

## THIRTY-SEVENTH DAY

Friday, March 10, 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 Robert Fiske of the Harris United Methodist Church, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Thirty-Sixth Day.

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

Senator R. Wong introduced 140 students from the Social Studies classes at Aliamanu Elementary School, with their teachers, Patricia Lee, Gloria Shimizu, Winifred Watanabe, Helen Shimoda, Herb Matsumoto and May Murabayashi.

Senator Yee introduced 75 students from the fifth grade at Kulio Elementary School, with their teachers, Mrs. Grace Masutsugu, Mrs. Victoria Yoshimura, Mrs. Wong and Miss Carol Ginoza.

Senator Toyofuku introduced 32 seniors from Waimea High School, who were accompanied by their advisors, Frances Moriguchi and Mitsue Ibara.

Senator Hulten introduced Mr. Joe C. Harper from Kahaluu and his wife, Mrs. Harper. On March 6, 1978, the Senate adopted Senate Concurrent Resolution No. 72 which commended Mr. Harper for his dedication and outstanding service to the community. Senator Hulten then presented a certified copy of the resolution to Mr. Harper, while Senator George presented him with a lei. Mrs. Harper received a lei from Senator Hulten.

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.

## SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 81 and 82) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 81), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING INCREASED FEDERAL AID FOR IMMIGRANT HEALTH SERVICES", was jointly offered by Senators Chong, Taira, Toyofuku, Soares, King, Hara, Yamasaki, F. Wong, Kuroda, Yim, Ching, Young, Takitani, Nishimura, R. Wong, O'Connor, Kawasaki, Hulten, Leopold, Yee, Saiki, George, Henderson and Ushijima.

By unanimous consent, S.C.R. No. 81 was referred to the Committee on Health.

A concurrent resolution (S.C.R. No. 82), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO AN INTER-COLLEGIATE POST-SEASON FOOTBALL BOWL GAME FOR HAWAII", was jointly offered by Senators Takitani, Yamasaki, O'Connor, King, Toyofuku, Hara, Nishimura, Kuroda, Chong, Kawasaki, Young, Hulten, Saiki, Soares, Leopold, Ching, Taira, F. Wong, George, Yee, Henderson and Ushijima.

By unanimous consent, S.C.R. No. 82 was referred to the Committee on Higher Education.

## SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 291 to 301) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 291), entitled: "SENATE RESOLUTION REQUESTING INCREASED FEDERAL AID FOR IMMIGRANT HEALTH SERVICES", was jointly offered by Senators Chong, Taira, Toyofuku, R. Wong, King, Soares, Hara, Saiki, Yamasaki, F. Wong, Yim, Kuroda, Ching, Young, Takitani, Nishimura, O'Connor, Kawasaki, Hulten, Leopold, Yee, George, Henderson and Ushijima.

By unanimous consent, S.R. No. 291 was referred to the Committee on Health.

A resolution (S.R. No. 292), entitled: "SENATE RESOLUTION RELATING TO AN INTERCOLLEGIATE POST-SEASON FOOTBALL BOWL GAME FOR HAWAII", was jointly offered by Senators Takitani, Yamasaki, O'Connor, Chong, King, Toyofuku, Hara, Nishimura, Kuroda, Kawasaki, Young, Hulten, Saiki, Soares, Leopold, Ching, Taira, F. Wong, George, Yee, Henderson and Ushijima.

By unanimous consent, S.R. No. 292 was referred to the Committee on Higher Education.

A resolution (S.R. No. 293), entitled:

"SENATE RESOLUTION URGING THE PUBLIC TO PARTICIPATE IN THE 'THREE M CELEBRATION AND HEALTH FAIR' ", was jointly offered by Senators King, Young, Chong, Toyofuku, Nishimura, F. Wong, Kuroda, Ching, Takitani, Hulten, Taira, Leopold, Soares, Saiki and Kawasaki.

On motion by Senator King, seconded by Senator Chong and carried, S.R. No. 293 was adopted.

Senator King then introduced to the members of the Senate, Patricia Akamine, President of the Three M Community Council; Dennis Takatsuki, teacher at Washington Intermediate School and Coordinator for the Three M Celebration and Health Fair; and the following students from the seventh grade at Washington Intermediate School, Al Kaimimoku, Nui Thanasilangkul, Hung Van Tran, Barry Takahashi and Paul Carrion.

A resolution (S.R. No. 294), entitled: "A BILL FOR AN ACT EXTENDING ALOHA TO THE HAWAII WRITERS CONFERENCE", was jointly offered by Senators King, Young, Chong, Toyofuku, Nishimura, F. Wong, Kuroda, Ching, Takitani, Hulten, Taira, Kawasaki, Leopold, Soares and Saiki.

On motion by Senator King, seconded by Senator Chong and carried, S.R. No. 294 was adopted.

Senator King then introduced to the members of the Senate Miss Candace Charlot, Chairman of the Hawaii Writers Conference, and presented her with a certified copy of the resolution just adopted.

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

The Senate reconvened at 11:48 o'clock a.m.

A resolution (S.R. No. 295), entitled: "SENATE RESOLUTION EXTENDING CONGRATULATIONS TO THE PEARL CITY COMMUNITY ASSOCIATION UPON THE OBSERVANCE OF ITS 20TH ANNIVERSARY", was jointly offered by Senators Kuroda, F. Wong, Young, Ching, Yamasaki, Takitani, Hulten, Taira, Kawasaki, R. Wong, Nishimura, Toyofuku, Chong, King, O'Connor, Soares, Anderson, Hara, Leopold, George, Saiki, Yee, Henderson and Ushijima.

On motion by Senator Kuroda, seconded by Senator Ching and carried, S.R. No. 295 was adopted.

A resolution (S.R. No. 296), entitled: "SENATE RESOLUTION DECLARING THE WEEK OF APRIL 16-23 AS 'HAWAII GIFTED AND TALENTED CHILDREN'S WEEK' ", was jointly offered by Senators Hara, F. Wong, Young, Toyofuku, Yamasaki, King, Henderson, Nishimura, Chong, Kuroda, Ching, Takitani, Hulten, Soares, George, Leopold, Saiki, Yee, Taira and Ushijima.

On motion by Senator Hara, seconded by Senator Yim and carried, S.R. No. 296 was adopted.

A resolution (S.R. No. 297), entitled: "SENATE RESOLUTION COMMENDING AND THANKING THE MEMBERS OF THE CITIZENS ADVISORY COMMITTEE ON BASIC SKILLS AND REAL-LIFE SKILLS", was jointly offered by Senators Hara, F. Wong, Leopold, Young, Toyofuku, King, Taira, Yamasaki, Nishimura, Chong, Kuroda, Ching, Hulten, Saiki, Yee, Henderson, Ushijima, Takitani, George, Soares and Kawasaki.

On motion by Senator Hara, seconded by Senator Yim and carried, S.R. No. 297 was adopted.

A resolution (S.R. No. 298), entitled: "SENATE RESOLUTION THANKING THE KALANI HIGH SCHOOL CHOIR FOR THEIR DELIGHTFUL PERFORMANCE AT THE STATE CAPITOL", was jointly offered by Senators Saiki, Soares, Nishimura, O'Connor, Toyofuku, Yamasaki, Takitani, King, Chong, Young, Hara, Kawasaki, Kuroda, Hulten, Leopold, George and Anderson.

On motion by Senator Saiki, seconded by Senator Soares and carried, S.R. No. 298 was adopted.

A resolution (S.R. No. 299), entitled: "SENATE RESOLUTION ENDORSING THE ESTABLISHMENT OF PUBLIC RADIO IN HAWAII, PARTICULARLY THE FM STATION PROPOSED BY HAWAIIAN ISLANDS PUBLIC RADIO", was jointly offered by Senators King, Chong, O'Connor, Kuroda, Yamasaki, Takitani, Hulten, Leopold, Soares, George, Young, Nishimura, F. Wong, Ching, Taira, Saiki and Anderson.

On motion by Senator King, seconded by Senator Chong and carried, S.R. No. 299 was adopted.

A resolution (S.R. No. 300), entitled: "SENATE RESOLUTION RESPECTFULLY REQUESTING THE HAWAII SUPREME COURT TO EVALUATE THE JUDICIAL PERFORMANCE OF DISTRICT COURT JUDGE ROBERT K. RICHARDSON", was jointly offered by Senators Leopold, Anderson, Henderson, King, Young,

George, Chong, Saiki, Kuroda and Soares.

By unanimous consent, S.R. No. 300 was referred to the Committee on Judiciary.

A resolution (S.R. No. 301), entitled: "SENATE RESOLUTION THANKING THE HILO HIGH SCHOOL VIKING BAND FOR THEIR ENJOYABLE PERFORMANCE AT THE STATE CAPITOL ON MARCH 10, 1978", was jointly offered by Senators Ushijima, Hara, Henderson, Leopold, Yamasaki, Takitani, Toyofuku, George, Anderson, O'Connor, Chong, Yim, Yee, Young, Nishimura, King, F. Wong, Kuroda, Hulten, Saiki, Soares, Taira, Kawasaki, Ching and R. Wong.

On motion by Senator Hara, seconded by Senator Henderson and carried, S.R. No. 301 was adopted.

Senator Hara then introduced to the members of the Senate Mr. Ed Yamamura, bandmaster of the Hilo High School Viking Band, and the 100 members of the band.

At 11:53 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:54 o'clock a.m.

#### STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 530-78), informing the Senate that Senate Concurrent Resolution Nos. 81 and 82, Senate Resolution Nos. 291 to 299 and Standing Committee Report Nos. 531-78 and 532-78 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. 531-78), recommending that the Senate advise and consent to the nomination of Yukio Takemoto to the Labor and Industrial Relations Appeals Board, in accordance with Governor's Message No. 88.

By unanimous consent, action on Stand. Com. Rep. No. 531-78 and

Gov. Msg. No. 88 was deferred until Monday, March 13, 1978.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 532-78), recommending that House Bill No. 1802-78, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Toyofuku, seconded by Senator Young and carried, the report of the Committee was adopted and H.B. No. 1802-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WAGE AND HOUR LAW", passed Second Reading and was placed on the calendar for Third Reading on Monday, March 13, 1978.

In accordance with Article III, Section 16, of the Constitution of the State of Hawaii, the 24-hour notice was given on H.B. No. 1802-78, H.D. 1.

#### ORDER OF THE DAY

#### MATTER DEFERRED FROM MARCH 9, 1978

House Bill No. 2469-78, H.D. 1:

On motion by Senator Taira, seconded by Senator Anderson and carried, H.B. No. 2469-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING", passed First Reading by title and was referred to the Committee on Judiciary.

#### THIRD READING

Senate Bill No. 2202-78, S.D. 1:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, S.B. No. 2202-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS AND AUTHORIZING THE ISSUANCE OF BONDS", having been read throughout, passed Third Reading by not less than two-thirds vote of all the members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

#### ADJOURNMENT

At 12:01 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., Monday, March 13, 1978.