

FORTY-THIRD DAY

Monday, March 20, 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 Pastor Raymond Stumpf of the Kapahulu Bible Church, after which the Roll was called showing all Senators present with the exception of Senators King and R. Wong, who were excused.

The President announced that he had read and approved the Journal of the Forty-Second Day.

Senator Hara introduced to the members of the Senate a group of students from the Hawaii State Student Council from the islands of Hawaii and Kauai, who will be testifying at the hearing before the Committee on Education today. They were accompanied by Mr. Miyashiro from Hawaii and Ms. Ginlack from Kauai.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 165 to 168) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 165), transmitting a report relating to definitions of various planning terms prepared by the Department of Planning and Economic Development pursuant to House Resolution No. 162 (1977) which requested the Department to develop definitions of the terms: policy plan, functional plan, general plan, development plan and urban design plan, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 166), transmitting a report prepared by the Department of Health detailing its progress in the implementation of a state plan for substance abuse which was submitted pursuant to Section 2, Act 190, Session Laws of Hawaii, 1975, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 167), transmitting the 1977 annual report of the State Immigrant Services Center of the State Commission on Manpower and Full Employment pursuant to Section 202-9, Hawaii Revised Statutes, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 168), requesting the withdrawal of the nominations to the Advisory Commission on Drug Abuse and Controlled Substances 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 Strait, for term to expire December 31, 1979, under Governor's Message No. 130, was placed on file.

In compliance with the request of Gov. Msg. No. 168, the nominations listed under Gov. Msg. No. 130 were returned.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 260 to 265) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 260), returning Senate Concurrent Resolution No. 28, S.D. 1, which was adopted by the House of Representatives on March 17, 1978, was placed on file.

A communication from the House (Hse. Com. No. 261), returning Senate Bill No. 2599-78 which passed Third Reading in the House of Representatives on March 17, 1978, was placed on file.

A communication from the House (Hse. Com. No. 262), returning Senate Bill No. 1129 which passed Third Reading in the House of Representatives on March 17, 1978, in an amended form, was placed on file.

By unanimous consent, consideration of S.B. No. 1129, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COFFEE INSPECTORS", was deferred until Tuesday, March 21, 1978.

A communication from the House (Hse. Com. No. 263), transmitting House Concurrent Resolution No. 10, H.D. 1, which was adopted by the House of Representatives on March 17, 1978, was placed on file.

By unanimous consent, H.C.R. No. 10, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STATUS REPORT ON THE CAPITAL INFUSION PROMOTION PROGRAM", was referred to the Committee on Economic Development.

A communication from the House (Hse. Com. No. 264), transmitting House Concurrent Resolution No. 27 which

was adopted by the House of Representatives on March 17, 1978, was placed on file.

By unanimous consent, H.C.R. No. 27, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY AND RECOMMENDATIONS FOR AN AGRICULTURAL WATER POLICY FOR THE STATE OF HAWAII", was referred to the Committee on Economic Development.

A communication from the House (Hse. Com. No. 265), transmitting House Concurrent Resolution No. 76 which was adopted by the House of Representatives on March 17, 1978, was placed on file.

By unanimous consent, H.C.R. No. 76, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING FAVORABLE ACTION ON PROPOSED FEDERAL LEGISLATION TO EXEMPT STATE AND LOCAL PUBLIC PENSION PLANS FROM FEDERAL TAXATION AND REPORTING REQUIREMENTS", was referred to the Committee on Human Resources.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 326 to 328) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 326), entitled: "SENATE RESOLUTION CONGRATULATING THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS ON THE OCCASION OF THE FORTHCOMING RE-DEDICATION OF THE HAWAII TEMPLE AND THE OPENING OF THE TEMPLE TO THE PUBLIC DURING THE MONTH OF MAY", was jointly offered by Senators Anderson, Young, Chong, Toyofuku, Leopold, Yee, Saiki, Soares, George, Ching, Yamasaki, Takitani, Taira, Kawasaki, Hara, Hulten, Henderson, Kuroda, King, F. Wong, Nishimura, R. Wong and Ushijima.

On motion by Senator Anderson, seconded by Senator Yee and carried, S.R. No. 326 was adopted.

A resolution (S.R. No. 327), entitled: "SENATE RESOLUTION EXPRESSING ALOHA TO JAMES SYKES, PROFESSOR OF MUSIC", was jointly offered by Senators Chong, Nishimura, Kawasaki, Taira, Young, Toyofuku, Ching, Kuroda, F. Wong, King, Yamasaki, Anderson, George, Saiki, Henderson, Soares, Leopold and O'Connor.

On motion by Senator Chong, seconded by Senator Nishimura and carried, S.R. No. 327 was adopted.

Senator Chong then introduced to the members of the Senate Professor

James Sykes and his wife.

A resolution (S.R. No. 328), entitled: "SENATE RESOLUTION CONGRATULATING THE WAIANAE BOXING CLUB FOR WINNING THE GOLDEN GLOVES TEAM TITLE AND THE ELEVEN INDIVIDUAL VICTORS", was jointly offered by Senators Ching, Kuroda, Young, F. Wong, George, Anderson, Henderson, Hulten and Leopold.

On motion by Senator Ching, seconded by Senator Kuroda and carried, S.R. No. 328 was adopted.

Senator Ching then introduced to the members of the Senate Mr. George Ishihara, Executive Secretary and Coordinator of the State Golden Gloves Boxing Championships; and from the Waianae PAL Boxing Club, Mr. Fred Pereira, Coach, Julio Rodrigues, champion of the 112 lb. division, Glenn Rodrigues, champion of the 119 lb. division, Sonny Westbrook, champion of the 178 lb. division and Tom Westbrook, champion of the heavyweight division. Senator Ching pointed out that since the winners in the various divisions were from three Senatorial Districts, the Senators representing those areas had contributed some funds to assist the group as they travel to Albuquerque, New Mexico, to compete in the national finals. Senator Ching then presented certified copies of the resolution to Messrs. Ishihara and Pereira, together with the contribution made by the Senators.

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.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 612-78), informing the Senate that Senate Concurrent Resolution No. 88, Senate Resolution Nos. 324 to 327 and Standing Committee Report No. 613-78 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 King, for the majority of the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 613-78), recommending that House Bill No. 2352-78, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hulten, seconded

by Senator Taira and carried, the report of the majority of the Committee was adopted and H.B. No. 2352-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSAL OF SOLID WASTES", passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 21, 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. 2352-78, S.D. 1.

ORDER OF THE DAY

MATTERS DEFERRED FROM MARCH 16, 1978

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

By unanimous consent, H.B. No. 2496-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOLIDAYS", was recommitted to the Committee on Education.

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

By unanimous consent, 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 recommitted to the Committee on Education.

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

By unanimous consent, H.B. No. 2850-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMBLEMS AND SYMBOLS", was recommitted to the Committee on Education.

MISCELLANEOUS COMMUNICATION

A communication from the U.S. Department of Agriculture (Misc. Com. No. 20), expressing appreciation for Senate Resolution No. 214 (1978), was read by the Clerk and was placed on file.

ADJOURNMENT

At 11:48 o'clock a.m., on motion by Senator Taira, seconded by Senator Anderson and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, March 21, 1978.