

FORTY-FOURTH DAY

Tuesday, March 21, 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 Miss Diane Smith of the Honolulu Baha'i Assembly, after which the Roll was called showing all Senators present, with the exception of Senators Hulten and Toyofuku, who were excused.

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

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

Senator Yee introduced 24 fifth grade students from Jefferson School, accompanied by their teacher Mrs. Azuma.

Senator Anderson introduced 50 members of the Koolau Senior Center.

Senator Nishimura introduced Mrs. Rhoda Zane, an active volunteer and community worker in the Seventh Senatorial District.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 169 to 171) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 169), transmitting copies of a report prepared by the Department of Planning and Economic Development, entitled: "Solar Energy: Hawaii and the U.S. Islands of the Pacific," pursuant to S.R. No. 62 and S.C.R. No. 82 of the 1977 Hawaii State Legislature, was referred to the Committee on Energy/Natural Resources.

A message from the Governor (Gov. Msg. No. 170) submitting for consideration and confirmation to the Advisory Commission on Drug Abuse and Controlled Substances, the nomination of Carol M. Strait, term to expire December 31, 1979, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 171) submitting for consideration and confirmation to the Advisory Commission on Drug Abuse and Controlled Substances, the nomination of James Lumeng, M.D., term to expire December 31, 1981, was referred to the Committee on Health.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 266 to 272) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 266) returning Senate Bill No. 1682-78, S.D. 1, which passed Third Reading in the House of Representatives on March 20, 1978, in an amended form, was placed on file.

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. 1682-78, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNLAWFUL SUSPENSION OR DISCHARGE FROM EMPLOYMENT."

A communication from the House (Hse. Com. No. 267) returning Senate Bill No. 1756-78, which passed Third Reading in the House of Representatives on March 20, 1978, in an amended form, was placed on file.

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. 1756-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NON-COMPETITIVE PROMOTIONS OF PUBLIC EMPLOYEES."

A communication from the House (Hse. Com. No. 268) returning Senate Bill No. 1757-78, S.D. 1, which passed Third Reading in the House of Representatives on March 20, 1978, in an amended form, was placed on file.

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. 1757-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROVISIONAL APPOINTMENTS OF PUBLIC EMPLOYEES."

A communication from the House (Hse. Com. No. 269) returning Senate Bill No. 1759-78, which passed Third Reading in the House of Representatives on March 20, 1978, in an amended form, was placed on file.

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. 1759-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE."

A communication from the House (Hse. Com. No. 270) returning Senate Bill No. 1799-78, which passed Third Reading in the House of Representatives on March

20, 1978, in an amended form, was placed on file.

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. 1799-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF STATE POLICY CONCERNING THE UTILIZATION OF VOLUNTEER SERVICES IN STATE GOVERNMENT."

A communication from the House (Hse. Com. No. 271) returning Senate Bill No. 1623-78 which passed Third Reading in the House of Representatives on March 20, 1978, was placed on file.

A communication from the House (Hse. Com. No. 272) returning Senate Bill No. 2612-78, S.D. 1, which passed Third Reading in the House of Representatives on March 20, 1978, was placed on file.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 329 to 334) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 329), entitled: "SENATE RESOLUTION CONGRATULATING MR. DAVID S. DE LUZ ON HIS SELECTION AS A RECIPIENT OF THE TIME MAGAZINE QUALITY DEALER AWARD", was jointly offered by Senators Ushijima, Henderson, Hara, Yamasaki, Chong, F. Wong, Taira, Toyofuku, Young, Hulten, Ching, Takitani, Nishimura, George, Saiki, Soares, O'Connor, King, Anderson, Leopold, R. Wong, Kawasaki, Kuroda and Yim.

On motion by Senator Hara, seconded by Senator Henderson and carried, S.R. No. 329 was adopted.

A resolution (S.R. No. 330), entitled: "SENATE RESOLUTION REQUESTING A STUDY ON LICENSING OF MOTOR VEHICLE RENTAL AGENCIES", was jointly offered by Senators F. Wong, Taira, Takitani, Ching, Toyofuku, Chong, Hulten, Young, Saiki, Kawasaki, Leopold, King, Nishimura, Soares and Kuroda.

By unanimous consent, S.R. No. 330 was referred to the Committee on Consumer Protection.

A resolution (S.R. No. 331), entitled: "SENATE RESOLUTION URGING THE MAYOR AND THE CITY COUNCIL OF THE CITY AND COUNTY OF HONOLULU AND THE GOVERNOR OF HAWAII TO EXPEDITE THE TRANSFER OF A 32-ACRE STATE PARCEL AT THE CORNER

OF KOMO MAI DRIVE AND KAAHUMANU DRIVE TO THE CITY AND COUNTY OF HONOLULU FOR A DISTRICT PARK", was jointly offered by Senators Young, Ching, Kuroda and F. Wong.

By unanimous consent, S.R. No. 331 was referred to the Committee on Ecology, Environment and Recreation.

A resolution (S.R. No. 332), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO REVIEW AND AMEND ITS TAX APPEALS PROCEDURE", was jointly offered by Senators Kuroda, R. Wong, Chong, Toyofuku, Young, Taira, King, Kawasaki, George, Yamasaki, Takitani, F. Wong, Nishimura, O'Connor, Ching, Saiki, Henderson, Anderson and Leopold.

By unanimous consent, S.R. No. 332 was referred to the Committee on Consumer Protection, then to the Committee on Ways and Means.

A resolution (S.R. No. 333), entitled: "SENATE RESOLUTION REQUESTING THAT INTERIM HEARINGS BE CONDUCTED ON A PROPOSAL TO REGULATE SECONDHAND DEALERS CONSIDERED DURING THE REGULAR SESSION OF 1978", was jointly offered by Senators Kuroda, O'Connor, F. Wong, Chong, Young, Takitani and Nishimura.

By unanimous consent, S.R. No. 333 was referred to the Committee on Consumer Protection, then to the Committee on Legislative Management.

A resolution (S.R. No. 334), entitled: "SENATE RESOLUTION REQUESTING A STUDY INTO THE EXISTING FUNCTIONS OF THE REAL ESTATE COMMISSION AND THE FEASIBILITY OF DEVELOPING A REAL ESTATE DIVISION WITHIN THE DEPARTMENT OF REGULATORY AGENCIES", was jointly offered by Senators Young, Ching, Kuroda, Chong, Yamasaki, Takitani, Hulten, F. Wong and Leopold.

By unanimous consent, S.R. No. 334 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 614-78) informing the Senate that Senate Resolution Nos. 328 to 333 and Governor's Message Nos. 170 and 171 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.

ORDER OF THE DAY

MATTER DEFERRED
FROM MARCH 20, 1978

Senate Bill No. 1129, H.D. 1:

By unanimous consent, action on S.B. No. 1129, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COFFEE INSPECTORS", was deferred to Wednesday, March 22, 1978.

THIRD READING

House Bill No. 2352-78, S.D. 1:

By unanimous consent, action on H.B. No. 2352-78, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSAL OF SOLID WASTES", was deferred to Wednesday, March 22, 1978.

MISCELLANEOUS COMMUNICATIONS

The following communications (Misc. Com. Nos. 21 and 22) were read by the Clerk and were disposed of as follows:

A communication from Mr. George S. McIsaac, Assistant Secretary, Resource Applications, Department of Energy, Washington, D.C. (Misc. Com. No. 21) acknowledging receipt of Senate Resolution No. 92, Regular Session of 1978, was placed on file.

A communication from Mr. George W. Tressel of the National Science Foundation, Washington, D.C. (Misc. Com. No. 22) acknowledging receipt of Senate Resolution 215 (1978) and expressing appreciation for the thoughtful and generous commendation of the Senate's sponsorship of "Voyages Into Ocean Space," was placed on file.

At 11:40 o'clock a.m. the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:49 o'clock a.m.

ADJOURNMENT

At 11:50 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., Wednesday, March 22, 1978.