

THIRD DAY

Friday, January 20, 1978

The Senate of the Ninth Legislature of the State of Hawaii, Regular Session of 1978, convened at 11:30 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Ervin Ingebretson of the United States Navy, after which the Roll was called showing all Senators present, with the exception of Senators Leopold, Saiki and R. Wong, who were excused.

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

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

Senator Kuroda introduced 70 students from the fourth grade at Lehua Elementary School, with their teachers, Mrs. Florence Yasuda, Mrs. Margaret Yoshinobu and Mrs. Wanda Soares.

Senator Chong then introduced Mrs. Betty Jo Gibbon, formerly of Hawaii and now a resident of Denver, Colorado.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 2 and 3) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 2), returning Senate Concurrent Resolution No. 1 which was adopted by the House of Representatives on January 19, 1978, was placed on file.

A communication from the House (Hse. Com. No. 3), transmitting House Concurrent Resolution No. 2, which was adopted by the House of Representatives on January 19, 1978, was placed on file.

On motion by Senator Nishimura, seconded by Senator Anderson and carried, H.C.R. No. 2, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE SEVENTY-FIFTH ANNIVERSARY OF KOREAN IMMIGRATION TO HAWAII", was adopted.

MATTER DEFERRED
FROM JANUARY 19, 1978

Senate Resolution No. 7:

On motion by Senator F. Wong, seconded by Senator Yee and carried, S.R. No. 7, entitled: "SENATE RESOLUTION CONGRATULATING MRS. PEARL WONG ON HER ELECTION AS THE GOLDEN YEAR PRESIDENT OF THE CHINESE WOMEN'S ASSOCIATION", was adopted.

Senator F. Wong introduced Mrs. Pearl Wong to the members of the Senate and Senator Ching presented her with a lei. Senator F. Wong then introduced Mr. Francis Y. Wong, his father, who accompanied her.

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.

SENATE RESOLUTION

A resolution (S.R. No. 50), entitled: "SENATE RESOLUTION CONGRATULATING CAPTAIN ELLISON ONIZUKA FOR HIS SELECTION AS AN ASTRONAUT", was jointly offered by Senators Ushijima, Hara, Henderson, Chong, O'Connor, Ching, King, Yamasaki, Takitani, Nishimura, Saiki, Taira, Kawasaki, Kuroda, Young, Toyofuku, George, Yee, F. Wong, Hulten, Soares, R. Wong and Anderson, and was read by the Clerk.

On motion by Senator Hara, seconded by Senator Henderson and carried, S.R. No. 50 was adopted.

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 Monday, January 23, 1978:

Senate Bill

No. 1613-78 "A Bill for an Act Relating to Requirements of Retail Installment Contracts."

Introduced by: Senator Ushijima, by request.

No. 1614-78 "A Bill for an Act Relating to Election Campaign Contributions and Expenditures."

Introduced by: Senator Ushijima, by request.

No. 1615-78 "A Bill for an Act Relating to the Federal Surplus Property Program."

- by request.
- No. 1638-78 "A Bill for an Act Relating to the Stadium Authority."
- Introduced by: Senator Ushijima, by request.
- No. 1639-78 "A Bill for an Act Relating to the Board of Trustees of the Employees' Retirement System."
- Introduced by: Senator Ushijima, by request.
- No. 1640-78 "A Bill for an Act Relating to Premarital Examination for Rubella."
- Introduced by: Senator Ushijima, by request.
- No. 1641-78 "A Bill for an Act Relating to Health Care Facilities Identification and Regulations Generally."
- Introduced by: Senator Ushijima, by request.
- No. 1642-78 "A Bill for an Act Relating to the Hawaii State Hospital."
- Introduced by: Senator Ushijima, by request.
- No. 1643-78 "A Bill for an Act Relating to Certified Copies of Vital Records."
- Introduced by: Senator Ushijima, by request.
- No. 1644-78 "A Bill for an Act Relating to Hawaiian Birth Certificates."
- Introduced by: Senator Ushijima, by request.
- No. 1645-78 "A Bill for an Act Relating to Uniform Parentage."
- Introduced by: Senator Ushijima, by request.
- No. 1646-78 "A Bill for an Act Relating to Vital Records."
- Introduced by: Senator Ushijima, by request.
- No. 1647-78 "A Bill for an Act Relating to Marriage."
- Introduced by: Senator Ushijima, by request.
- No. 1648-78 "A Bill for an Act Relating to Vital Statistics Registration."
- Introduced by: Senator Ushijima, by request.
- No. 1649-78 "A Bill for an Act Relating to Vital Records."
- Introduced by: Senator Ushijima, by request.
- No. 1650-78 "A Bill for an Act Relating to Employment Security."
- Introduced by: Senator Ushijima, by request.
- No. 1651-78 "A Bill for an Act Relating to Workers' Compensation."
- Introduced by: Senator Ushijima, by request.
- No. 1652-78 "A Bill for an Act Relating to Labor Standards for the Registration of Apprenticeship Programs."
- Introduced by: Senator Ushijima, by request.
- No. 1653-78 "A Bill for an Act Relating to Additional Unemployment Compensation Benefits."
- Introduced by: Senator Ushijima, by request.
- No. 1654-78 "A Bill for an Act Relating to Vacancies in Civil Service Positions."
- Introduced by: Senator Ushijima, by request.
- No. 1655-78 "A Bill for an Act Relating to Vacancies in Civil Service Positions."
- Introduced by: Senator Ushijima, by request.
- No. 1656-78 "A Bill for an Act Relating to Life and Disability Insurance."
- Introduced by: Senator Ushijima, by request.
- No. 1657-78 "A Bill for an Act Relating to the Medical Claim Conciliation Panels."
- Introduced by: Senator Ushijima, by request.
- No. 1658-78 "A Bill for an Act Relating to the Hawaii Motor Vehicle Accident Reparations Act."
- Introduced by: Senator Ushijima, by request.
- No. 1659-78 "A Bill for an Act Relating to Collection Agencies."
- Introduced by: Senator Ushijima, by request.
- No. 1660-78 "A Bill for an Act Relating

- to Speech Pathology and Audiology." Content of Blood."
- Introduced by: Senator Ushijima, Introduced by: Senator Ushijima,
by request. by request.
- No. 1661-78 "A Bill for an Act Relating No. 1672-78 "A Bill for an Act Relating
to the Hawaii Insurance Law." to Hazardous Materials Transported
Upon Highways."
- Introduced by: Senator Ushijima, Introduced by: Senator Ushijima,
by request. by request.
- No. 1662-78 "A Bill for an Act Relating No. 1673-78 "A Bill for an Act Relating
to Veterinary Examinations." to Exempting Items Purchased for
Resale by the University of Hawaii
Bookstores from the Requirements
of Public Advertisement for Sealed
Tenders."
- Introduced by: Senator Ushijima, Introduced by: Senator Ushijima,
by request. by request.
- No. 1663-78 "A Bill for an Act Relating No. 1674-78 "A Bill for an Act Relating
to the Hawaii Insurance Law." to Women's Studies."
- Introduced by: Senator Ushijima, Introduced by: Senators Ushijima,
by request. Yee, O'Connor, Henderson, Anderson,
Yamasaki, Toyofuku, King, F. Wong,
Hulten, Ching, Takitani, Nishimura,
Saiki and Chong.
- No. 1664-78 "A Bill for an Act Relating No. 1675-78 "A Bill for an Act Relating
to the Confidentiality of Tax Returns to Child Protective Services and
and Information in Tax Returns." Making an Appropriation Therefor."
- Introduced by: Senator Ushijima, Introduced by: Senators Ushijima,
by request. Yamasaki, Toyofuku, King, Hulten,
Ching, Takitani, Nishimura, Saiki,
Taira, Kawasaki, George, F. Wong,
Yee, Henderson, Chong and O'Connor.
- No. 1665-78 "A Bill for an Act Relating No. 1676-78 "A Bill for an Act Relating
to General Excise Taxes." to Women's Athletics."
- Introduced by: Senator Ushijima, Introduced by: Senators Ushijima,
by request. George, Yee, O'Connor, Yamasaki,
Toyofuku, Hulten, Ching, Takitani,
King, Nishimura, Saiki, Chong,
Taira and F. Wong.
- No. 1666-78 "A Bill for an Act Relating No. 1677-78 "A Bill for an Act Relating
to Income Tax." to Sex Abuse."
- Introduced by: Senator Ushijima, Introduced by: Senators Ushijima,
by request. George, F. Wong, Yee, O'Connor,
Henderson, Yamasaki, Toyofuku,
King, Hulten, Ching, Takitani,
Anderson, Nishimura, Saiki, Taira,
Chong and Kawasaki.
- No. 1667-78 "A Bill for an Act Relating No. 1678-78 "A Bill for an Act Relating
to Tax Records Open to Public." to Sex Abuse."
- Introduced by: Senator Ushijima, Introduced by: Senators Ushijima,
by request. Henderson, Anderson, George, F.
Wong, Yee, O'Connor, Yamasaki,
Toyofuku, King, Hulten, Ching, Takitani,
Chong, Nishimura, Saiki and Taira.
- No. 1668-78 "A Bill for an Act Relating No. 1679-78 "A Bill for an Act Relating
to Interest Payment on Refund to Child Care."
- of Taxes." Introduced by: Senator Ushijima,
by request.
- No. 1669-78 "A Bill for an Act Relating
to Tax Incentives for Energy Conser-
vation."
- Introduced by: Senator Ushijima,
by request.
- No. 1670-78 "A Bill for an Act
Relating to Real Property Taxes."
- Introduced by: Senator Ushijima,
by request.
- No. 1671-78 "A Bill for an Act Relating
to a Preliminary Non-Evidential
Breath Test to Determine Alcoholic

Introduced by: Senators Ushijima, Yee, O'Connor, Henderson, Anderson, Yamasaki, Toyofuku, King, Hulten, Ching, Takitani, F. Wong, Nishimura, Saiki, Taira, Chong and George.

No. 1680-78 "A Bill for an Act Relating to Continuing Education for Women."

Introduced by: Senators Ushijima, Yamasaki, Toyofuku, Hulten, Ching, Takitani, Taira, King, O'Connor, Nishimura, Saiki, Chong, George, F. Wong and Yee.

No. 1681-78 "A Bill for an Act Relating to Uncompensated Work Experience."

Introduced by: Senators Ushijima, Yamasaki, Hulten, Takitani, Nishimura, King, George, Chong, F. Wong and Yee.

No. 1682-78 "A Bill for an Act Relating to Unlawful Suspension or Discharge from Employment."

Introduced by: Senators Ushijima, Yee, O'Connor, Kawasaki, King, George, F. Wong, Takitani, Yamasaki, Toyofuku, Chong, Nishimura, Taira, Hulten and Ching.

No. 1683-78 "A Bill for an Act Relating to Spouse Abuse."

Introduced by: Senators Ushijima, Yee, O'Connor, Yamasaki, Toyofuku, Hulten, Ching, Takitani, King, Nishimura, Saiki, Chong, Taira, George and F. Wong.

No. 1684-78 "A Bill for an Act Relating to Women's Health."

Introduced by: Senators Ushijima, Yee, Yamasaki, Toyofuku, Hulten, Ching, Takitani, King, O'Connor, Nishimura, Saiki, Chong, Taira, George and F. Wong.

No. 1685-78 "A Bill for an Act Relating to Child Care Centers."

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

No. 1686-78 "A Bill for an Act Relating to the Statewide Traffic Code Concerning Penalties."

Introduced by: Senator Ushijima, by request.

No. 1687-78 "A Bill for an Act Relating to Suits By and Against the State and Conferring Jurisdiction upon

District Courts in Said Suits."

Introduced by: Senator Ushijima, by request.

No. 1688-78 "A Bill for an Act Making a Supplemental Appropriation for the Judiciary."

Introduced by: Senator Ushijima, by request.

No. 1689-78 "A Bill for an Act Relating to the Uniform Probate Code Concerning Notice."

Introduced by: Senator Ushijima, by request.

No. 1690-78 "A Bill for an Act Relating to Use of Credit Cards."

Introduced by: Senator Ushijima, by request.

No. 1691-78 "A Bill for an Act Relating to Amendment of Notice to Victim Provision of HRS 706-602."

Introduced by: Senator Ushijima, by request.

No. 1692-78 "A Bill for an Act Relating to Circuit and District Judges."

Introduced by: Senator Ushijima, by request.

No. 1693-78 "A Bill for an Act Relating to the Powers of any Indigent Corporation to be Represented in any Court by Corporate Officers Chosen for Such Purpose by its Board of Directors."

Introduced by: Senator Ushijima, by request.

No. 1694-78 "A Bill for an Act Relating to Civil Service and Exemptions."

Introduced by: Senator Ushijima, by request.

No. 1695-78 "A Bill for an Act Relating to Community Service as a Sentencing Alternative."

Introduced by: Senator Ushijima, by request.

No. 1696-78 "A Bill for an Act Relating to Conforming of Sentencing Aspect of Gun Laws."

Introduced by: Senator Ushijima, by request.

No. 1697-78 "A Bill for an Act Relating to Conformity of Statutes; Expunging of Court Records."

- Introduced by: Senator Ushijima,
by request.
- No. 1698-78 "A Bill for an Act Relating
to Payment of Witness Expenses
by the Public Prosecutor or County
Attorney, and by the Public Defender."
- Introduced by: Senator Ushijima,
by request.
- No. 1699-78 "A Bill for an Act Relating
to Notice in Guardianship of the
Person Proceedings."
- Introduced by: Senator Ushijima,
by request.
- No. 1700-78 "A Bill for an Act Relating
to Penalties and Procedure on
Arrest, Interpretation and Severability
in the Statewide Traffic Code."
- Introduced by: Senator Ushijima,
by request.
- No. 1701-78 "A Bill for an Act Relating
to Creation of an Appellate Division
of the Circuit Courts."
- Introduced by: Senator Ushijima,
by request.
- No. 1702-78 "A Bill for an Act Relating
to Racing on Highways."
- Introduced by: Senator Ushijima,
by request.
- No. 1703-78 "A Bill for an Act Relating
to Education."
- Introduced by: Senator Ushijima,
by request.
- No. 1704-78 "A Bill for an Act Relating
to the Hawaii Supreme Court Concerning
a Full Court, Oral Arguments,
and Substitute Justices."
- Introduced by: Senator Ushijima,
by request.
- No. 1705-78 "A Bill for an Act
Relating to Jurisdictional Limit
of the Clerk in Handling Small
Estates of Persons Leaving no Known
Relatives."
- Introduced by: Senator Ushijima,
by request.
- No. 1706-78 "A Bill for an Act Relating
to the Jurisdictional Limits of
the District Courts and of the
Small Claims Courts."
- Introduced by: Senator Ushijima,
by request.
- No. 1707-78 "A Bill for an Act Relating
to the Meaning of Child and Related
Terms in the Uniform Probate Code."
- Introduced by: Senator Ushijima,
by request.
- No. 1708-78 "A Bill for an Act Relating
to Persons Eligible for Appointment
as Guardian of the Person of Minors
and Incapacitated Persons."
- Introduced by: Senator Ushijima,
by request.
- No. 1709-78 "A Bill for an Act Making
an Appropriation for Plans and Construc-
tion for Aiea Senior Citizens Center
at Aiea, Oahu."
- Introduced by: Senators Kuroda,
Young, Ching, F. Wong, Yim and
Taira.
- No. 1710-78 "A Bill for an Act Relating
to Mental Health."
- Introduced by: Senator Chong,
by request.
- No. 1711-78 "A Bill for an Act Relating
to Small Boat Harbors."
- Introduced by: Senator Chong.

STANDING COMMITTEE REPORT

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1-78), informing the Senate that Senate Concurrent Resolution Nos. 1 to 13, Senate Resolution Nos. 1 to 49 and Senate Bill Nos. 1533-78 to 1612-78 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 Thursday, January 19, 1978:

Senate Bills	Referred to:
No. 1533-78	Committee on Human Resources
No. 1534-78	Committee on Human Resources
No. 1535-78	Committee on Housing and Hawaiian Homes
No. 1536-78	Committee on Housing and Hawaiian Homes

- No. 1537-78 Committee on Housing and Hawaiian Homes
- No. 1538-78 Committee on Housing and Hawaiian Homes
- No. 1539-78 Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means
- No. 1540-78 Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means
- No. 1541-78 Committee on Housing and Hawaiian Homes, then to the Committee on Judiciary
- No. 1542-78 Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means
- No. 1543-78 Committee on Housing and Hawaiian Homes
- No. 1544-78 Committee on Housing and Hawaiian Homes
- No. 1545-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1546-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1547-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1548-78 Committee on Economic Development
- No. 1549-78 Committee on Ecology, Environment and Recreation, then to the Committee on Economic Development
- No. 1550-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1551-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1552-78 Committee on Ecology, Environment and Recreation, then to the Committee on Economic Development
- No. 1553-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1554-78 Committee on Housing and Hawaiian Homes, then to the Committee on Judiciary
- No. 1555-78 Committee on Consumer Protection, then to the Committee on Judiciary
- No. 1556-78 Committee on Consumer Protection, then to the Committee on Judiciary
- No. 1557-78 Committee on Consumer Protection, then to the Committee on Judiciary
- No. 1558-78 Committee on Intergovernmental Relations, then to the Committee on Ways and Means
- No. 1559-78 Committee on Intergovernmental Relations, then to the Committee on Ways and Means
- No. 1560-78 Committee on Intergovernmental Relations
- No. 1561-78 Committee on Intergovernmental Relations, then to the Committee on Human Resources
- No. 1562-78 Committee on Judiciary
- No. 1563-78 Committee on Judiciary
- No. 1564-78 Committee on Judiciary
- No. 1565-78 Committee on Judiciary
- No. 1566-78 Committee on Judiciary
- No. 1567-78 Committee on Energy/Natural Resources
- No. 1568-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1569-78 Committee on Energy/Natural Resources
- No. 1570-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1571-78 Committee on Energy/Natural Resources
- No. 1572-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1573-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1574-78 Committee on Energy/Natural Resources
- No. 1575-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1576-78 Committee on Energy/Natural Resources, then to the Committee on Judiciary

- No. 1577-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1578-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1579-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1580-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1581-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1582-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1583-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1584-78 Committee on Energy/Natural Resources
- No. 1585-78 Committee on Energy/Natural Resources
- No. 1586-78 Committee on Energy/Natural Resources
- No. 1587-78 Committee on Energy/Natural Resources
- No. 1588-78 Committee on Energy/Natural Resources
- No. 1589-78 Committee on Energy/Natural Resources
- No. 1590-78 Committee on Energy/Natural Resources, then to the Committee on Intergovernmental Relations
- No. 1591-78 Committee on Energy/Natural Resources
- No. 1592-78 Committee on Ecology, Environment and Recreation
- No. 1593-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1594-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1595-78 Committee on Energy/Natural Resources, then to the Committee on Intergovernmental Relations
- No. 1596-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1597-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1598-78 Committee on Energy/Natural Resources
- No. 1599-78 Committee on Energy/Natural Resources
- No. 1600-78 Committee on Energy/Natural Resources
- No. 1601-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1602-78 Committee on Ways and Means
- No. 1603-78 Committee on Transportation, then to the Committee on Ways and Means
- No. 1604-78 Committee on Transportation
- No. 1605-78 Committee on Energy/Natural Resources, then to the Committee on Public Utilities
- No. 1606-78 Committee on Energy/Natural Resources, then to the Committee on Public Utilities
- No. 1607-78 Committee on Public Utilities
- No. 1608-78 Committee on Energy/Natural Resources, then to the Committee on Public Utilities
- No. 1609-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means
- No. 1610-78 Committee on Economic Development
- No. 1611-78 Committee on Energy/Natural Resources
- No. 1612-78 Committee on Energy/Natural Resources, then to the Committee on Ways and Means

REFERRAL OF
SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of Senate Concurrent Resolutions which had been offered on Thursday, January 19, 1978:

Senate
Concurrent
Resolutions

Referred to:

No. 2 Committee on Energy/Natural Resources

No. 3 Committee on Higher Education, then to the Committee on Judiciary

- No. 4 Committee on Housing and Hawaiian Homes
- No. 5 Committee on Ways and Means
- No. 6 Committee on Housing and Hawaiian Homes, then to the Committee on Legislative Management
- No. 7 Committee on Economic Development, then to the Committee on Ways and Means
- No. 8 Committee on Economic Development
- No. 9 Committee on Economic Development
- No. 10 Committee on Economic Development
- No. 11 Committee on Public Utilities
- No. 12 Committee on Energy/Natural Resources
- No. 13 Committee on Judiciary

REFERRAL OF
SENATE RESOLUTIONS

The President made the following committee assignments of Senate Resolutions which had been offered on Thursday, January 19, 1978:

- Senate Resolutions Referred to:
- No. 3 Committee on Energy/Natural Resources, then to the Committee on Intergovernmental Relations
- No. 4 Committee on Energy/Natural Resources, then to the Committee on Intergovernmental Relations
- No. 5 Committee on Energy/Natural Resources
- No. 6 Committee on Energy/Natural Resources
- No. 8 Committee on Education
- No. 9 Committee on Higher Education
- No. 10 Committee on Higher Education
- No. 11 Committee on Higher Education
- No. 12 Committee on Higher Education, then to the Committee on Judiciary
- No. 13 Committee on Higher Education
- No. 14 Committee on Higher Education
- No. 15 Committee on Housing and

- Hawaiian Homes
- No. 16 Committee on Housing and Hawaiian Homes
- No. 17 Committee on Housing and Hawaiian Homes
- No. 18 Committee on Ways and Means
- No. 19 Committee on Housing and Hawaiian Homes
- No. 20 Committee on Judiciary
- No. 21 Committee on Health
- No. 22 Committee on Health
- No. 23 Committee on Health
- No. 24 Committee on Judiciary
- No. 25 Committee on Health
- No. 26 Committee on Health
- No. 27 Committee on Higher Education
- No. 28 Committee on Economic Development, then to the Committee on Ways and Means
- No. 29 Committee on Economic Development
- No. 30 Committee on Economic Development
- No. 31 Committee on Economic Development
- No. 32 Committee on Transportation
- No. 33 Committee on Transportation
- No. 34 Committee on Transportation
- No. 35 Committee on Ecology, Environment and Recreation, then to the Committee on Transportation
- No. 36 Committee on Transportation
- No. 37 Committee on Transportation
- No. 38 Committee on Transportation
- No. 39 Committee on Transportation, then to the Committee on Intergovernmental Relations
- No. 40 Committee on Public Utilities
- No. 41 Committee on Energy/Natural Resources
- No. 42 Committee on Consumer Protection, then to the Committee on Legislative Management

- No. 43 Committee on Intergovernmental Relations
- No. 44 Committee on Intergovernmental Relations
- No. 45 Jointly to the Committee on Intergovernmental Relations and the Committee on Government Operations and Efficiency
- No. 46 Committee on Judiciary
- No. 47 Committee on Judiciary
- No. 48 Committee on Human Resources
- No. 49 Committee on Health

Senator Kawasaki then rose on a point of personal privilege and stated as follows:

"Mr. President, I feel compelled to respond to some very scurrilous statements and attacks made on some of the very highest State positions, specifically, the Governor, the Lt. Governor and myself by Mayor Frank Fasi, impugning the integrity of the work of the duly constituted Senate Subcommittee investigating the Kohala Task Force.

Mr. President, at a luncheon gathering with a sizeable audience on Wednesday, Mayor Fasi, in his typical fashion, made some very derogatory remarks impugning the integrity of not only my Committee members and their work with the investigation of the Kohala Task Force, but also the character of the two highest government officials working in consonance with us to bring a better life to the people of this State.

Mr. Fasi, in his typical fashion, likened to the tactics of the late Joseph McCarthy, said that he has complete knowledge of a 'deal'... a 'deal', if you will, made between the Governor, the Lt. Governor and myself. The terms of the deal consist of the following: that in return for the support of Governor Ariyoshi for Lt. Governor Nelson Doi's campaign two years ago for the mayorship against Mr. Fasi, that Lt. Governor Doi would not run against the Governor for that position in 1978. Part of the deal included that as a very strong supporter, admirer and close friend of the Lt. Governor, that I, too, was asked and consented to dropping the investigation or the Kohala Task Force inquiry.

A committee, appointed by you and which I chaired, did investigate the improprieties as we saw it in the

Kohala Task Force projects. Fasi said that I dropped that particular investigation as part of this deal to gain support for Lt. Governor Nelson Doi's race against him for mayor.

If Mr. Fasi only had informed himself properly, he would have found out that I not only did not drop that investigation, but that we came out with a very critical report outlining and specifying some of the improprieties we found in the Kohala Task Force projects.

As a matter of fact, this report was the basis for the present investigation being conducted by the County of Hawaii in its interest in this matter. I have been approached by Jim Dahlberg, the Chairman of the Council of the County of Hawaii who will be conducting this investigation, and by other members of that Council, and I have assured them of every cooperation, of every bit of information that my committee has uncovered; and that we will do everything possible to help them with the investigation, and that we will do this as a matter of public interest.

Fasi stated that as part of the deal that I was requested and again I consented to dropping my constant inquiry about the propriety of the existence of the Newspaper Preservation Act, which we enacted in 1973. He said that I had gone into a deal with the owners of the newspapers, the Honolulu Star Bulletin and the Advertiser, and that in return, that I would be assured of ample publicity and good support from the newspaper, the press, for Nelson Doi's campaign against him.

I would suggest to Mayor Fasi that he inquire with the owners of the Honolulu Star Bulletin and the Advertiser whether such a deal was made. I must say in compliment to the integrity, that although Mr. Chinn Ho, a majority stockholder in the Star Bulletin, and Mr. Giannellia who heads Gannett Corporation in Hawaii here, and to the credit of both Mr. Thurston Twigg-Smith and George Chaplin, who are personal friends of mine, they have never at any time, approached me for an agreement for them to cover Nelson Doi's campaign to his advantage against Fasi in return for my not saying anything about the newspaper monopoly situation.

As you recall, Mr. President, and for the edification of the minority members, on January 3rd of this year, prior to the session's starting, in a majority Senate caucus, I again approached the subject among my colleagues as to whether or not this was the time for us to repeal the Newspaper Preservation Act. Only recently, as you know,

the newspapers again raised advertising rates which will be passed on by the super markets to our consumers of this State. Again we discussed perhaps the need for the repeal of that Act in order to discourage wanton raising of advertising rates which affect the consumers of this State. So this answers Fasi's allegation that I am no longer interested in bringing about a cessation to the monopoly situation in the newspapers locally.

Now Mr. Fasi knows only too well, perhaps better than anybody else, that Lt. Governor Nelson Doi and myself would never enter into any kind of a deal whether with Mr. Fasi himself, with the Governor upstairs, with anyone else, to run or not to run for any particular position. Mr. Fasi knows better. But this does not faze him. This is just the beginning of Mr. Fasi's technique and campaign this year to use anyone, anybody's name, any situation to publicize what he considers this conspiracy against him throughout this State, to prevent him from running for Governor.

Now, ordinarily, I would just dismiss this as just another one of Fasi's antics, but when the integrity of high government officials with whom I serve and the integrity of the work of the Senate Subcommittee that investigated Kohala is involved and is impugned, then I think it is my responsibility to respond.

I agree with the Minority Leader who said in his Opening Day response to your Address, Mr. President, that the public has developed a rather jaundiced view about politicians and political bodies generally. The image is a little tarnished of late as a result of Watergate, the Bert Lance affair and the Kukui Plaza scandal, which was technically stymied through some technical procedures.

Now I think it is the responsibility of every one of us here as Senators, that anytime any person or any group of persons make an unjustified remark questioning the integrity of our work, or questioning the character of any one of us who are Senators, without justification, that we had better respond as a matter of public interest, again to restore public confidence in the people they elect.

Thank you, Mr. President."

At 11:47 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:55 o'clock a.m.

ADJOURNMENT

At 11:57 o'clock a.m., on motion by Senator Taira, seconded by Senator Anderson and carried, the Senate adjourned until 9:30 o'clock a.m., Monday, January 23, 1978.