

FORTY-FIRST DAY

Thursday, March 16, 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 Terrence Watanabe of Our Lady of Good Counsel Church, after which the Roll was called showing all Senators present with the exception of Senators Hara, Kuroda, Yee and Yim, who were excused.

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

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

Senator Anderson introduced 35 members of the Kalakaua Senior Citizens Club.

Senator Anderson also introduced Mr. Steven Kinney, the Administrative Aide to Senator George Deukmejian, who is the Senate Republican Leader in the California State Senate.

Senator Yamasaki introduced Mr. Tom Shibano, a member of the University of Hawaii Board of Regents from Maui, and Dr. Fujio Matsuda who accompanied him.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 160 to 162) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 160), transmitting a report prepared by the Department of Planning and Economic Development on its loan programs as required under Sections 210-8, 189-26, 189-46 and 205-5, Hawaii Revised Statutes, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 161), transmitting a report prepared by the University of Hawaii in response to Act 10, Special Session of 1977 (Standing Committee Report No. 740) regarding program provisions on educational improvement fund, was referred to the Committee on Higher Education.

A message from the Governor (Gov. Msg. No. 162), transmitting a report

entitled, "Energy Resources Coordinator 1977 Annual Report", prepared by the Department of Planning and Economic Development, pursuant to Section 196-4(11), Hawaii Revised Statutes, was referred to the Committee on Energy/Natural Resources.

DEPARTMENTAL COMMUNICATION

A communication from the Department of Education (Dept. Com. No. 7), transmitting a report prepared by the Department of Education in response to Senate Resolution No. 8 (1978), which requested the Department to review and reassess the operation of the school-by-school budget display of funding, was read by the Clerk and was referred to the Committee on Education.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 252 to 254) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 252), transmitting House Concurrent Resolution No. 8, H.D. 1, which was adopted by the House of Representatives on March 15, 1978, was placed on file.

By unanimous consent, H.C.R. No. 8, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING SUPPORT FOR THE CONTINUED USE OF ETHYLENE DIBROMIDE FOR USE IN PAPAYA, PINEAPPLE, AND OTHER AGRICULTURAL PRODUCTION", was referred to the Committee on Economic Development.

A communication from the House (Hse. Com. No. 253), transmitting House Concurrent Resolution No. 96 which was adopted by the House of Representatives on March 15, 1978, was placed on file.

On motion by Senator Taira, seconded by Senator Anderson and carried, H.C.R. No. 96, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDATION AND CONGRATULATIONS TO ALL THE MEMBERS OF THE LILIUOKALANI PROTESTANT CHURCH ON THE CONSTRUCTION AND COMPLETION OF EMERSON HALL", was adopted.

A communication from the House (Hse. Com. No. 254), transmitting House Concurrent Resolution No. 97 which was adopted by the House of Representatives on March 15, 1978, was placed on file.

On motion by Senator Taira, seconded

by Senator Anderson and carried, H.C.R. No. 97, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING THE KEEHI LAGOON MEMORIAL MANAGEMENT COMMITTEE OF THE DISABLED AMERICAN VETERANS, DEPARTMENT OF HAWAII, FOR ITS OUTSTANDING ACCOMPLISHMENT IN COMPLETING THE THIRD PHASE OF THE MEMORIAL PROJECT", was adopted.

SENATE CONCURRENT RESOLUTION

A concurrent resolution (S.C.R. No. 86), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FOLLOW-UP STUDY ON THE JOB-SHARING CONCEPT AND PROGRAM", was jointly offered by Senators Toyofuku, Takitani, Ching, Hulten, Taira, F. Wong, Chong, Nishimura, Kawasaki, Young, King and O'Connor and was read by the Clerk.

By unanimous consent, S.C.R. No. 86 was referred to the Committee on Human Resources, then to the Committee on Legislative Management.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 314 to 319) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 314), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO DRAFT AND ADOPT RULES AND REGULATIONS WHICH WOULD GOVERN THE ADVISORY COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS", was jointly offered by Senators Anderson, Henderson, Taira, Toyofuku, Ching, Young, Nishimura, Takitani, Hara, King, Leopold, Yamasaki, Chong, R. Wong, George, Soares, Kuroda, Saiki and Ushijima.

By unanimous consent, S.R. No. 314 was referred to the Committee on Human Resources.

A resolution (S.R. No. 315), entitled: "SENATE RESOLUTION REQUESTING A FOLLOW-UP STUDY ON THE JOB-SHARING CONCEPT AND PROGRAM", was jointly offered by Senators Toyofuku, Takitani, Ching, Hulten, Taira, F. Wong, Chong, Nishimura, Young, King, O'Connor and Kawasaki.

By unanimous consent, S.R. No. 315 was referred to the Committee on Human Resources, then to the Committee on Legislative Management.

A resolution (S.R. No. 316), entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY ON THE ESTABLISH-

MENT OF A FOREIGN TRADE ZONE ON THE ISLAND OF HAWAII FOR LOCATING MANGANESE NODULE PROCESSING PLANTS", was jointly offered by Senators Hara, Henderson, Ushijima, Anderson, Kuroda, Hulten, Young, Takitani, Saiki, F. Wong, Leopold, Soares, Taira, Chong, Ching, Yamasaki, George, King, Nishimura, Toyofuku and O'Connor.

By unanimous consent, S.R. No. 316 was referred to the Committee on Energy/Natural Resources.

A resolution (S.R. No. 317), entitled: "SENATE RESOLUTION CONGRATULATING AND EXTENDING HAPPY BIRTHDAY GREETINGS TO GOVERNOR GEORGE ARIYOSHI", was jointly offered by Senators Hara, Ushijima, Henderson, Leopold, Anderson, Kuroda, Hulten, Young, Takitani, Saiki, F. Wong, Soares, Taira, Chong, Ching, Yamasaki, George, King, Nishimura, Toyofuku and O'Connor.

On motion by Senator Taira, seconded by Senator Anderson and carried, S.R. No. 317 was adopted.

A resolution (S.R. No. 318), entitled: "SENATE RESOLUTION HONORING THE MEMORY OF KAZU KOMURA", was jointly offered by Senators Hara, Ushijima, Henderson, Saiki, F. Wong, Takitani, Ching, Yamasaki, Soares, Hulten, Kuroda, R. Wong, Yim, King, Anderson, O'Connor, Taira, Chong, Toyofuku, George, Young, Leopold and Nishimura.

On motion by Senator Henderson, seconded by Senator Yamasaki and carried, S.R. No. 318 was adopted.

A resolution (S.R. No. 319), entitled: "SENATE RESOLUTION HONORING THE MEMORY OF ANTHONY PAUL", was jointly offered by Senators Hara, Ushijima, Henderson, Soares, Hulten, Kuroda, F. Wong, R. Wong, Yim, King, Saiki, Taira, Anderson, O'Connor, Young, Ching, Chong, Toyofuku, Yamasaki, Takitani, George, Leopold and Nishimura.

On motion by Senator Henderson, seconded by Senator Yamasaki and carried, S.R. No. 319 was adopted.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 608-78), informing the Senate that Senate Concurrent Resolution No. 85, Senate Resolution Nos. 313 and 314 and Standing Committee Report Nos. 581-78 to 607-78 and 609-78 and 610-78 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. 609-78), recommending that Senate Resolution No. 213 be adopted.

On motion by Senator Hulten, seconded by Senator Kawasaki and carried, the report of the Committee was adopted and S.R. No. 213, entitled: "SENATE RESOLUTION RELATING TO THE PURCHASE OF HAWAII KAI SEWER SYSTEM", was adopted.

Senator Hulten, for the Committee on Intergovernmental Relations, presented a report (Stand. Com. Rep. No. 610-78), recommending that Senate Resolution No. 240 be adopted.

On motion by Senator Hulten, seconded by Senator Kawasaki and carried, the report of the Committee was adopted and S.R. No. 240, entitled: "SENATE RESOLUTION URGING STATE AND COUNTY AGENCIES TO PROVIDE EASY ACCESSIBILITY TO RULES ADOPTED UNDER THE HAWAII ADMINISTRATIVE PROCEDURE ACT", was adopted.

ORDER OF THE DAY

THIRD READING

House Bill No. 2496-78, H.D. 1:

By unanimous consent, consideration of H.B. No. 2496-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOLIDAYS", was deferred until Monday, March 20, 1978.

House Bill No. 2601-78, H.D. 1, S.D. 1:

By unanimous consent, consideration of H.B. No. 2601-78, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAMEHAMEHA DAY CELEBRATION COMMISSION", was deferred until Monday, March 20, 1978.

House Bill No. 2850-78, H.D. 1:

By unanimous consent, consideration of H.B. No. 2850-78, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO EMBLEMS AND SYMBOLS", was deferred until Monday, March 20, 1978.

MISCELLANEOUS COMMUNICATIONS

The following communications (Misc. Com. Nos. 17 and 18) were read by the Clerk and were disposed of as follows:

A communication from the Honorable Thomas P. O'Neill, Jr., Speaker of the U.S. House of Representatives, (Misc. Com. No. 17), acknowledging receipt of Senate Concurrent Resolution No. 12 (1978), was placed on file.

A communication from Mr. Richard Lyman, Jr., President, Board of Trustees of Kamehameha Schools/Bernice Pauahi Bishop Estate, (Misc. Com. No. 18), acknowledging receipt of Senate Resolution No. 309 (1978), was placed on file.

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

The Senate reconvened at 11:45 o'clock a.m.

RE-REFERRAL OF RESOLUTIONS

The President made the following re-referral of resolutions which were offered on Wednesday, March 15, 1978:

Senate
Concurrent
Resolution Referred to:

No. 85 Committee on Health, then
 to the Committee on Legislative Management

Senate
Resolution Referred to:

No. 313 Committee on Health, then
 to the Committee on Legislative Management

ADJOURNMENT

At 11:46 o'clock a.m., on motion by Senator Taira, seconded by Senator Anderson and carried, the Senate adjourned until 11:00 o'clock a.m., Friday, March 17, 1978.