

## FORTY-SECOND DAY

Friday, March 18, 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 Reverend Robert Donnelly of the Sacred Heart Church, after which the Roll was called showing all Senators present, with the exception of Senators Chong and Nishimura who were excused.

The President announced that he had read and approved the Journal of the Forty-First Day.

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

Senator Hulten introduced 60 third grade students from Enchanted Lake Elementary School, accompanied by their teachers, Mrs. Kashiwai, Mrs. Marne and Mrs. Yoshimoto.

Senator Anderson introduced 42 senior citizens from Kailua Senior Citizens.

Senator Young then introduced 38 senior citizens from Waipahu Cosmopolitan Club, together with their advisor, Mr. Harold Doran.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 362 to 366) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 362), returning Senate Concurrent Resolution No. 64, S.D. 1, which was adopted by the House of Representatives on March 17, 1977, in an amended form, was placed on file.

By unanimous consent, S.C.R. No. 64, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING EFFORTS TO SAVE THE WHALES", was referred to the Committee on Ecology, Environment and Recreation.

A communication from the House (Hse. Com. No. 363), transmitting House Concurrent Resolution No. 27, H.D. 1, which was adopted by the House of Representatives on March 17, 1977, was placed on file.

By unanimous consent, H.C.R. No. 27, H.D. 1, entitled: "HOUSE

CONCURRENT RESOLUTION RELATING TO CITIZEN PARTICIPATION IN THE CREATION OF NEW DEVELOPMENT PLANS FOR THE CITY AND COUNTY OF HONOLULU", was referred to the Committee on Economic Development.

A communication from the House (Hse. Com. No. 364), transmitting House Concurrent Resolution No. 45, H.D. 1, which was adopted by the House of Representatives on March 17, 1977, was placed on file.

By unanimous consent, H.C.R. No. 45, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING CONGRESS TO AMEND THE INTERNAL REVENUE CODE TO PROMOTE THE SALE OF RESIDENTIAL LAND SUBJECT TO LEASEHOLDS", was referred to the Committee on Housing and Hawaiian Homes.

A communication from the House (Hse. Com. No. 365), transmitting House Concurrent Resolution No. 72, H.D. 1, which was adopted by the House of Representatives on March 17, 1977, was placed on file.

By unanimous consent, H.C.R. No. 72, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING RENEWED EFFORTS TO ADDRESS THE PROBLEMS OF IMMIGRATION AND IN-MIGRATION ON THE STATE OF HAWAII", was referred to the Committee on Human Resources.

A communication from the House (Hse. Com. No. 366), transmitting House Bill No. 892, H.D. 1, which passed Third Reading in the House of Representatives on March 17, 1977, by not less than two-thirds vote of all the members to which the House is entitled, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 892, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET", passed First Reading by title and was referred to the Committee on Ways and Means.

## SENATE CONCURRENT RESOLUTION

A concurrent resolution (S.C.R. No. 129), entitled: "SENATE CONCURRENT RESOLUTION CONGRATULATING THE HONOLULU THEATRE FOR YOUTH", was jointly offered by Senators King, Hulten, Ching, Kuroda, Henderson, Yamasaki, R. Wong, Chong, Soares, F. Wong, Anderson, Yim, Young, Takitani, Hara, George and Leopold, and was read by the Clerk.

On motion by Senator King, seconded by Senator Hulten and carried, S.C.R.

No. 129 was adopted.

#### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 340 to 343) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 340), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES OBSERVE AND STUDY THE HARVESTING OF OGO FROM KANEHOE BAY TO PREVENT THE DEPLETION OF THE OGO BEDS", was jointly offered by Senators George, Yee, Leopold, Saiki, Henderson, Soares, Chong, F. Wong, King, Ching, Kuroda, Nishimura, Taira, Takitani, Hulten, Young, R. Wong, Ushijima, O'Connor, Kawasaki and Yim.

By unanimous consent, S.R. No. 340 was referred to the Committee on Economic Development.

A resolution (S.R. No. 341), entitled: "SENATE RESOLUTION CONGRATULATING THE HONOLULU THEATRE FOR YOUTH", was jointly offered by Senators King, Hulten, Ching, Kuroda, Henderson, Yamasaki, R. Wong, Chong, Soares, F. Wong, Anderson, Yim, Leopold, Young, Takitani, Hara, George and O'Connor.

On motion by Senator King, seconded by Senator Hulten and carried, S.R. No. 341 was adopted.

At this time, Senator King introduced to the members of the Senate Mr. Wallace Chappell, Artistic Director, Ms. Lorraine Dove, Managing Director, and Ms. Jane Campbell, Public Relations Director, of the Honolulu Theatre for Youth. Senator King then presented Mr. Wallace Chappell with certified copies of the concurrent resolution and resolution just adopted.

A resolution (S.R. No. 342), entitled: "SENATE RESOLUTION RELATING TO BLOWING THE WHISTLE ON CRIME", was jointly offered by Senators King, Chong, Leopold, Yee, Hara, Ushijima, Toyofuku, F. Wong, O'Connor, Soares, Young, Yamasaki, George, Takitani, Saiki, Anderson, Henderson, Hulten, Kuroda, R. Wong, Taira and Nishimura.

On motion by Senator King, seconded by Senator Hara and carried, S.R. No. 342 was adopted.

At this time, Senator King introduced to the members of the Senate Dr. George Oshiro, Lieutenant Governor, Kiwanis Club of Hawaii. Senators George, King, Saiki and Young then presented Dr. Oshiro with a certified copy of

the resolution just adopted. Dr. Oshiro presented each of the lady Senators with an emergency police whistle.

Senator King then introduced Dr. and Mrs. Edward Novak, Governor, and Mr. and Mrs. Ernie Korte, Governor-Elect, Kiwanis Club, California-Nevada-Hawaii District; Dr. Edmond Walker, past President, Kiwanis Club of Hawaii; and 30 members of Kiwanis Club of California.

Senator King also introduced Miss Linda Kirkpatrick, Miss Susan Bond and Mr. Jack Oerlein, Punahou Cliffs residents, also known as "Cliffies".

A resolution (S.R. No. 343), entitled: "SENATE RESOLUTION RELATING TO WILDLIFE WEEK IN HAWAII", was jointly offered by Senators King, Nishimura, Chong and George.

On motion by Senator King, seconded by Senator Yim and carried, S.R. No. 343 was adopted.

#### STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 562) informing the Senate that Senate Concurrent Resolution No. 129, Senate Resolution Nos. 337 to 342, and Standing Committee Report Nos. 363 to 365 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.

Senators Kawasaki and Hulten, for the Committees on Government Operations and Efficiency and Intergovernmental Relations, presented a joint report (Stand. Com. Rep. No. 563) recommending that Senate Resolution No. 312 be referred to the Committee on Legislative Management.

On motion by Senator Kawasaki, seconded by Senator Hulten and carried, the joint report of the Committees was adopted and S.R. No. 312, entitled: "SENATE RESOLUTION REQUESTING THE SENATE COMMITTEES ON INTERGOVERNMENTAL RELATIONS AND GOVERNMENT OPERATIONS AND EFFICIENCY TO JOINTLY REVIEW AND EXAMINE THE RECOMMENDATIONS PROPOSED BY THE COMMISSION ON ORGANIZATION OF GOVERNMENT DURING THE INTERIM AND TO TAKE APPROPRIATE ACTION", was referred to the Committee on Legislative Management.

Senator Taira, for the Committee on Public Utilities, presented a report (Stand. Com. Rep. No. 564) recommending that Senate Concurrent Resolution No. 44, as amended in S.D. 1, be adopted.

On motion by Senator Taira, seconded

by Senator Takitani and carried, the report of the Committee was adopted and S.C.R. No. 44, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENDORSING THE RECOMMENDATIONS OF THE INTERGOVERNMENTAL RELATIONS COMMITTEE OF THE NATIONAL CONFERENCE OF STATE LEGISLATURES FOR STRENGTHENING OUR NATION'S ELECTRIC UTILITY INDUSTRY", was adopted.

Senator Taira, for the Committee on Public Utilities, presented a report (Stand. Com. Rep. No. 565) recommending that Senate Resolution No. 110, as amended in S.D. 1, be adopted.

On motion by Senator Taira, seconded by Senator Takitani and carried, the report of the Committee was adopted and S.R. No. 110, S.D. 1, entitled: "SENATE RESOLUTION ENDORSING THE RECOMMENDATIONS OF THE INTERGOVERNMENTAL RELATIONS COMMITTEE OF THE NATIONAL CONFERENCE OF STATE LEGISLATURES FOR STRENGTHENING OUR NATION'S ELECTRIC UTILITY INDUSTRY", was adopted.

#### ORDER OF THE DAY

#### MATTERS DEFERRED FROM MARCH 17, 1977

House Bill No. 250, H.D. 1:

By unanimous consent, H.B. No. 250, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS", was referred to the Committee on Judiciary.

House Bill No. 1643, H.D. 1:

By unanimous consent, H.B. No. 1643, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GARNISHMENT OF PROPERTY AND CHOSES IN ACTION", was referred to the Committee on Judiciary.

#### RE-REFERRAL OF HOUSE BILLS

The President made the following re-referral of House Bills that were received on Wednesday, March 16, 1977:

House Bills	Referred to:
No. 5, H.D. 2 and Means	Committee on Ways and Means
No. 28, H.D. 2 and Means	Committee on Ways and Means
No. 258, H.D. 1	Committee on Judiciary
No. 490; H.D. 2	Committee on Education

No. 925, H.D. 3 Committee on Education, then to the Committee on Ways and Means

The President made the following re-referral of a House Bill that was received on Thursday, March 17, 1977:

House Bill	Referred to:
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No. 1547, H.D. 1	Committee on Intergovernmental Relations
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#### THIRD READING

Senate Bill No. 3, S.D. 1:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, S.B. No. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS AND AUTHORIZING THE ISSUANCE OF BONDS", having been read throughout, passed Third Reading by not less than two-thirds vote of all the members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Chong and Nishimura).

At this time, Senator Hulten, Chairman of the Committee on Intergovernmental Relations, requested a waiver of the 48-hour notice of a Public Hearing on the following measures:

H.B. No. 144, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO URBAN AND REGIONAL DESIGN PLANS";

H.B. No. 326, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE CITY AND COUNTY OF HONOLULU";

H.B. No. 995, entitled: "A BILL FOR AN ACT RELATING TO COUNTY ORGANIZATION AND ADMINISTRATION";

H.B. No. 1144, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING"; and

H.B. No. 1604, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS",

and the President granted the waiver.

#### ADJOURNMENT

At 11:25 o'clock a.m., on motion by Senator Taira, seconded by Senator Anderson and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, March 21, 1977.