquiring further contracts in the State.

Thank you, Mr. President."

Senator Ching also rose on a point of personal privilege to respond:

"Mr. President, I am one of two Fourth District Senators who sits on the Judiciary Committee. I am sorry that my colleague is not here to also make the statement that I am going to make.

As to my colleague from the Sixth Senatorial District's comments on her bill...I just want to say that I was at the hearing the morning it was held. I don't recall discussing this bill in any way with anyone--either

before the hearing or after."

Senator King then replied:

"Mr. President, may I just comment on that. What I was told was that the Senator...and I think maybe the party misheard King for Ching...I was told that the question was asked at the hearing...not that anyone had spoken to the Chairman privately before or after...but at the open hearing, the question was legitimately asked of the head of DAGS as to whether or not this matter could be worked out administratively. He said yes and the questioner said, 'Well, then, we don't need the bill'. I think this was a legitimate question and a legitimate conclusion based on the answer.

The whole thing just got distorted in being reported to three parties before it got to the head of the AIA. I think there was no malice intended in any of these. It was like the game that children sometimes play, where you sit in a line and whisper something to the next person--by the time it gets to the end of the line, it's something different.

Thank you, Mr. President."

ADJOURNMENT

At 11:23 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., Friday, February 25, 1977, in memory of the late Tokuichi "Dynamite" Takushi.