

## FORTIETH DAY

Wednesday, March 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 Gary Secor of St. Anthony's Church, after which the Roll was called showing all Senators present, with the exception of Senators Anderson, Hara, Kuroda, O'Connor, R. Wong, Yee and Yim, who were excused.

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

Senator Ching introduced to the members of the Senate three officials of the National Aeronautics and Space Administration (NASA) at the Ames Research Center, Moffett Field, California, as follows: Dr. Dale Lumb, Operational Director for Western Regional Applications Project (WRAP); Mr. Kenji Nishioka, Hawaii Project Coordinator for WRAP; and Mr. Mike McCormick, Liaison Officer for WRAP who is on an Intergovernmental Personal Act assignment to NASA from the Governor's Office of the State of Washington; accompanied by Mr. Shoji Kato of the Department of Planning and Economic Development.

## SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 84 and 85) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 84), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE AIR POLLUTION CONTROL REGULATIONS", was jointly offered by Senators Ushijima, Yamasaki, Taira, Takitani, Henderson, Ching, Hulten, Soares, Toyofuku, Kuroda, Saiki, Nishimura, Hara, R. Wong, Leopold, F. Wong, Chong, Young, Yee, George and O'Connor.

By unanimous consent, S.C.R. No. 84 was referred to the Committee on Health.

A concurrent resolution (S.C.R. No. 85), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF HABILITAT, INC.", was jointly offered by Senators Kawasaki, Anderson, R. Wong, F. Wong, Ching, Kuroda, Young, Taira, Hara, Nishimura, Saiki, Leopold, Toyofuku, Chong, Takitani, George, O'Connor, Yim, Yamasaki, Soares, Yee, Ushijima and Henderson.

By unanimous consent, S.C.R. No. 85 was referred to the Committee on Health.

## SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 310 to 313) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 310), entitled: "SENATE RESOLUTION COMMENDING ALOHA WEEK HAWAII INCORPORATED FOR ITS ORGANIZATION OF THE 32ND ANNUAL ALOHA WEEK FESTIVITIES", was jointly offered by Senators Ushijima, Hara, Yamasaki, Yim, Takitani, Chong, O'Connor, Leopold, Yee, Anderson, Young, George, Henderson, Nishimura, King, Kuroda, R. Wong, Toyofuku, Hulten, Ching, Taira, Kawasaki, F. Wong, Saiki and Soares.

On motion by Senator Taira, seconded by Senator Henderson and carried, S.R. No. 310 was adopted.

At this time, Senator Taira extended an invitation to the members of the Senate and the public to attend the Aloha Week Festivals Investiture, "Hoolaa Alii", on Saturday, March 18 at the Waikiki Shell.

Senator Taira then introduced to the members of the Senate the 1978 Alii, King Stanton Kapolilauwaeomakana Pa and Queen Helen Pamaieulu Sham, and Ms. Elaine Mullaney, President of Aloha Week Festivals, who were presented with leis and certified copies of the resolution. Also mentioned were Prince Benson Kealaokamalalama Lee, Jr. and Princess Georgette Pualla Baker of the 1978 Alii Court who were not present.

At 11:42 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:44 o'clock a.m.

A resolution (S.R. No. 311), entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF THE AIR POLLUTION CONTROL REGULATIONS", was jointly offered by Senators Ushijima, Yamasaki, Taira, Takitani, Ching, Hulten, Saiki, Hara, Young, Kuroda, Soares, Henderson, Nishimura, R. Wong, Toyofuku, F. Wong, Chong, Leopold, Yee, George and O'Connor.

By unanimous consent, S.R. No. 311 was referred to the Committee on Health.

A resolution (S.R. No. 312), entitled: "SENATE RESOLUTION RELATING TO ENCOURAGING RESEARCH IN TROPICAL AGRICULTURE IN HAWAII TO HELP ALLEVIATE WORLD HUNGER", was jointly offered by Senators King, Chong, Yim, F. Wong, Kuroda, Leopold, Nishimura, Anderson, R. Wong,

Toyofuku, Ching, Young, George, Yamasaki and Hara.

By unanimous consent, S.R. No. 312 was referred to the Committee on Economic Development.

A resolution (S.R. No. 313), entitled: "SENATE RESOLUTION REQUESTING AN AUDIT OF HABILITAT, INC.", was jointly offered by Senators Kawasaki, Anderson, R. Wong, F. Wong, Young, Ching, Kuroda, Chong, Taira, Hara, Nishimura, Saiki, Leopold, Toyofuku, Takitani, Yim, George, O'Connor, Soares, Yee, Ushijima, Henderson and Yamasaki.

By unanimous consent, S.R. No. 313 was referred to the Committee on Health.

#### STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 546-78), informing the Senate that Senate Concurrent Resolution Nos. 83 and 84, Senate Resolution Nos. 308 to 312 and Standing Committee Report Nos. 547-78 to 580-78 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 Hulten, for the Committee on Intergovernmental Relations presented a report (Stand. Com. Rep. No. 547-78) recommending that House Bill No. 2756-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development.

On motion by Senator Hulten, seconded by Senator Kawasaki and carried, the report of the Committee was adopted and H.B. No. 2756-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE", passed Second Reading and was referred to the Committee on Economic Development.

Senator Chong, for the Committee on Health presented a report (Stand. Com. Rep. No. 548-78) recommending that House Bill No. 2123-78, H.D. 2, 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 H.B. No. 2123-78, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY PHYSICIAN PROGRAM", 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. 549-78) recommending that House Bill No. 2385-78, H.D. 2, 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 H.B. No. 2385-78, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EXAMINERS IN NATURO-PATHY", passed Second Reading and was referred to the Committee on Judiciary.

Senator Yim, for the Committee on Energy/Natural Resources presented a report (Stand. Com. Rep. No. 550-78) recommending that House Bill No. 2165-78, H.D. 1, pass Second Reading and be referred to the Committee on Public Utilities.

On motion by Senator King, seconded by Senator Hulten and carried, the report of the Committee was adopted and H.B. No. 2165-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PURCHASE BY A PUBLIC UTILITY OF GEOTHERMAL ENERGY", passed Second Reading and was referred to the Committee on Public Utilities.

Senator Hara, for the Committee on Education, presented a report (Stand. Com. Rep. No. 551-78) recommending that House Bill No. 2545-78, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Ching, seconded by Senator Hulten and carried, the report of the Committee was adopted and H.B. No. 2545-78, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL BUS CONTRACTS", passed Second Reading and was referred to the Committee on Judiciary.

Senator Hara, for the Committee on Education, presented a report (Stand. Com. Rep. No. 552-78) recommending that House Bill No. 2581-78 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Hulten and carried, the report of the Committee was adopted and H.B. No. 2581-78, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL NEEDS FUNDS FOR THE PUBLIC SCHOOLS", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hara, for the Committee on Education, presented a report (Stand. Com. Rep. No. 553-78) recommending that House Bill No. 2496-78, H.D. 1,

pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ching, seconded by Senator Hulten and carried, the report of the Committee was adopted and H.B. No. 2496-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOLIDAYS", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 16, 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. 2496-78, H.D. 1.

Senator Hara, for the Committee on Education, presented a report (Stand. Com. Rep. No. 554-78) recommending that House Bill No. 2601-78, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ching, seconded by Senator Hulten and carried, the report of the Committee was adopted and H.B. No. 2601-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAMEHAMEHA DAY CELEBRATION COMMISSION", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 16, 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. 2601-78, H.D. 1, S.D. 1.

Senator Hara, for the Committee on Education, presented a report (Stand. Com. Rep. No. 555-78) recommending that House Bill No. 2850-78, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ching, seconded by Senator Hulten and carried, the report of the Committee was adopted and H.B. No. 2850-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMBLEMS AND SYMBOLS", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 16, 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. 2850-78, H.D. 1.

Senator Kuroda, for the Committee on Consumer Protection, presented a report (Stand. Com. Rep. No. 556-

78) recommending that House Bill No. 1960-78, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Kawasaki, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 1960-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII MOTOR VEHICLE ACCIDENT REPARATIONS ACT", 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. 557-78) recommending that House Bill No. 2054-78, H.D. 1, pass Second Reading and be referred to the Committee on Housing and Hawaiian Homes.

On motion by Senator Kawasaki, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2054-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE", passed Second Reading and was referred to the Committee on Housing and Hawaiian Homes.

Senator Kuroda, for the Committee on Consumer Protection, presented a report (Stand. Com. Rep. No. 558-78) recommending that House Bill No. 2192-78, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Kawasaki, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2192-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUTOMOBILE NO-FAULT INSURANCE", 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. 559-78) recommending that House Bill No. 2252-78, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Kawasaki, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2252-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS", 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. 560-78) recommending that House Bill No. 2334-78, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Kawasaki, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2334-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EVENTS", 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. 561-78) recommending that House Bill No. 2379-78, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Kawasaki, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2379-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF ARTISTIC PRINTS", 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. 562-78) recommending that House Bill No. 2499-78, H.D. 1, pass Second Reading and be referred to the Committee on Housing and Hawaiian Homes.

On motion by Senator Kawasaki, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2499-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE", passed Second Reading and was referred to the Committee on Housing and Hawaiian Homes.

Senator Kuroda, for the Committee on Consumer Protection, presented a report (Stand. Com. Rep. No. 563-78) recommending that House Bill No. 2765-78, H.D. 1, pass Second Reading and be referred to the Committee on Housing and Hawaiian Homes.

On motion by Senator Kawasaki, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2765-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE", passed Second Reading and was referred to the Committee on Housing and Hawaiian Homes.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 564-78) recommending that House Bill No. 1870-78, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Young, seconded by Senator Toyofuku and carried, the report of the Committee was adopted and H.B. No. 1870-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALTERNATIVE MORTGAGE INSTRUMENTS", passed Second Reading and was referred to the Committee on Judiciary.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 565-78) recommending that House Bill No. 2618-78, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Young, seconded by Senator Toyofuku and carried, the report of the Committee was adopted and H.B. No. 2618-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ching, for the Committee on Military and Civil Defense, presented a report (Stand. Com. Rep. No. 566-78) recommending that House Bill No. 2229-78, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Senator Ching, seconded by Senator Kawasaki and carried, the report of the Committee was adopted and H.B. No. 2229-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION WAIVERS FOR NATIONAL GUARDSMEN AND MILITARY RESERVISTS", passed Second Reading and was referred to the Committee on Higher Education.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 567-78) recommending that House Bill No. 704, H.D. 1, 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. 704, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND", 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. 568-78) recommending that House Bill No. 2680-78, H.D. 1, 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. 2680-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY INSURANCE AND AMENDING CHAPTER 392, HAWAII REVISED STATUTES", 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. 569-78) recommending that House Bill No. 2727-78, H.D. 1, as amended in S.D. 1, 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. 2727-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES PAID FROM CERTAIN FEDERAL FUNDS AND AMENDING CHAPTER 88, HAWAII REVISED STATUTES", 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. 570-78) recommending that House Bill No. 2728-78, 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. 2728-78, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES", 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. 571-78) recommending that House Bill No. 3047-78, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Kawasaki, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 3047-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY", passed Second Reading and was referred to the Committee on Judiciary.

Senator O'Connor for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 572-78) recommending that House Bill No. 160, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the Committee was adopted and House Bill No. 160, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL AVIATION", passed Second Reading and was referred to the Committee on Ways and Means.

Senator O'Connor, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 573-78) recommending that House Bill No. 2102-78, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2102-78, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE TAXES", passed Second Reading and was referred to the Committee on Ways and Means.

Senator O'Connor, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 574-78) recommending that House Bill No. 2936-78, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2936-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION", passed Second Reading and was referred to the Committee on Ways and Means.

Senator O'Connor, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 575-78) recommending that House Bill No. 2937-78, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2937-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OAHU METROPOLITAN PLANNING ORGANIZATION", passed Second Reading and was referred to the Committee on Ways and Means.

Senator O'Connor, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 576-78) recommending that House Bill No. 3051-78 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report

of the Committee was adopted and H.B. No. 3051-78, entitled: "A BILL FOR AN ACT RELATING TO AIRPORT AND HARBOR REVENUE BONDS", passed Second Reading and was referred to the Committee on Ways and Means.

Senator F. Wong, for the majority of the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 577-78) recommending that House Bill No. 1822-78, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator F. Wong, seconded by Senator Hulten and carried, the report of the majority of the Committee was adopted and H.B. No. 1822-78, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM", passed Second Reading and was referred to the Committee on Ways and Means.

Senator F. Wong, for the majority of the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 578-78) recommending that House Bill No. 1823-78, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator F. Wong, seconded by Senator Hulten and carried, the report of the majority of the Committee was adopted and H.B. No. 1823-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM", passed Second Reading and was referred to the Committee on Ways and Means.

Senator F. Wong, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 579-78) recommending that House Bill No. 1922-78, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator F. Wong, seconded by Senator Hulten and carried, the report of the Committee was adopted and H.B. No. 1922-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS", passed Second Reading and was referred to the Committee on Ways and Means.

Senator F. Wong, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 580-78) recommending that House Bill No. 3059-78, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator F. Wong, seconded by Senator Hulten and carried, the report of the Committee was adopted and H.B. No. 3059-78, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO LAND FIRE PROTECTION", passed Second Reading and was referred to the Committee on Ways and Means.

#### ORDER OF THE DAY

##### THIRD READING

House Bill No. 2166-78, H.D. 2, S.D. 1:

On motion by Senator King, seconded by Senator Chong and carried, H.B. No. 2166-78, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, none. Excused, 7 (Anderson, Hara, Kuroda, O'Connor, R. Wong, Yee and Yim).

The Chair directed the Clerk to note the presence of Senator O'Connor.

At 11:53 o'clock a.m., on motion by Senator Taira, seconded by Senator Henderson and carried, the Senate stood in recess until 5:00 o'clock p.m., this afternoon.

#### AFTERNOON SESSION

The Senate reconvened at 5:00 o'clock p.m., with all Senators present with the exception of Senators Hara, Kawasaki, King, Kuroda, Leopold, Nishimura, O'Connor, Toyofuku, F. Wong, Yee and Yim, who were excused.

#### RE-REFERRAL OF A SENATE CONCURRENT RESOLUTION

The President made the following re-referral of a concurrent resolution that was offered on Wednesday, February 1, 1978:

Senate Concurrent Resolution	Referred to:
No. 32	Committee on Ecology, Environment and Recreation, then to the Committee on Economic Development

#### RE-REFERRAL OF HOUSE BILLS

The President made the following re-referral of a bill that was received on Wednesday, March 8, 1978:

House Bill	Referred to:
No. 2185-78, H.D. 2	Committee on Ways and Means

The President made the following re-

referral of a bill that was received on Thursday, March 9, 1978:

House Bill Referred to:

No. 1857-78, H.D. 2 Committee on Transportation

#### STANDING COMMITTEE REPORTS

Senator Hulten, for the Committee on Intergovernmental Relations, presented a report (Stand. Com. Rep. No. 581-78) recommending that House Bill No. 3049-78, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Hulten, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 3049-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE MARSHAL", passed Second Reading and was referred to the Committee on Judiciary.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 582-78) recommending that House Bill No. 2173-78, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development.

On motion by Senator Hulten, seconded by Senator Ching and carried, the report of the Committee was adopted and H.B. No. 2173-78, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNING", passed Second Reading and was referred to the Committee on Economic Development.

Senator Hulten, for the Committee on Intergovernmental Relations presented a report (Stand. Com. Rep. No. 583-78) recommending that House Bill No. 2248-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Hulten, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2248-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL POWERS OF COUNTIES", 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. 584-78) recommending that House Bill No. 2816-78, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator R. Wong,

seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2816-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII MOTOR VEHICLE ACCIDENT REPARATIONS ACT", 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. 585-78) recommending that House Bill No. 2895-78, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator R. Wong, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2895-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATTACHMENT AND EXECUTION", 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. 586-78) recommending that House Bill No. 1948-78 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 H.B. No. 1948-78, 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. 587-78) recommending that House Bill No. 1951-78 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 H.B. No. 1951-78, 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. 588-78) recommending that House Bill No. 2388-78, H.D. 1, 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 H.B. No. 2388-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRY", 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. 589-78) recommending that House Bill No. 2447-78, H.D. 1, as amended in S.D. 1, 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 H.B. No. 2447-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE", passed Second Reading and was referred to the Committee on Judiciary.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 590-78) recommending that Senate Concurrent Resolution No. 32, as amended in S.D. 1, be referred to the Committee on Economic Development.

On motion by Senator Hulten, seconded by Senator Ching and carried, the report of the Committee was adopted and S.C.R. No. 32, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO PRIORITY DIRECTIONS", was referred to the Committee on Economic Development.

Senator O'Connor, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 591-78) recommending that House Bill No. 1932-78, H.D. 2, pass Second Reading and be referred to the Committee on Public Utilities.

On motion by Senator Ching, seconded by Senator Takitani and carried, the report of the Committee was adopted and H.B. No. 1932-78, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR CARRIER LAW", passed Second Reading and was referred to the Committee on Public Utilities.

Senator O'Connor, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 592-78) recommending that House Bill No. 1937-78, H.D. 1, pass Second Reading and be referred to the Committee on Public Utilities.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the Committee was carried and H.B. No. 1937-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER LAW", passed Second Reading and was referred to the Committee on Public Utilities.

Senator Hara, for the Committee on Education, presented a report (Stand. Com. Rep. No. 593-78)

recommending that House Bill No. 2827-78, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Hulten and carried, the report of the Committee was adopted and H.B. No. 2827-78, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL HEALTH SERVICES", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 594-78) recommending that House Bill No. 2170-78, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Young, seconded by Senator Toyofuku and carried, the report of the Committee was adopted and H.B. No. 2170-78, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT 1920, AS AMENDED", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 595-78) recommending that House Bill No. 2056-78, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Young, seconded by Senator Toyofuku and carried, the report of the Committee was adopted and H.B. No. 2056-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", passed Second Reading and was referred to the Committee on Judiciary.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 596-78) recommending that House Bill No. 2403-78, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Young, seconded by Senator Toyofuku and carried, the report of the Committee was adopted and H.B. No. 2403-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", passed Second Reading and was referred to the Committee on Judiciary.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 597-78) recommending that House Bill No. 1769-78, H.D. 1, pass Second Reading and be referred



to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 1769-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 598-78) recommending that House Bill No. 1770-78, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 1770-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 599-78) recommending that House Bill No. 1779-78, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 1779-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO THE JUDICIARY FOR THE FISCAL BIENNIIUM JULY 1, 1977, TO JUNE 30, 1979, AND AUTHORIZING THE ISSUANCE OF BONDS", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishimura, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 600-78) recommending that House Bill No. 1885-78, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the majority of the Committee was adopted and H.B. No. 1885-78, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIRCUIT AND DISTRICT JUDGES", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 601-78) recommending that House Bill No. 2164-78, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2164-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A STATE MEDICAID FRAUD UNIT AND MAKING AN APPROPRIATION THEREFOR", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 602-78) recommending that House Bill No. 2239-78, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2239-78, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A CRIME COMMISSION", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 603-78) recommending that House Bill No. 2462-78, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2462-78, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF EMPLOYMENT AGENCIES", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 604-78) recommending that House Bill No. 2764-78, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 2764-78, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALE AND DISTRIBUTION OF SESSION LAWS, SUPPLEMENTS AND REPLACEMENT VOLUMES", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 605-78) recommending that House Bill No. 3042-78, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 3042-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPROPRIATIONS FOR WITNESS EXPENSE IN CRIMINAL PROCEEDINGS", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishimura, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 606-78) recommending that House Bill No. 3046-78, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ching, seconded by Senator Taira and carried, the report of the Committee was adopted and H.B. No. 3046-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXAMINATION FEES FOR PSYCHOLOGIST LICENSES", passed Second Reading

and was referred to the Committee on Ways and Means.

Senator King, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 607-78) recommending that House Bill No. 3045-78, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hulten, seconded by Senator Ching and carried, the report of the Committee was adopted and H.B. No. 3045-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS-IN-AID TO COUNTY OR STATE AGENCIES FOR ELIGIBLE WATER POLLUTION CONTROL FACILITIES AND PLANS, CONCEPTS AND PROJECTS RELATED TO SUCH ELIGIBLE FACILITIES", passed Second Reading and was referred to the Committee on Ways and Means.

#### ADJOURNMENT

At 5:06 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., Thursday, March 16, 1978.