

TWENTY-FIRST DAY

Wednesday, February 15, 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 Seiko Okahashi of the Honpa Hongwanji Mission, after which the Roll was called showing all Senators present with the exception of Senator F. Wong, who was excused.

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

HOUSE COMMUNICATION

A communication from the House (Hse. Com. No. 23), returning Senate Concurrent Resolution No. 47 which was adopted by the House of Representatives on February 14, 1978, was read by the Clerk and was placed on file.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 51 to 54) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 51), entitled: "SENATE CONCURRENT RESOLUTION RESPECTFULLY URGING HAWAII'S CONGRESSIONAL DELEGATION TO ACTIVELY SUPPORT PASSAGE OF THE REVISED HUMPHREY-HAWKINS FULL EMPLOYMENT AND BALANCED GROWTH BILL", was jointly offered by Senators Toyofuku, Taira, Chong, Ching, F. Wong, Young, Yamasaki, Hara, O'Connor, Takitani, Kuroda and Kawasaki.

By unanimous consent, S.C.R. No. 51 was referred to the Committee on Human Resources.

A concurrent resolution (S.C.R. No. 52), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE OUTRIGGER CANOE CLUB", was jointly offered by Senators O'Connor, Ushijima, Young, George, Yamasaki, Chong, Leopold, Henderson, King, Nishimura, Saiki, Taira, Kuroda, Hulten, R. Wong, Takitani, Anderson, Soares, Hara, Toyofuku and Yee.

On motion by Senator Taira, seconded by Senator Anderson and carried, S.C.R. No. 52 was adopted.

A concurrent resolution (S.C.R.

No. 53), entitled: "SENATE CONCURRENT RESOLUTION URGING LABOR UNIONS AND EMPLOYERS TO COOPERATE IN THE DEVELOPMENT AND IMPLEMENTATION OF SAFETY TRAINING PROGRAMS", was jointly offered by Senators Toyofuku, Ching, Hulten, Taira, Kuroda, Young, King, Chong, Yamasaki, Hara, Takitani, Kawasaki and Nishimura.

By unanimous consent, S.C.R. No. 53 was referred to the Committee on Human Resources.

A concurrent resolution (S.C.R. No. 54), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO COORDINATE WITH INSURERS FOR SAFETY TRAINING", was jointly offered by Senators Toyofuku, Ching, Hulten, Taira, Kuroda, Young, King, Chong, Yamasaki, Hara, Takitani, Kawasaki and Nishimura.

By unanimous consent, S.C.R. No. 54 was referred to the Committee on Human Resources.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 183 to 193) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 183), entitled: "SENATE RESOLUTION REQUESTING THE ATTORNEY GENERAL AND LEGISLATIVE AUDITOR TO FURTHER STUDY AND TO REGULATE CHARITABLE TRUSTS", was jointly offered by Senators Hulten, Chong, Young, Takitani, George, Toyofuku, Kuroda, Nishimura, Saiki, King, Yamasaki and Soares.

By unanimous consent, S.R. No. 183 was referred to the Committee on Judiciary.

A resolution (S.R. No. 184), entitled: "SENATE RESOLUTION CONGRATULATING THE PORTUGUESE COMMUNITY ON THE 100TH ANNIVERSARY OF THEIR ARRIVAL IN HAWAII", was jointly offered by Senators Soares, Anderson, Henderson, Hulten, Leopold, Saiki, George, Kuroda, R. Wong, Yim, Chong, Young, O'Connor, Hara, Yee, Taira, Takitani, King, Yamasaki, Toyofuku, Ching, Nishimura, Kawasaki and Ushijima.

On motion by Senator Soares, seconded by Senator Anderson and carried, S.R. No. 184 was adopted.

Senator Soares introduced to the members of the Senate, the Honorable John Henry Felix, Consul of Portugal and Mrs. Felix, and Mrs. Edna Robello Ryan, President of the Hawaii Council on

Portuguese Heritage. They were each presented with leis by Senators Soares, Anderson and Saiki.

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.

A resolution (S.R. No. 185), entitled: "SENATE RESOLUTION CONGRATULATING THE 1978 MISS MCKINLEY-CARNIVAL QUEEN NADINE AKIKO TOKUNAGA, AND HER COURT", was jointly offered by Senators Yee, King, Chong, Leopold, Taira, Hulten, Yamasaki, Takitani, Hara, Anderson, Young, Henderson, Saiki, George and R. Wong.

On motion by Senator Yee, seconded by Senator Leopold and carried, S.R. No. 185 was adopted.

A resolution (S.R. No. 186), entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY REGARDING THE FEASIBILITY OF ESTABLISHING A SEPARATE DEPARTMENT OF MARINE RESOURCES AND AQUACULTURE", was jointly offered by Senators Yee, Taira, Chong, Hulten, Yamasaki, Takitani, Hara, Anderson, Leopold, King, Henderson, Saiki, George, R. Wong, Ching, Young, Soares, Toyofuku and Kawasaki.

By unanimous consent, S.R. No. 186 was referred to the Committee on Energy/Natural Resources.

A resolution (S.R. No. 187), entitled: "SENATE RESOLUTION REQUESTING THE COMMITTEE ON HUMAN RESOURCES TO STUDY THE PROBLEM OF SKYROCKETING WELFARE COSTS", was jointly offered by Senators Yee, Taira, Hulten, Takitani, Hara, Anderson, Leopold, King, Henderson, Saiki, George, R. Wong, Young, Ching, Soares, Toyofuku and Kawasaki.

By unanimous consent, S.R. No. 187 was referred to the Committee on Human Resources.

A resolution (S.R. No. 188), entitled: "SENATE RESOLUTION REQUESTING THE STATE LEGISLATIVE REFERENCE BUREAU TO STUDY THE SUBSTITUTION OF LIQUID FUEL TAX TO REPLACE THE MOTOR VEHICLE WEIGHT TAX", was jointly offered by Senators Henderson, George, Leopold, Soares, Saiki, Yee and Anderson.

By unanimous consent, S.R. No.

188 was referred to the Committee on Ways and Means.

A resolution (S.R. No. 189), entitled: "SENATE RESOLUTION RESPECTFULLY URGING HAWAII'S CONGRESSIONAL DELEGATION TO ACTIVELY SUPPORT PASSAGE OF THE REVISED HUMPHREY-HAWKINS FULL EMPLOYMENT AND BALANCED GROWTH BILL", was jointly offered by Senators Toyofuku, Taira, Ching, F. Wong, Young, Yamasaki, Hara, O'Connor, Takitani, Kuroda and Kawasaki.

By unanimous consent, S.R. No. 189 was referred to the Committee on Human Resources.

A resolution (S.R. No. 190), entitled: "SENATE RESOLUTION RECOGNIZING CYNTHIA DALRYMPLE AS FEMALE ATHLETE OF THE YEAR IN THE STATE OF HAWAII", was jointly offered by Senators R. Wong, Young, George, Saiki, King, Soares, Chong, Henderson, Yamasaki, Hulten, Yim, Takitani, Toyofuku, Hara, Ching, Nishimura, Ushijima, Kawasaki, Kuroda, Leopold, Yee, Anderson, O'Connor and Taira.

On motion by Senator R. Wong, seconded by Senator Young and carried, S.R. No. 190 was adopted.

A resolution (S.R. No. 191), entitled: "SENATE RESOLUTION CONGRATULATING KAWANANAKOA INTERMEDIATE SCHOOL ON ITS GOLDEN ANNIVERSARY", was jointly offered by Senators Taira, Yim, R. Wong, Kawasaki, Chong, Hulten, Takitani, Yamasaki, Ching, Henderson, O'Connor, George, Kuroda, Yee, Soares, King, Hara, Young, Toyofuku, Ushijima, Saiki, Anderson, Nishimura and Leopold.

On motion by Senator Taira, seconded by Senator Yim and carried, S.R. No. 191 was adopted.

A resolution (S.R. No. 192), entitled: "SENATE RESOLUTION RELATING TO THE OUTRIGGER CANOE CLUB", was jointly offered by Senators O'Connor, Ushijima, Young, George, Yamasaki, Chong, Leopold, Henderson, King, Nishimura, Saiki, Taira, Kuroda, Hulten, R. Wong, Takitani, Anderson, Soares, Hara, Toyofuku and Yee.

On motion by Senator O'Connor, seconded by Senator Nishimura and carried, S.R. No. 192 was adopted.

A resolution (S.R. No. 193), entitled: "SENATE RESOLUTION REQUESTING A RECONSIDERATION OF THE APPROXIMATELY 800 MILILANI TAX APPEALS DENIED BY THE BOARD OF REVIEW", was jointly offered by Senators Kuroda,

Ching, Young and O'Connor.

By unanimous consent, S.R. No. 193 was referred to the Committee on Consumer Protection.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 71-78), informing the Senate that Senate Concurrent Resolution Nos. 48 to 54, Senate Resolution Nos. 181 to 192 and Standing Committee Report Nos. 72-78 to 78-78 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 Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 72-78), recommending that House Bill No. 95, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and H.B. No. 95, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRE-RETIREMENT EDUCATION PROGRAM", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 73-78), recommending that Senate Bill No. 2069-78 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and S.B. No. 2069-78, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION OF KULA COMMUNITY CENTER, MAUI", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chong, for the Committee on Health, presented a report (Stand. Com. Rep. No. 74-78), recommending that Senate Resolution No. 66, as amended in S.D. 1, be adopted.

On motion by Senator Chong, seconded by Senator Takitani and carried, the report of the Committee was adopted and S.R. No. 66, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING

THE DEPARTMENT OF HEALTH TO SEEK FUNDS FOR PREVENTIVE MENTAL HEALTH PROGRAMS", was adopted.

At 11:45 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:46 o'clock a.m.

Senator Chong, for the Committee on Health, presented a report (Stand. Com. Rep. No. 75-78), recommending that Senate Bill No. 1728-78 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chong, seconded by Senator Takitani and carried, the report of the Committee was adopted and S.B. No. 1728-78, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID FOR KUAKINI HOME, OAHU", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chong, for the Committee on Health, presented a report (Stand. Com. Rep. No. 76-78), recommending that Senate Bill No. 1831-78 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chong, seconded by Senator Takitani and carried, the report of the Committee was adopted and S.B. No. 1831-78, entitled: "A BILL FOR AN ACT MAKING SUPPLEMENTAL APPROPRIATION FOR MAUI MEMORIAL HOSPITAL", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chong, for the Committee on Health, presented a report (Stand. Com. Rep. No. 77-78), recommending that Senate Bill No. 1889-78 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chong, seconded by Senator Takitani and carried, the report of the Committee was adopted and S.B. No. 1889-78, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DRUG ABUSE TREATMENT PROGRAMS", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chong, for the Committee on Health, presented a report (Stand. Com. Rep. No. 78-78), recommending that Senate Bill No. 1891-78 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chong, seconded by Senator Takitani and carried, the

report of the Committee was adopted and S.B. No. 1891-78, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE ARTHRITIS CENTER OF HAWAII", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Consumer Protection, presented a report (Stand. Com. Rep. No. 79-78), recommending that Senate Bill No. 361 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Kuroda, seconded by Senator R. Wong and carried, the report of the Committee was adopted and S.B. No. 361, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF RESIDENTIAL LANDLORD-TENANT RELATIONS", passed Second Reading and was referred to the Committee on Judiciary.

Senator Kuroda, for the Committee on Consumer Protection, presented a report (Stand. Com. Rep. No. 80-78), recommending that Senate Bill No. 1148 pass Second Reading and be referred to the Committee on Housing and Hawaiian Homes.

On motion by Senator Kuroda, seconded by Senator R. Wong, and carried, the report of the Committee was adopted and S.B. No. 1148, entitled: "A BILL FOR AN ACT RELATING TO DISCLOSURE STATEMENTS ON THE USE OF PROPERTY", passed Second Reading and was referred to the Committee on Housing and Hawaiian Homes.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The President made the following re-referral of a Senate Bill that was introduced on Wednesday, February 8, 1978:

Senate Bill	Referred to:
No. 2106-78	Committee on Consumer Protection, then to the Committee on Judiciary

The President made the following re-referral of a Senate Bill that was introduced on Friday, February 10, 1978:

Senate Bill	Referred to:
No. 2414-78	Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means

MATTER DEFERRED
FROM FEBRUARY 14, 1978

Senate Bill No. 1642-78:

Senator Chong moved that S.B. No. 1642-78, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE HOSPITAL", be recommitted to the Committee on Health, and the President, noting that there was no objection, so ordered.

THIRD READING

House Bill No. 216:

On motion by Senator Toyofuku, seconded by Senator Young and carried, H.B. No. 216, entitled: "A BILL FOR AN ACT RELATING TO PREPAID HEALTH CARE", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

Senate Bill No. 1611-78, S.D. 1:

On motion by Senator Yim, seconded by Senator King and carried, S.B. No. 1611-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGRICULTURE", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (F. Wong).

MISCELLANEOUS COMMUNICATION

A communication from the Most Reverend John J. Scanlan, Bishop of Honolulu, (Misc. Com. No. 6), expressing appreciation for and acknowledging receipt of Senate Resolution No. 148, was read by the Clerk and was placed on file.

ADJOURNMENT

At 11:50 o'clock a.m., on motion by Senator Taira, seconded by Senator Yee and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, February 16, 1978.