

TWENTY-FIFTH DAY

Wednesday, February 22, 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 Bishop Palmer Spencer of the Church of Jesus Christ of Latter-day Saints, Auwaiolimu Ward, after which the Roll was called showing all Senators present with the exception of Senator Taira, who was excused.

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

The following introductions were then made to the members of the Senate:

Senator F. Wong introduced Mr. Chu Ying Lun, Managing Director of Wing Wah Company of Hong Kong, dealers in diamonds and jade for over one hundred years.

Senator Yee introduced 20 students from the Senior Class at St. Louis High School, with their teacher, Mr. Rod Santos.

Senator Anderson then introduced a group of fifty members from the Koolau Senior Citizens group.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 120 to 135) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 120), submitting for consideration and confirmation to the Fish and Wildlife Advisory Committee, City and County of Honolulu, the nominations of Stanley M. Akita and Thomas M.W. Lee, for terms to expire December 31, 1979, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 121), submitting for consideration and confirmation to the Fish and Wildlife Advisory Committee, County of Maui, the nominations of Adolph H. Desha, John Perreira, Jr. and Edward H. Tamura, for terms to expire December 31, 1979, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 122), submitting for consideration

and confirmation to the Boxing Commission, the nomination of Edward Y. Hirashima, D.D.S., for term to expire December 31, 1981, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 123), submitting for consideration and confirmation to the CATV Advisory Committee, the nominations of Carmen K.L. Nakasone and Antone C. Cacatian, Sr., for terms to expire December 31, 1981, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 124), submitting for consideration and confirmation to the Commission for Judicial Qualification, the nomination of Wilson P. Cannon, Jr., for term to expire December 31, 1981, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 125), submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, the nomination of David S. De Luz, Sr., term to expire December 31, 1978, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 126), submitting for consideration and confirmation to the Hawaii Public Broadcasting Authority, the nominations of Alvin T. Harrington, Teruo Ihara, Ph.D. and Willa F. Shackley, for terms to expire December 31, 1983, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 127), submitting for consideration and confirmation to the Board of Radiologic Technologists, the nominations of Roland W. Clements and Franklin V. Gamundoy, for terms to expire December 31, 1981, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 128), submitting for consideration and confirmation to the Real Estate Commission, the nominations of Tadayoshi Ishizu and Toru Kawakami, for terms to expire December 31, 1981, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 129), submitting for consideration and confirmation to the Commission to Promote Uniform Legislation, the nominations of the following:

John A. Chanin, Esq., for term to expire December 31, 1981; and

Robert S. Toyofuku, Esq., for term to expire December 31, 1979,

was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 130), submitting for consideration and confirmation to the Advisory Commission on Drug Abuse and Controlled Substances, the nominations of the following:

James Lumeng, M.D., for term to expire December 31, 1981;

Vincent Marino, for term to expire December 31, 1981; and

Carol M. Strait, for term to expire December 31, 1979,

was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 131), submitting for consideration and confirmation to the Kauai County Hospital Management Advisory Committee, the nominations of the following:

Yukichi Gushiken, for term to expire December 31, 1981;

Peter M. Kim, M.D., for term to expire December 31, 1981;

Manuel Moreno, for term to expire December 31, 1979;

Burt O. Wade, M.D., for term to expire December 31, 1981,

was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 132), submitting for consideration and confirmation to the State Board of Nursing, the nominations of the following:

Marian E. Olson, Ph.D., for term to expire December 31, 1979;

June S. Nakashima, R.N., for term to expire December 31, 1980; and

Louise F. Samuel, L.P.N., for term to expire December 31, 1980,

was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 133), submitting for consideration and confirmation to the State Postsecondary Education Commission, the nomination of Claudio R. Suyat, for term to expire December 31, 1981, was referred to the Committee on Higher Education.

A message from the Governor (Gov. Msg. No. 134), submitting for consideration

and confirmation to the Hawaii Employment Relations Board, the nominations of the following:

John J. Marabella, for term to expire December 31, 1981; and

Bernadette H. Sakoda, for term to expire December 31, 1980,

was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 135), submitting for consideration and confirmation to the Board of Social Services and Housing, the nominations of Herbert K. Apaka, Jr., Joseph Pontanilla and David Cheever, for terms to expire December 31, 1981, was referred to the Committee on Human Resources.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 29 and 30) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 29), returning Senate Concurrent Resolution No. 12 which was adopted by the House of Representatives on February 21, 1978, was placed on file.

A communication from the House (Hse. Com. No. 30), informing the Senate that House Bill No. 216 had passed Final Reading in the House of Representatives on February 21, 1978, was placed on file.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 218 to 220) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 218), entitled: "SENATE RESOLUTION CONGRATULATING MR. EDGAR A. JONES ON BEING SELECTED AS THE SERTOMA SENIOR CITIZEN OF THE YEAR", was jointly offered by Senators Anderson, George, Hulten, Chong, Takitani, Yee, Leopold, Ching, King, Nishimura, Kuroda, Henderson, Taira, Toyofuku, Yamasaki, Young, Saiki, Soares, R. Wong, Hara, Yim, O'Connor, F. Wong and Kawasaki.

On motion by Senator Anderson, seconded by Senator George and carried, S.R. No. 218 was adopted.

Senator Anderson then introduced to the members of the Senate Mr. Edgar A. Jones.

At 11:42 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.

A resolution (S.R. No. 219), entitled: "SENATE RESOLUTION CONGRATULATING THE KANIKAPILA O PA'AHAO FOR THEIR MUSICAL GIFT TO THE COMMUNITY", was jointly offered by Senators King, Young, Chong, Yee, Takitani, Hulten, Ching, Kuroda, Nishimura, O'Connor, Yamasaki, Leopold, Soares, George, Henderson, Hara, Kawasaki, Anderson, Toyofuku and Ushijima.

On motion by Senator King, seconded by Senator Chong and carried, S.R. No. 219 was adopted.

Senator King then introduced to the members of the Senate the members of the Kanikapila O Pa'ahao group as follows: Clyde "Aku" Canida, the leader of the group, Warren Kahakai, Arnold Berdon, Jerry Lopez and Clifford Waiau, and Sheldon Spencer, the recreational therapist. Senator King announced that the group will entertain the members of the Senate just before adjournment today.

A resolution (S.R. No. 220), entitled: "SENATE RESOLUTION REQUESTING A STUDY TO DETERMINE THE NEED FOR AND THE FEASIBILITY OF ENACTMENT OF LEGISLATION TO LICENSE AND REGULATE THE PRACTICES OF PERSONS DESIGNING, SELLING, INSTALLING AND MAINTAINING SOLAR ENERGY WATER-HEATING SYSTEMS", was jointly offered by Senators Kuroda, Yim, Young, R. Wong, Hulten, Leopold, Soares, George, Chong, Nishimura, Toyofuku, F. Wong and O'Connor.

By unanimous consent, S.R. No. 220 was referred to the Committee on Consumer Protection.

The President then introduced to the members of the Senate "Me-Too, De-Too", a robot from the University of Hawaii College of Engineering, who came to invite all to attend the Engineering Expo '78 at Holmes Hall on the University of Hawaii, Manoa Campus. Senator Takitani presented the robot with a certified copy of Senate Resolution No. 157 which had been adopted by the Senate on February 9, 1978.

The President also introduced Dr. Joel Fox, Faculty Exhibits Coordinator, and Curtis Fukushima and Steven Yabusaki, engineering students.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 90-78), informing the Senate that Governor's Message Nos. 120 to 135, Senate Resolution Nos. 216 to 220 and Standing Committee Report Nos. 91-78 to 95-78 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 Chong, for the Committee on Health, presented a report (Stand. Com. Rep. No. 91-78), recommending that Senate Bill No. 1646-78 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Chong, seconded by Senator Takitani and carried, the report of the Committee was adopted and S.B. No. 1646-78, entitled: "A BILL FOR AN ACT RELATING TO VITAL RECORDS", passed Second Reading and was referred to the Committee on Judiciary.

Senator Chong, for the Committee on Health, presented a report (Stand. Com. Rep. No. 92-78), recommending that Senate Bill No. 1641-78, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chong, seconded by Senator Takitani and carried, the report of the Committee was adopted and S.B. No. 1641-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE FACILITIES IDENTIFICATION AND REGULATIONS GENERALLY", passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 23, 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. 1641-78, S.D. 1.

Senator Chong, for the Committee on Health, presented a report (Stand. Com. Rep. No. 93-78), recommending that Senate Bill No. 1724-78 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. 1724-78, entitled: "A BILL FOR AN ACT RELATING TO SUPPORT OF MENTAL HEALTH-RELATED PROGRAMS", 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. 94-78), recommending that Senate Concurrent Resolution No. 28, as amended in S.D. 1, be adopted.

Senator Yim moved that the report of the Committee be adopted and that S.C.R. No. 28, S.D. 1, be adopted, seconded by Senator Takitani.

Senator Leopold then spoke for the motion as follows:

"Mr. President, I have been informed this week by the Assistant to the President for Domestic Affairs and Policy that there has been no final decision not to proceed with regional storage of emergency oil reserves for both the New England states and Hawaii.

The recent decision announced by the Secretary of the Department of Energy that the 1979 Federal budget will not include funds for emergency oil reserve in Hawaii, in no way forecloses the option of the President's approval of a supplemental budget item to include such storage.

In other words, the Carter Administration is still open to further efforts on the part of the State of Hawaii to provide emergency oil reserves for our State. In this regard this resolution may be helpful.

Thank you, Mr. President."

The motion was put by the Chair

and carried, and the report of the Committee was adopted and S.C.R. No. 28, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING PRESIDENT CARTER AND THE CONGRESS TO PROVIDE HAWAII ITS RIGHTFUL SHARE OF THE U.S. DEPARTMENT OF ENERGY'S PROPOSED BUDGET FOR THE STRATEGIC PETROLEUM RESERVE", was adopted.

Senator Yim, for the Committee on Energy/Natural Resources, presented a report (Stand. Com. Rep. No. 95-78), recommending that Senate Resolution No. 92, as amended in S.D. 1, be adopted.

On motion by Senator Yim, seconded by Senator Takitani and carried, the report of the Committee was adopted and S.R. No. 92, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING PRESIDENT CARTER AND THE CONGRESS TO PROVIDE HAWAII ITS RIGHTFUL SHARE OF THE U.S. DEPARTMENT OF ENERGY'S PROPOSED BUDGET FOR THE STRATEGIC PETROLEUM RESERVE", was adopted.

At 11:55 o'clock a.m., the Senate stood in recess subject to the call of the Chair to allow the members of the Kanikapila O Pa'ahao to entertain the members of the Senate.

The Senate reconvened at 12:04 o'clock p.m.

ADJOURNMENT

At 12:05 o'clock p.m., on motion by Senator Ching, seconded by Senator Anderson and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, February 23, 1978.