

FOURTEENTH DAY

Monday, February 6, 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 Reverend Louis H. Yim of Cathedral of Our Lady of Peace, after which the Roll was called showing all Senators present, with the exception of Senators O'Connor and Saiki, who were excused.

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

Senator Toyofuku then introduced to the members of the Senate 30 freshmen students from Kapaa High School and their teachers, Mr. Bob Ginback, Mr. Jim Jung and Ms. Priscilla Baxter.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 90 to 99) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 90), transmitting copies of a report prepared by the Public Employees Compensation Appeals Board, pursuant to Act 121, Session Laws of Hawaii, 1963, the Report of Findings on Adjustments to the Compensation Plan, was referred to the Committee on Ways and Means.

A message from the Governor (Gov. Msg. No. 91), transmitting a report, A Program for Selective Growth Management for Hawaii, which was prepared by the Governor's Growth Management Task Force (of State employees) to consider ways by which the State can begin to gain a measure of control over its future, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 92), transmitting copies of Growth Management Issues in Hawaii: Perspectives, Problems, and Policy Implications, a research paper prepared by the Hawaii Institute for Management and Analysis in Government, Department of Budget and Finance, as part of its Special Analytic Studies program, was referred to the Committee on Government Operations and Efficiency.

A message from the Governor (Gov. Msg. No. 93), transmitting copies of a report prepared by the Department of Labor and Industrial Relations relating to the State Program for the Unemployed,

pursuant to Act 151, Regular Session of 1975, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 94), transmitting copies of Hawaii's Environment 1977, a fourth annual report prepared by the Environmental Council, in response to Chapter 341-6, Hawaii Revised Statutes, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 95), transmitting copies of the Annual Report for Fiscal Year 1977 of the Hawaii Paroling Authority, Department of Social Services and Housing, in accordance with Act 92, Session Laws of Hawaii 1976, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 96), transmitting copies of the 1977 Annual Report prepared by the Teacher Education Coordinating Committee in response to Chapter 304-20, Hawaii Revised Statutes, and requested in House Resolution No. 185 of the Sixth State Legislature, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 97), transmitting copies of the Fourth Annual Report of the State Marine Affairs Coordinator, pursuant to Chapter 218, Hawaii Revised Statutes, was referred to the Committee on Energy/Natural Resources.

A message from the Governor (Gov. Msg. No. 98), transmitting copies of a report prepared by the Department of Health in response to Senate Resolution No. 123, Regular Session of 1977, Relating to a Directory of Physician Services, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 99), transmitting copies of the Department of Transportation report on Limiting Transportation Units, in response to Act 179, Session Laws of Hawaii 1975, was referred to the Committee on Transportation.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 37 and 38) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 37), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION AND APPROPRIATE STATE AGENCIES TO ASSIST THE SUGAR INDUSTRY IN

MEETING THE STANDARDS OF THE U.S. ENVIRONMENTAL PROTECTION AGENCY", was jointly offered by Senators Ushijima, Hara and Henderson.

By unanimous consent, S.C.R. No. 37 was referred to the Committee on Economic Development.

A concurrent resolution (S.C.R. No. 38), entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING CONCERN OVER THE EXISTENCE OF CERTAIN SERIOUS ROADWAY HAZARDS ON OR ADJACENT TO THE LIKELIKE HIGHWAY, OAHU, AND REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO INITIATE A STUDY TO ALLEVIATE THE HAZARDOUS CONDITIONS", was jointly offered by Senators Taira, Yim, Kawasaki, Chong, Kuroda, King, Hulten, Ching, Nishimura, Ushijima and Yamasaki.

By unanimous consent, S.C.R. No. 38 was referred to the Committee on Transportation.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 132 to 139) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 132), entitled: "A SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION AND APPROPRIATE STATE AGENCIES TO ASSIST THE SUGAR INDUSTRY IN MEETING THE STANDARDS OF THE U.S. ENVIRONMENTAL PROTECTION AGENCY", was jointly offered by Senators Ushijima, Hara and Henderson.

By unanimous consent, S.R. No. 132 was referred to the Committee on Economic Development.

A resolution (S.R. No. 133), entitled: "SENATE RESOLUTION EXPRESSING CONCERN OVER THE EXISTENCE OF CERTAIN SERIOUS ROADWAY HAZARDS ON OR ADJACENT TO THE LIKELIKE HIGHWAY, OAHU, AND REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO INITIATE A STUDY TO ALLEVIATE THE HAZARDOUS CONDITIONS", was jointly offered by Senators Taira, Yim, Kawasaki, Chong, Kuroda, King, Hulten, Ching, Nishimura, Ushijima and Yamasaki.

By unanimous consent, S.R. No. 133 was referred to the Committee on Transportation.

A resolution (S.R. No. 134), entitled: "SENATE RESOLUTION REQUESTING A LEGISLATIVE STUDY ON THE SUBJECT OF TELECOMMUNICATIONS", was

jointly offered by Senators F. Wong, Hara, Takitani, Taira, Ching, Kuroda, Saiki, George, Yee, King, Toyofuku, Leopold, Yamasaki, Hulten, Kawasaki and Young.

By unanimous consent, S.R. No. 134 was referred to the Committee on Public Utilities.

A resolution (S.R. No. 135), entitled: "SENATE RESOLUTION COMMENDING AND EXTENDING CONGRATULATIONS TO 1978 KAUAI DISTRICT TEACHER OF THE YEAR, MRS. JOY MATSUMURA", was jointly offered by Senators Toyofuku, Takitani, Hara, Taira, Kuroda, Hulten, Chong, Ching, Leopold, Kawasaki, George, R. Wong, Young, Soares, Yee, Henderson and King.

On motion by Senator Toyofuku, seconded by Senator Taira and carried, S.R. No. 135 was adopted.

A resolution (S.R. No. 136), entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF THE STATE'S WATER SUPPLIES AND SYSTEMS TO SUPPORT AGRICULTURE", was jointly offered by Senators Ushijima, Yamasaki, Takitani, Taira, Young, Chong, Ching, Toyofuku, George, Leopold, Nishimura, O'Connor, Soares, Yee, Kawasaki and Kuroda.

By unanimous consent, S.R. No. 136 was referred to the Committee on Economic Development.

A resolution (S.R. No. 137), entitled: "SENATE RESOLUTION RELATING TO HAWAII'S NO-FAULT INSURANCE", was jointly offered by Senators Kuroda, Ching, Chong, King, Hara, Hulten, Ushijima, Kawasaki, Henderson, George and Yee.

By unanimous consent, S.R. No. 137 was referred to the Committee on Consumer Protection.

A resolution (S.R. No. 138), entitled: "SENATE RESOLUTION REQUESTING AN INVESTIGATION OF THE PROBLEM OF STUDENTS PURCHASING SWEETS ON THEIR WAY TO CLASS AND ITS RELATIONSHIP TO HYPERACTIVITY IN CLASSROOMS", was offered by Senator Leopold.

By unanimous consent, S.R. No. 138 was referred to the Committee on Education.

A resolution (S.R. No. 139), entitled: "SENATE RESOLUTION COMMENDING THE PACIFIC ISLANDS DEVELOPMENT COMMISSION AND ITS EFFORTS AND PROGRESS IN THE COOPERATIVE DEVELOPMENT OF THE RESOURCES IN THE PACIFIC AREAS", was jointly offered by Senators

Kuroda, Yim, Chong, Hara, Yee, Yamasaki, Kawasaki, Taira, Toyofuku, Takitani, George Henderson, Hulten, King, Ching, Young, F. Wong, Nishimura, Anderson and R. Wong.

On motion by Senator Kuroda, seconded by Senator Yim and carried, S.R. No. 139 was adopted.

At this time, Senator Kuroda introduced to the members of the Senate, members of the Pacific Island Development Commission (PIDC), the Honorable Peter Coleman, Governor of American Samoa and incoming President, PIDC; the Honorable Frank Ada, Lt. Governor of Northern Marianas; the Honorable Asi Eikeni, Minister of Economic Affairs, Government of American Samoa; Mr. Martin Pray, representing the Governor of Guam; Mr. Ian Vogelberg, representing the Premier of the Cook Islands; and Chief Maaka Nu'A, Director of Tourism, American Samoa. Mr. Andrew Gerakas, Division Head, DPED, accompanying the group, was also introduced.

At 11:40 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:42 o'clock a.m.

The President then introduced to the members of the Senate the Honorable Peter Coleman, as follows:

"We are very honored and proud to have with us today the newly elected Governor of American Samoa, the Honorable Peter Coleman. He has been a friend of Hawaii and has many ties here in Hawaii. I know he will do an excellent job as the first elected Governor of American Samoa.

It is my pleasure to introduce to you the Honorable Peter Coleman, Governor of American Samoa."

Governor Peter Coleman of American Samoa then addressed the members of the Senate as follows:

"Thank you, Mr. President.

Honorable members of the Senate of the great State of Hawaii, our distinguished guests, ladies and gentlemen. It is indeed an honor to be standing here in the great halls of Hawaii, recalling many years ago when I first went to high school here. The President of the Senate and I were at law school at the same time, in our younger days, so I come back to Hawaii as part of

Hawaii.

The South Pacific Islands, the island countries, look to Hawaii for leadership. We look to Hawaii for leadership in technology, leadership in education, leadership in information, agriculture, history, and for economic development.

We are very grateful for this occasion today because it reaffirms the feeling of friendship, the association of brothers and sisters of the Pacific Islands, and through our cooperative efforts, the advances that have been experienced by Hawaii also come to our areas, so that the standard of living, aspirations for a stable economic future, will also be met through your help.

Thank you very much and Mahalo nui loa."

The President then introduced to the members of the Senate, Senator Jason Boe, President of the Oregon State Senate, and the newly elected President of the National Conference of State Legislatures.

Senator Boe addressed the members of the Senate as follows:

"Thank you, Mr. President.

Governor Coleman, distinguished guests, distinguished members of the Hawaii Senate. I am here to greet you on behalf of the Senate of the State of Oregon and to extend to you our very best wishes for a smooth and very productive session of your Senate.

I am here also as the incoming President of the National Conference of State Legislatures to greet you on behalf of that organization of which your state is also a member. This organization represents 7,600 state legislators in all of the 50 states of America and it was formed because of the needs that each of us in the state legislatures have.

Only a short period of time ago, political scientists were writing about the demise of the state legislative system. They were writing in their textbooks and in their pamphlets, and in their research papers about the lack of need for a state legislature, that, after all, since the Federal Government was taking so much in the way of taxes and had so much power over the lives of individual citizens of our Nation, what was the use of the state legislature. They were predicting freely, our death.

The National Conference of State

Legislatures is formed, among other things, to prove the lie that that particular philosophy represents. I think it behooves all of us as legislators to remember that it was not the state legislatures and the state legislators that created the Federal Government. They are our creature... we, not theirs. This is the message that I would like to leave with you as I encourage your continued and active participation in the work of the National Conference of State Legislatures in Washington, D.C., on behalf of all state legislatures.

I will be the first president of this organization to come from the Western part of the United States. Since Hawaii is a very close neighbor to Oregon, separated only by a few miles of ocean, but still our shores border each other, we invite your active participation in leadership positions. And you can be sure that when I become president, I will be seeking from your leadership in the Senate and the House, members who are willing to work, to become involved in this organization so that the voice of Hawaii may be truly and adequately represented in this conference.

Thank you for your very kind reception today. It is a joy to be here with you. Thank you!"

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 Tuesday, February 7, 1978:

Senate Bills

No. 2024-78 "A Bill for an Act Making Appropriations for Capital Improvement Projects, 5th Senatorial District."

Introduced by: Senators Taira, Hara, Yim, Toyofuku, King, Kawasaki, Yamasaki, Kuroda, Hulten, Ching, Nishimura, Ushijima and Chong.

No. 2025-78 "A Bill for an Act Making an Appropriation for the Immigrant Youth Program of the Palama Interchurch Council."

Introduced by: Senators Taira, Toyofuku, Kuroda, Hara, Ching, Takitani, Ushijima, Yamasaki and Hulten.

No. 2026-78 "A Bill for an Act Making an Appropriation for the Youth Education Program of the Catholic Social Service."

Introduced by: Senators Taira, Toyofuku, Kuroda, Hara, Ching, Takitani, Ushijima,

Yamasaki and Hulten.

No. 2027-78 "A Bill for an Act Making an Appropriation for the Bilingual/Bicultural Program of the Catholic Social Service and the Kalihi-Palama Community Mental Health Center.

Introduced by: Senators Taira, Toyofuku, Kuroda, Hara, Ching, Takitani, Ushijima and Yamasaki.

No. 2028-78 "A Bill for an Act Making an Appropriation for Social Rehabilitation Service for the Handicapped and Disabled at Molokai."

Introduced by: Senators Yamasaki and Takitani.

No. 2029-78 "A Bill for an Act Making an Appropriation for Plans and Construction of a Molokai Rehabilitation Facility, at Kaunakakai, Molokai."

Introduced by: Senators Yamasaki and Takitani.

No. 2030-78 "A Bill for an Act Relating to Establishment of Veterans Cemeteries."

Introduced by: Senators Yamasaki, Takitani, Young, Taira, Ching, Kawasaki, Leopold, Hulten and Hara.

No. 2031-78 "A Bill for an Act Making an Appropriation for Plans and Design of Kula Highway, Keokea to Ulupalakua, Maui."

Introduced by: Senators Yamasaki and Takitani.

No. 2032-78 "A Bill for an Act Making an Appropriation for the Construction of a Gymnasium at Hana High and Elementary School, Maui."

Introduced by: Senators Yamasaki and Takitani.

No. 2033-78 "A Bill for an Act Making an Appropriation for Construction of a Multi-Purpose Physical Education Classroom Building at Baldwin High School, Maui."

Introduced by: Senators Yamasaki and Takitani.

No. 2034-78 "A Bill for an Act Making an Appropriation for Chore Services for the Elderly and Disabled at Maui Rehabilitation Center, Wailuku, Maui."

Introduced by: Senators Yamasaki and Takitani.

No. 2035-78 "A Bill for an Act Making an Appropriation for Plans and Construction

- of a Three-Classroom Building at Waihee School, Maui."
- Introduced by: Senators Yamasaki and Takitani.
- No. 2036-78 "A Bill for an Act Relating to Sentencing for Violations of Hawaii's Litter Laws."
- Introduced by: Senators King, Kuroda, Hulten, Yamasaki, Ching, Toyofuku, Taira, O'Connor, Chong, Takitani, Young, Leopold, Soares and R. Wong.
- No. 2038-78 "A Bill for an Act Relating to Hemophilia."
- Introduced by: Senators Chong, Nishimura, Ching, Henderson and Takitani.
- No. 2039-78 "A Bill for an Act Relating to Health Information."
- Introduced by: Senators Chong, Nishimura, Ching, Henderson and Takitani.
- No. 2040-78 "A Bill for an Act Relating to Mobile Intensive Care Technicians."
- Introduced by: Senators Chong, Nishimura, Saiki, Henderson and Takitani.
- No. 2041-78 "A Bill for an Act Relating to Physician's Assistants."
- Introduced by: Senators Chong, Nishimura, Saiki, Ching, Henderson, Toyofuku and Takitani.
- No. 2042-78 "A Bill for an Act Making an Appropriation for the Balik-Bahay Project."
- Introduced by: Senators Chong, Nishimura, Ching, Henderson and Takitani.
- No. 2043-78 "A Bill for an Act Making an Appropriation for a Grant-in-Aid for Hale Mohalu."
- Introduced by: Senator Chong.
- No. 2044-78 "A Bill for an Act Making an Appropriation for Grants-in-Aid to Private Agencies Through the Department of Health."
- Introduced by: Senators Chong, Nishimura, Saiki, Ching, Henderson and Takitani.
- No. 2045-78 "A Bill for an Act Making an Appropriation for a Grant-in-Aid for the Hawaii Medical Library, Oahu."
- Introduced by: Senators Chong, Nishimura, Ching, Henderson and Takitani.
- No. 2046-78 "A Bill for an Act Relating to the Procurement of Public Contracts."
- Introduced by: Senators Hulten, Kuroda, Ching, Toyofuku, Young, Ushijima, Chong and Soares.
- No. 2047-78 "A Bill for an Act Relating to the Disposal of Solid Wastes."
- Introduced by: Senators Hulten, Kuroda, Nishimura, Yamasaki, Hara, Ching, Toyofuku, Young, Ushijima, Chong and Soares.
- No. 2048-78 "A Bill for an Act Relating to the Statewide Traffic Code."
- Introduced by: Senators Hulten, Kuroda, Hara, Ching, Young, Ushijima, Chong and Soares.
- No. 2049-78 "A Bill for an Act Relating to the Powers of Counties and the Issuance of Pollution Control Bonds by the Counties."
- Introduced by: Senators Hulten, Kuroda, Yamasaki, Ching, Toyofuku, Young, Ushijima, Chong and Soares.
- No. 2050-78 "A Bill for an Act Making a Supplemental Appropriation for County/State Hospitals, Kauai."
- Introduced by: Senators Chong, Takitani, Saiki, Hara, Nishimura, Henderson and Yamasaki.
- No. 2051-78 "A Bill for an Act Relating to County/State Hospitals."
- Introduced by: Senators Chong, Takitani, Saiki, Hara, Nishimura, Henderson and Yamasaki.
- No. 2052-78 "A Bill for an Act Making an Appropriation for a Grant-in-Aid to Teen Challenge Hawaii, Inc."
- Introduced by: Senators Chong, Nishimura, Takitani, Henderson and Ching.
- No. 2053-78 "A Bill for an Act Making an Appropriation to the University of Hawaii School of Public Health for a Study of Health Maintenance Organizations."
- Introduced by: Senators Chong, Taira, Hulten, Henderson, King, F. Wong, Ching, Hara, Takitani, Young, Toyofuku, Yamasaki, Kuroda and Nishimura.
- No. 2054-78 "A Bill for an Act Making an Appropriation for a Grant-in-Aid for Land Acquisition, Planning and Development of Maunawili Neighborhood

Park, Kailua, Oahu."

Introduced by: Senators Hulten and George.

No. 2055-78 "A Bill for an Act Making an Appropriation for a Grant-in-Aid for Construction of Kailua Gymnasium/Recreation Center, Kailua, Oahu."

Introduced by: Senators Hulten and George.

No. 2056-78 "A Bill for an Act Relating to the Deferral of Real Property Taxes."

Introduced by: Senators Henderson, Yee, Saiki, Leopold, Nishimura, Soares, George, Yamasaki, Hara, King, Kuroda, Hulten and Toyofuku.

No. 2057-78 "A Bill for an Act Relating to Attorneys' Fees."

Introduced by: Senators Henderson, Yee, Saiki, Soares, Yamasaki, Hara, Kuroda, Hulten, Toyofuku and Nishimura.

No. 2058-78 "A Bill for an Act Relating to Motor Vehicle Taxes."

Introduced by: Senators Henderson, Yee, Saiki, George, Soares, Yamasaki, Kuroda, Hulten and Nishimura.

No. 2059-78 "A Bill for an Act Relating to the State Motor Vehicle Weight Tax."

Introduced by: Senators Henderson, Yee, Saiki, Soares, George, Hulten, Leopold, Yamasaki, Hara, Kuroda and Toyofuku.

No. 2060-78 "A Bill for an Act Making a Supplemental Appropriation for Onomea Park, Hilo, Hawaii."

Introduced by: Senators Henderson, Hara, Ushijima, Soares, George, Yamasaki, King, Kuroda, Hulten, Toyofuku and Nishimura.

No. 2061-78 "A Bill for an Act Making an Appropriation for a Pedestrian Overpass."

Introduced by: Senators Henderson, Soares, Hara, George, Ushijima, Yamasaki, King, Kuroda, Hulten and Toyofuku.

No. 2062-78 "A Bill for an Act Relating to Real Property."

Introduced by: Senators Henderson, Yamasaki, Kuroda, Hulten, Nishimura, Yee, Saiki, George, Leopold, Soares and Ushijima.

No. 2063-78 "A Bill for an Act Relating to Bail."

Introduced by: Senators Yee, Chong, Henderson, Hulten, Kawasaki, Kuroda, Leopold, O'Connor, Taira, Toyofuku, F. Wong and Yamasaki.

On motion by Senator Taira, seconded by Senator Anderson and carried, the following bill was referred to print and was placed on the calendar for further consideration on Tuesday, February 7, 1978:

Senate Bill

No. 2037-78 "A Bill for an Act Relating to Health Facilities."

Introduced by: Senators Chong, Nishimura, Saiki, Ching and Henderson.

At 11:50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:52 o'clock a.m.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 17-78), informing the Senate that Senate Concurrent Resolution Nos. 37 and 38, Senate Resolution Nos. 130 to 135, Senate Bill Nos. 1981-78 to 2023-78, and Standing Committee Report Nos. 18-78 to 38-78 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.

Senator Taira, for the Committee on Public Utilities, presented a report (Stand. Com. Rep. No. 18-78) recommending that Senate Concurrent Resolution No. 11, 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. 11, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO REFRAIN FROM FURTHER FEDERAL PREEMPTION OF THE REGULATION OF PUBLIC UTILITIES IN THE STATE OF HAWAII", was adopted.

Senator Taira, for the Committee on Public Utilities, presented a report (Stand. Com. Rep. No. 19-78) recommending that Senate Resolution No. 40, 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. 40, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO REFRAIN FROM FURTHER FEDERAL PREEMPTION OF THE REGULATION OF PUBLIC UTILITIES IN THE STATE OF HAWAII", was adopted.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 20-78) recommending that Senate Bill No. 1567-78, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yim, seconded by Senator King and carried, the report of the Committee was adopted and S.B. No. 1567-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES", passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 7, 1978.

In accordance with Article III, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 1567-78, S.D. 1.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 21-78) recommending that Senate Bill No. 1568-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Yim, seconded by Senator King and carried, the report of the Committee was adopted and S.B. No. 1568-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ENERGY", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 22-78) recommending that Senate Bill 1570-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Yim, seconded by Senator King and carried, the report of the Committee was adopted and S.B. No. 1570-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE HAWAII LABORATORY FOR RIFT ZONE GEOTHERMAL RESERVOIRS AND MAKING AN APPROPRIATION FOR INITIATING RESEARCH THEREUPON", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 23-78) recommending that Senate Bill No. 1572-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Yim, seconded by Senator King and carried, the report of the Committee was adopted and S.B. No. 1572-78, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY OF THE NON-ELECTRICAL APPLICATIONS OF GEOTHERMAL ENERGY", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 24-78) recommending that Senate Bill No. 1573-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Yim, seconded by Senator King and carried, the report of the Committee was adopted and S.B. No. 1573-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BIOMASS ENERGY PLANTATIONS", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 25-78) recommending that Senate Bill No. 1574-78, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yim, seconded by Senator King and carried, the report of the Committee was adopted and S.B. No. 1574-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION IN PUBLIC BUILDINGS AND FACILITIES", passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 7, 1978.

In accordance with Article III, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 1574-78, S.D. 1.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 26-78) recommending that Senate Bill No. 1575-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Yim, seconded by Senator King and carried, the report of the Committee was adopted and S.B. No. 1575-78, S.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO TAX INCENTIVES FOR ENERGY CONSERVATION", passed Second Reading and was referred to the Committee on Ways and Means.

At this time Senator Yim requested waiver of referral to the Committee on Ways and Means of Senate Bill Nos. 1577-78, 1593-78, 1594-78 and 1596-78.

Senator R. Wong, Chairman of the Committee on Ways and Means, granted waiver and stated as follows:

"Mr. President, I would like to clarify my remarks of the waiver of the bills to my committee. It is my understanding that all references to appropriations in the bills, as mentioned, have been deleted. Therefore, we find no objection and the waiver is granted by Ways and Means.

I want the records to so note."

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 27-78) recommending that Senate Bill No. 1577-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

By unanimous consent, the referral of S.B. No. 1577-78, S.D. 1, to the Committee on Ways and Means was waived.

On motion by Senator Yim, seconded by Senator King and carried, Stand. Com. Rep. No. 27-78 was received and placed on file and S.B. No. 1577-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF HAWAII SOLAR CENTER", passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 7, 1978.

In accordance with Article III, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 1577-78, S.D. 1.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 28-78) recommending that Senate Bill No. 1578-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Yim, seconded by Senator King and carried, the report of the Committee was adopted and S.B. No. 1578-78, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STUDY ON AN

UNDERWATER CABLE SYSTEM INTERCONNECTING ISLANDS FOR THE TRANSMISSION OF ENERGY", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Yim, for the majority of the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 29-78) recommending that Senate Bill No. 1579-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Yim, seconded by Senator King and carried, the report of the majority of the Committee was adopted and S.B. No. 1579-78, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON A HYDROELECTRIC SYSTEM FOR MOLOKAI", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 30-78) recommending that Senate Bill No. 1590-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Intergovernmental Relations.

On motion by Senator Yim, seconded by Senator King and carried, the report of the Committee was adopted and S.B. No. 1590-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION IN BUILDINGS", passed Second Reading and was referred to the Committee on Intergovernmental Relations.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 31-78) recommending that Senate Bill No. 1591-78, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yim, seconded by Senator King and carried, the report of the Committee was adopted and S.B. No. 1591-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EFFICIENT PROCUREMENT PRACTICES", passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 7, 1978.

In accordance with Article II, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 1591-78, S.D. 1.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 32-78) recommending that Senate Bill No. 1593-78, as amended in S.D. 1, pass Second

Reading and be referred to the Committee on Ways and Means.

By unanimous consent, the referral of S.B. No. 1593-78, S.D. 1, to the Committee on Ways and Means was waived.

On motion by Senator Yim, seconded by Senator King and carried, Stand. Com. Rep. No. 32-78 was received and placed on file, and S.B. No. 1593-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN ENERGY EXTENSION SERVICE PROGRAM", passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 7, 1978.

In accordance with Article III, Section 16 of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 1593-78, S.D. 1.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 33-78) recommending that Senate Bill No. 1594-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

By unanimous consent, the referral of S.B. No. 1594-78, S.D. 1, to the Committee on Ways and Means was waived.

On motion by Senator Yim, seconded by Senator King and carried, Stand. Com. Rep. No. 33-78 was received and placed on file, and S.B. No. 1594-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENERGY CONSERVATION POSTER CONTEST", passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 7, 1978.

In accordance with Article III, Section 16 of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 1594-78, S.D. 1.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 34-78), recommending that Senate Bill No. 1595-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Intergovernmental Relations.

On motion by Senator Yim, seconded by Senator King and carried, the report of the Committee was adopted and S.B. No. 1595-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UTILIZATION OF WASTE HEAT", passed Second Reading and was referred to the Committee on Intergovernmental Relations.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 35-78) recommending that Senate Bill No. 1596-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

By unanimous consent, the referral of S.B. No. 1596-78, S.D. 1, to the Committee on Ways and Means was waived.

On motion by Senator Yim, seconded by Senator King and carried, Stand. Com. Rep. No. 35-78 was received and placed on file, and S.B. No. 1596-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A STUDY ON THE DEVELOPMENT OF AN EFFECTIVE USED OIL RECYCLING PROGRAM", passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 7, 1978.

In accordance with Article III, Section 16 of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 1596-78, S.D. 1.

Senator Yim, for the Committee on Energy/Natural Resources presented a report (Stand. Com. Rep. No. 36-78) recommending that Senate Bill No. 1597-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Yim, seconded by Senator King and carried, the report of the Committee was adopted and S.B. No. 1597-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX INCENTIVES FOR ENERGY CONSERVATION", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 37-78) recommending that Senate Bill No. 1598-78, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yim, seconded by Senator King and carried, the report of the Committee was adopted and S.B. No. 1598-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BANNING OF PILOT LIGHTS ON GAS APPLIANCES", passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 7, 1978.

In accordance with Article III, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on S.B. No. 1598-78, S.D. 1.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 38-78) recommending that Senate Resolution

No. 4 be referred to the Committee on Intergovernmental Relations.

On motion by Senator Yim, seconded by Senator King and carried, the report of the Committee was adopted and S.R. No. 4, entitled: "SENATE RESOLUTION REQUESTING VARIOUS STATE AND COUNTY AGENCIES TO FORMULATE AND ADOPT RULES CONCERNING THE ENERGY PROBLEM", was referred to the Committee on Intergovernmental Relations.

Senator Yim then rose to speak in favor of the legislative package of energy bills:

"Mr. President, I would like to speak in favor of the legislative package of 18 Energy Bills and one resolution before us this morning, rather than tomorrow morning. Mr. President, as you know, we started on the process of developing a Comprehensive Energy Program last June. Some ten special task forces were created of leading authorities in Hawaii in the various energy topics under consideration. Our concerns ranged from a stronger conservation program, closer ties to Alaska, some nine alternate energy potentials... all leading to energy self-sufficiency for Hawaii.

These task forces examined the state of the art, what is both happening and could happen in Hawaii, and what are some of the problems and areas where legislation could assist. At the completion of these meetings, the 'Comprehensive Energy Report' was compiled, which represented a consensus of the various participants. A goal that emerged was that of energy self-sufficiency for Hawaii by year 2010 or as soon as technically and economically feasible.

We know that the road ahead is not going to be an easy one. To accomplish all or even part of this goal, mistakes will be made. It will cost a great deal of money. But what are our alternatives? Oil sooner or later will be running out, or at least becoming too costly to use to generate electricity or to run our automobiles.

Each of the bills before us this morning was contained in the 'Comprehensive Energy Report' as recommended legislation that could help Hawaii better meet its energy needs. No one bill will make a major difference. But each bill, if enacted, can and will make a major contribution.

Mr. President, the legislative energy package under consideration this morning represents about 50% of the Senate's efforts on energy. Hopefully,

by this Friday, your Energy Committee will submit to this Body the other half of the Senate's Energy Legislative Program -- and that is the Appropriation Bill - S.B. No. 1581.

These bills collectively are the result of the many dedicated citizens, who have given much of their time, their ideas, and efforts to make Hawaii one of the most progressive and innovative leaders in the area of energy self-sufficiency.

In closing, Mr. President, I would like to express my appreciation for the support many in this Senate have given to this Energy Program... the strong encouragement provided by our leadership group, and the patience and input by my committee members who have been faithful in their attendance and wise in their decisions at some very long public hearings.

To all of you, thank you."

At this time, Senator Anderson introduced to the members of the Senate, 50 senior citizens from the Koolau Senior Center of Kaneohe, who entertained the Senators with a number of songs. Mr. Edgar Jones, Honorary Mayor of Kaneohe, was also introduced.

Senator Kuroda then introduced former school principal, Kenneth Nagata, and Mrs. Nagata.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills that were introduced on Friday, February 3, 1978:

Senate Bills	Referred to:
No. 1981-78	Committee on Judiciary
No. 1982-78	Committee on Energy/Natural Resources, then to the Committee on Ways and Means
No. 1983-78	Committee on Intergovernmental Relations, then to the Committee on Judiciary
No. 1984-78	Committee on Human Resources, then to the Committee on Ways and Means
No. 1985-78	Committee on Human Resources, then to the Committee on Ways and Means
No. 1986-78	Committee on Judiciary
No. 1987-78	Committee on Ways and Means

- No. 1988-78 Committee on Education, then to the Committee on Ways and Means
- No. 1989-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1990-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1991-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1992-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1993-78 Committee on Education, then to the Committee on Ways and Means
- No. 1994-78 Committee on Human Resources, then to the Committee on Ways and Means
- No. 1995-78 Committee on Health, then to the Committee on Ways and Means
- No. 1996-78 Committee on Human Resources, then to the Committee on Ways and Means
- No. 1997-78 Committee on Health, then to the Committee on Ways and Means
- No. 1998-78 Committee on Education, then to the Committee on Ways and Means
- No. 1999-78 Committee on Education, then to the Committee on Ways and Means
- No. 2000-78 Committee on Education, then to the Committee on Ways and Means
- No. 2001-78 Committee on Transportation, then to the Committee on Ways and Means
- No. 2002-78 Committee on Transportation, then to the Committee on Ways and Means
- No. 2003-78 Committee on Transportation, then to the Committee on Ways and Means
- No. 2004-78 Committee on Transportation, then to the Committee on Ways and Means
- No. 2005-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 2006-78 Committee on Economic Development
- No. 2007-78 Committee on Health, then to the Committee on Ways and Means
- No. 2008-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 2009-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 2010-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 2011-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 2012-78 Committee on Ways and Means
- No. 2013-78 Committee on Economic Development, then to the Committee on Ways and Means
- No. 2014-78 Committee on Judiciary, then to the Committee on Ways and Means
- No. 2015-78 Committee on Education, then to the Committee on Ways and Means
- No. 2016-78 Committee on Education, then to the Committee on Ways and Means
- No. 2017-78 Committee on Education, then to the Committee on Ways and Means
- No. 2018-78 Committee on Education, then to the Committee on Ways and Means
- No. 2019-78 Committee on Education, then to the Committee on Ways and Means
- No. 2020-78 Committee on Education, then to the Committee on Ways and Means
- No. 2021-78 Committee on Education, then to the Committee on Ways and Means
- No. 2022-78 Committee on Transportation, then to the Committee on Ways and Means
- No. 2023-78 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means

ADJOURNMENT

At 12:06 o'clock p.m., on motion
by Senator Taira, seconded by Senator

Anderson and carried, the Senate adjourned
until 11:30 o'clock a.m., Tuesday, February
7, 1978.