

FIFTY-FIFTH DAY

Friday, April 7, 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 Mr. Cliff Scott of the Christian Broadcasting Association, (KAIM), after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Fifty-Fourth Day.

At this time, the following introductions were made to the members of the Senate:

Senator Yee introduced 55 students from the fifth grade at Manoa Elementary School, with their teachers, Mrs. H.V. Minette and Mrs. Karen Watanabe.

Senator O'Connor introduced 23 students from the fifth grade at Jefferson Elementary School, accompanied by their teacher, Mrs. Kay Sakuma.

Senator Toyofuku introduced 21 students from the seventh and eighth grades at Waimea Canyon School, Kauai, with their advisor, Takeshi Fujita.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 224 to 252) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 224), recommending the immediate passage of Administration Measure F-43 (78), (House Bill No. 3042-78, H.D. 1), making supplementary appropriations for witness expenses in criminal proceedings to be paid by the Department of Budget and Finance, was placed on file.

A message from the Governor (Gov. Msg. No. 225), recommending the immediate passage of Administration Measure F-42 (78), (House Bill No. 3041-78), making supplementary appropriations for the economic assistance programs in the Department of Social Services and Housing, was placed on file.

A message from the Governor (Gov. Msg. No. 226), submitting for consideration and confirmation to the Education Commission of the States, the nominations of the following:

Richard E. Ando, M.D., term to expire December 31, 1979;

Shiro Amioka, Ph.D., term to expire December 31, 1981; and

Masako H. Ledward, term to expire December 31, 1980,

was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 227), submitting for consideration and confirmation to the Hawaii Education Council, the nominations of the following:

Stephen A. Werbel, Ph.D., term to expire December 31, 1978;

Nancy N. Sakamoto, term to expire December 31, 1981;

Louise B. Bonner, term to expire December 31, 1981;

Ethel A. Ward, term to expire December 31, 1981;

Carolyn M. Watada, term to expire December 31, 1981; and

Sister Brenda Lau, term to expire December 31, 1980,

was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 228), submitting for consideration and confirmation to the State Foundation on Culture and the Arts, the nominations of the following:

Molly Y. Chur, term to expire December 31, 1980;

Robert K. Fujita, term to expire December 31, 1981;

Robert H. Gahrman, term to expire December 31, 1980;

M. Naomi Morita, term to expire December 31, 1981;

Wayne W.K. Chang, term to expire December 31, 1979;

Richard T.H. Soo, term to expire December 31, 1979;

Beatrice Los Banos Ranis, term to expire December 31, 1981;

Phyllis H. Spalding, term to expire December 31, 1980; and

Margaret H. Cameron, term to expire December 31, 1979,

was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 229), submitting for consideration and confirmation to the Board of Agriculture, the nominations of the following:

Suzanne D. Peterson, term to expire
December 31, 1980;

James E. Nishida, term to expire
December 31, 1981;

Federico Galdones, term to expire
December 31, 1981; and

Ernest F. Morgado, term to expire
December 31, 1981,

was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 230), submitting for consideration and confirmation to the Commission on Population and the Hawaiian Future, the nominations of Hitoshi Mogi, Yolande Liane and Charles K. Martin, all terms to expire December 31, 1981, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 231), submitting for consideration and confirmation to the Board of Land and Natural Resources, the nominations of the following:

Stanley W. Hong, term to expire
December 31, 1981;

Roland H. Higashi, term to expire
December 31, 1981; and

Thomas S. Yagi, term to expire
December 31, 1980,

was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 232), submitting for consideration and confirmation to the Land Use Commission, the nominations of the following:

George R. Pascua, term to expire
December 31, 1980;

Carol B. Whitesell, term to expire
December 31, 1981; and

Edward K. Yanai, term to expire
December 31, 1981,

was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 233), submitting for consideration and confirmation to the Environmental Council, the nominations of Brother

Oliver M. Aiu, S.M., Michael Paul Matsumoto and Jack Kellner, all terms to expire December 31, 1981, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 234), submitting for consideration and confirmation to the Environmental Quality Commission, the nominations of the following:

Richard S.C. Mau, term to expire
December 31, 1979;

John E.K. Akana, term to expire December
31, 1981;

Henry F. Alves, term to expire December
31, 1981;

J. Ming Chew, term to expire December
31, 1981; and

Miles A. Kinley, term to expire December
31, 1981,

was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 235), submitting for consideration and confirmation to the Fish and Wildlife Advisory Committee, County of Hawaii, the nominations of Calvin K. Harada and Alvin M. Inoue, both terms to expire December 31, 1979, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 236), submitting for consideration and confirmation to the Fish and Wildlife Advisory Committee, County of Kauai, the nominations of John Duarte and Philip M. Yamagata, both terms to expire December 31, 1979, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 237), submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nominations of R-M. Keahi Allen, Rose L. Jackman, John R. Topolinski, Mary Lani Rawlins, Rowena K. Keaka, Howard H. Crowell, George W. Kaniho and Vernon K. White, all terms to expire December 31, 1981, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 238), submitting for consideration and confirmation to the Hawaiian Homes Commission, the nominations of the following:

Christobel K. Kealoha, term to expire
December 31, 1981;

Stanley Yadao, term to expire December
31, 1980; and

Joseph K. Bright, term to expire
December 31, 1980,

was referred to the Committee on Housing
and Hawaiian Homes.

A message from the Governor (Gov.
Msg. No. 239), submitting for consideration
and confirmation to the Advisory Council
for Housing and Construction Industry,
the nominations of the following:

William S. Chee, term to expire
December 31, 1981;

Stanley K. Ito, term to expire December
31, 1981; and

John D. Waihee III, term to expire
December 31, 1980,

was referred to the Committee on Housing
and Hawaiian Homes.

A message from the Governor (Gov.
Msg. No. 240), submitting for consideration
and confirmation to the Hawaii Housing
Authority, the nominations of Wayne
T. Takahashi and Lawrence N.C.
Ing, both terms to expire December
31, 1981, was referred to the Committee
on Housing and Hawaiian Homes.

A message from the Governor (Gov.
Msg. No. 241), submitting for consideration
and confirmation to the Factory-Built
Housing Advisory Board, the nominations
of the following:

Edward M. Cantere, term to expire
December 31, 1981;

Ralph B. Cherry, term to expire
December 31, 1981;

Glen S. Arakaki, term to expire
December 31, 1981;

Walter Tagawa, term to expire December
31, 1981;

Alvin N. Kekauoha, term to expire
December 31, 1981; and

Howard M. Shima, term to expire
December 31, 1980,

was referred to the Committee on Housing
and Hawaiian Homes.

A message from the Governor (Gov.
Msg. No. 242), submitting for consideration
and confirmation to the Advisory Commission
on Drug Abuse and Controlled Substances,
the nomination of Monta M. Kinney,
term to expire December 31, 1981,
was referred to the Committee on Health.

A message from the Governor (Gov.
Msg. No. 243), submitting for consideration
and confirmation to the Maui County

Hospital Management Advisory Committee,
the nominations of the following:

Betsy S. Erdman, term to expire December
31, 1981;

George K. Sano, term to expire December
31, 1981;

Yukie Ueoka, term to expire December
31, 1981; and

Ken Yokouchi, term to expire December
31, 1979,

was referred to the Committee on Health.

A message from the Governor (Gov.
Msg. No. 244), submitting for consideration
and confirmation to the Kauai County
Hospital Management Advisory Committee,
the nominations of the following:

Donna M. Schulze, term to expire
December 31, 1978; and

Myrna P. Kai, term to expire December
31, 1980,

was referred to the Committee on Health.

A message from the Governor (Gov.
Msg. No. 245), submitting for consideration
and confirmation to the State Advisory
Council for Children and Youth, the
nominations of the following:

Walter Nunokawa, Ph.D., term to
expire December 31, 1981;

George T. Okuhara, term to expire
December 31, 1981;

Masao Seto, term to expire December
31, 1981; and

Josephine E. Day, term to expire
December 31, 1979,

was referred to the Committee on Human
Resources.

A message from the Governor (Gov.
Msg. No. 246), submitting for consideration
and confirmation to the Board of Acupuncture,
the nominations of Duane M. Murray
and Randy K.D. Chun, both terms to
expire December 31, 1981, was referred
to the Committee on Judiciary.

A message from the Governor (Gov.
Msg. No. 247), submitting for consideration
and confirmation to the State Highway
Safety Council, the nominations of the
following:

Stanly E. Harter, term to expire December
31, 1981;

Ronald N. De La Cruz, term to expire
December 31, 1981;

Betty Mae Chanel, term to expire December 31, 1981;

Major Bernard Sukanuma, term to expire December 31, 1981;

Lt. Gary H. Matsumura, term to expire December 31, 1980;

Sgt. Joseph Dart, III, term to expire December 31, 1981; and

Wayne K. Tsukiyama, term to expire December 31, 1978,

was referred to the Committee on Transportation.

A message from the Governor (Gov. Msg. No. 248), submitting for consideration and confirmation to the State Highway Safety Council, the nomination of F. Karl Teshima, Jr., term to expire December 31, 1981, was referred to the Committee on Transportation.

A message from the Governor (Gov. Msg. No. 249), submitting for consideration and confirmation to the Stadium Authority, the nominations of Alfred P. Fernandez, Saburo Fujisaki and Hideo Okada, all terms to expire December 31, 1981, was referred to the Committee on Ways and Means.

A message from the Governor (Gov. Msg. No. 250), submitting for consideration and confirmation to the Hawaii Board of Taxation Review, the nomination of Hugo Coutandin, term to expire December 31, 1981, was referred to the Committee on Ways and Means.

A message from the Governor (Gov. Msg. No. 251), informing the Senate that on March 31, 1978, he signed the following bills into law:

S. B. No. 1623-78 as Act 5, entitled: "RELATING TO GENERAL AND SPECIAL FUND REALIZATIONS", and

S. B. No. 2599-78 as Act 6, entitled: "RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS",

was placed on file.

A message from the Governor (Gov. Msg. No. 252), recommending the immediate passage of Administration Measure P-5 (78), (House Bill No. 2618-78, H.D. 1, S.D. 2), which seeks to authorize the issuance of tax-exempt revenue bonds by the Hawaii Housing Authority, was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 493 to

506) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 493), informing the Senate that the amendments proposed by the Senate to House Bill No. 2545-78, H.D. 2, were agreed to by the House, and on April 6, 1978, H.B. No. 2545-78, H.D. 2, S.D. 2, passed Final Reading in the House of Representatives, was placed on file.

A communication from the House (Hse. Com. No. 494), informing the Senate that the House has requested a conference on House Bill No. 819, in consequence of which the Speaker, on April 6, 1978, appointed Representatives Stanley, Chairman, Kunimura, Suwa, Uwayne and Medeiros as Managers on the part of the House for the consideration of said amendments, was placed on file.

A communication from the House (Hse. Com. No. 495), informing the Senate that the House has requested a conference on House Bill No. 2248-78, in consequence of which the Speaker, on April 6, 1978, appointed Representatives Garcia, Chairman, Blair, Cobb, Nakamura, Uechi, Uwayne, D. Yamada, K. Yamada, Fong and Medeiros as Managers on the part of the House for the consideration of said amendments, was placed on file.

A communication from the House (Hse. Com. No. 496), informing the Senate that the House has requested a conference on House Bill No. 2827-78, H.D. 2, in consequence of which the Speaker, on April 6, 1978, appointed Representatives Segawa and Peters, Co-Chairmen, Campbell, Machida, Mizuguchi, Shito, Poepoe and Sutton as Managers on the part of the House for the consideration of said amendments, was placed on file.

A communication from the House (Hse. Com. No. 497), informing the Senate that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 2005-78, S.D. 1, and the request for a conference on the subject matter of said amendments, the Speaker, on April 6, 1978, appointed Representatives Uechi, Chairman, Caldito, Inaba, K. Yamada and Poepoe as Managers on the part of the House for the consideration of said amendments, was placed on file.

A communication from the House (Hse. Com. No. 498), returning Senate Concurrent Resolution No. 129, which was adopted by the House of Representatives on April 6, 1978, was placed on file.

A communication from the House (Hse. Com. No. 499), transmitting House Concurrent Resolution No. 17, H.D. 1, which was adopted by the House of Representatives

on April 6, 1978, was placed on file.

By unanimous consent, H.C.R. No. 17, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO IDENTIFY THE COSTS OF GROWTH AND EXPLORE METHODS FOR EQUITABLY DISTRIBUTING THESE COSTS AMONG PRESENT AND FUTURE RESIDENTS", was referred to the Committee on Human Resources, then to the Committee on Legislative Management.

A communication from the House (Hse. Com. No. 500), transmitting House Concurrent Resolution No. 20, which was adopted by the House of Representatives on April 6, 1978, was placed on file.

By unanimous consent, H.C.R. No. 20, entitled: "HOUSE CONCURRENT RESOLUTION AFFIRMING SUPPORT FOR A COMPREHENSIVE STATE FAMILY PLANNING PROGRAM", was referred to the Committee on Health.

A communication from the House (Hse. Com. No. 501), transmitting House Concurrent Resolution No. 39, H.D. 1, which was adopted by the House of Representatives on April 6, 1978, was placed on file.

By unanimous consent, H.C.R. No. 39, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE LEGAL AID SOCIETY OF HAWAII", was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A communication from the House (Hse. Com. No. 502), transmitting House Concurrent Resolution No. 67, H.D. 1, which was adopted by the House of Representatives on April 6, 1978, was placed on file.

By unanimous consent, H.C.R. No. 67, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION CALLING FOR EMPLOYEES AND EMPLOYERS IN THE CONSTRUCTION COMPANY TO ESTABLISH COMMON EXPIRATION DATES IN CONTRACTS", was referred to the Committee on Human Resources.

A communication from the House (Hse. Com. No. 503), transmitting House Concurrent Resolution No. 69, which was adopted by the House of Representatives on April 6, 1978, was placed on file.

By unanimous consent, H.C.R. No. 69, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR S.1820, THE 'NATURAL DIVERSITY ACT' ", was referred to the Committee

on Ecology, Environment and Recreation.

A communication from the House (Hse. Com. No. 504), transmitting House Concurrent Resolution No. 113, which was adopted by the House of Representatives on April 6, 1978, was placed on file.

By unanimous consent, H.C.R. No. 113, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE TO CONTINUE SUPPORT OF THE UNIVERSITY OF HAWAII TEACHER CORPS IN-SERVICE TRAINING PROGRAM IN THE 13TH CYCLE TEACHER CORPS PROJECT-1978", was jointly referred to the Committee on Education and the Committee on Higher Education.

A communication from the House (Hse. Com. No. 505), transmitting House Concurrent Resolution 117, H.D. 1, which was adopted by the House of Representatives on April 6, 1978, was placed on file.

By unanimous consent, H.C.R. No. 117, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A DETAILED REPORT OF MULTI-PURPOSE SENIOR CENTERS AND PROGRAMS ON OAHU", was referred to the Committee on Human Resources, then to the Committee on Legislative Management.

A communication from the House (Hse. Com. No. 506), transmitting House Concurrent Resolution No. 123, which was adopted by the House of Representatives on April 6, 1978, was placed on file.

On motion by Senator Yamasaki, seconded by Senator Anderson and carried, H.C.R. No. 123, entitled: "HOUSE CONCURRENT RESOLUTION SETTING ASIDE ONE DAY OF THE YEAR TO HONOR GRANDPARENTS", was adopted.

At this time, Senator R. Wong introduced to the members of the Senate Mr. Tamotsu "Tamo" Kubota, the honoree of Senate Concurrent Resolution No. 126 which was adopted by the Senate on March 31, 1978. Accompanying Mr. Kubota were his wife and daughter, Janice.

Senator R. Wong then presented Mr. Kubota with a certified copy of the resolution and together with Senators Young and Kuroda, they presented leis to the honoree and his family.

At 11:45 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:47 o'clock a.m.

SENATE CONCURRENT RESOLUTION

A concurrent resolution (S.C.R. No. 130), entitled: "SENATE CONCURRENT RESOLUTION COMMENDING THE LABORERS' INTERNATIONAL UNION ON ITS DIAMOND ANNIVERSARY", was jointly offered by Senators Ushijima, Yamasaki, F. Wong, Yim, Chong, King, Takitani, Kawasaki, O'Connor, Toyofuku, Ching, Young, Hulten, Soares, Leopold, Taira, Nishimura, Henderson, Yee, George, Kuroda, Hara, R. Wong and Anderson and was read by the Clerk.

On motion by Senator Taira, seconded by Senator Anderson and carried, S.C.R. No. 130 was adopted.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 436 to 446) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 436), entitled: "SENATE RESOLUTION RECOGNIZING 'PUBLIC SCHOOLS WEEK' (APRIL 24 THROUGH 28) AND URGING ALL OF THE PEOPLE OF HAWAII TO SUPPORT THE TEACHERS, ADMINISTRATORS, STAFF OF THE PUBLIC SCHOOLS IN THEIR EFFORTS TO 'BUILD TOMORROW TODAY' THROUGH EDUCATION OF OUR CHILDREN", was jointly offered by Senators Hara, Henderson, Chong, King, Kuroda, Yee, Takitani, Leopold, Anderson, Saiki, Young, Ching, George, Hulten, Ushijima, Soares and Taira.

On motion by Senator Hara, seconded by Senator Taira and carried, S.R. No. 436 was adopted.

Senator Hara introduced to the members of the Senate the following: Mr. Howard Takenaka, member of the State Board of Education and Master Mason; Mr. Al Farias, Public Schools Representative for the Grand Lodge of California and Hawaii; and Mr. John Connell, Vice-Chairman of Public Schools Week Committee in Hawaii.

A resolution (S.R. No. 437), entitled: "SENATE RESOLUTION RECOGNIZING AND COMMEMORATING APRIL 9, 1978, AS BUDDHA DAY IN CELEBRATION AND OBSERVANCE OF THE BIRTH OF LORD SAKYAMUNI BUDDHA", was jointly offered by Senators Ushijima, Hulten, Young, Takitani, Yamasaki, Ching, King, Hara, Chong, Toyofuku, Taira, Kawasaki, F. Wong, Kuroda, O'Connor, R. Wong, Yim, Leopold, Saiki, George, Soares, Nishimura and Anderson.

On motion by Senator Yamasaki, seconded by Senator Taira and carried, S.R. No. 437 was adopted.

A resolution (S.R. No. 438), entitled:

"SENATE RESOLUTION EXTOLLING THE VIRTUES OF THE CULINARY ARTS IN HAWAII AND URGING FULL COMMUNITY SUPPORT FOR THE 1978 CULINARY ARTS AND SUPPLIERS EXPOSITION", was jointly offered by Senators Taira, Chong, Kawasaki, R. Wong, Yamasaki, Toyofuku, Anderson, George, Henderson, Ching, Soares, Yim, Takitani, O'Connor, Hulten, Ushijima, Leopold, Young, Saiki, F. Wong, Hara, Yee, Nishimura, King and Kuroda.

On motion by Senator Taira, seconded by Senator Yee and carried, S.R. No. 438 was adopted.

Senator Taira introduced to the members of the Senate the following: Mr. Gene Kaneshiro, President of the Culinary Arts Suppliers Exposition; Mr. Richard Kitagawa, President of the Professional Cooks of Hawaii; and Mr. Rolf Walters, President, Chef de Cuisine, and presented certified copies of the resolution to them. Senators King, Saiki and Young then presented each of them with a lei.

At 11:51 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:55 o'clock a.m.

A resolution (S.R. No. 439), entitled: "SENATE RESOLUTION ACKNOWLEDGING AND RECOGNIZING THE PRESTIGE AND CALIBER OF THE HAWAII INTERNATIONAL POWERLIFTING CHAMPIONSHIPS", was jointly offered by Senators Kuroda, Young, Chong, King, George, Hulten, Ching, Taira, Saiki, Toyofuku, Henderson, F. Wong, Takitani, R. Wong, Yamasaki, O'Connor, Nishimura, Soares, Leopold, Hara, Kawasaki, Yee and Ushijima.

On motion by Senator Kuroda, seconded by Senator Young and carried, S.R. No. 439 was adopted.

Senator Kuroda then introduced to the members of the Senate the following: Mr. Dick Burke, Vice President of the Oklahoma Division, AAU, representing the International Powerlifting Federation and who will serve as an International Referee for the Championships; Mr. Bill Nelson, Chairman of the Hawaii Association AAU Powerlifting Committee; Mr. Tim Youngren of the Hawaii Association AAU; and a few participants in the Powerlifting Championships, Mr. Jo Jo White of Columbia-ville, New York; Mr. Walter Thomas of Oklahoma City, Oklahoma; and Mr. Dennis Wright of Picher, Oklahoma.

Senators Yamasaki and Hulten presented certified copies of the resolution to Mr. Burke and Mr. Nelson.

At 11:58 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 o'clock a.m.

A resolution (S.R. No. 440), entitled: "SENATE RESOLUTION CONGRATULATING THE CHAMINADE UNIVERSITY BASKETBALL TEAM", was jointly offered by Senators O'Connor, Hulten, Young, Leopold, Soares, Chong, Hara, George, Henderson, Toyofuku, Takitani, Kuroda, R. Wong, King, F. Wong, Nishimura, Ching, Yamasaki, Taira and Ushijima.

On motion by Senator O'Connor, seconded by Senator Soares and carried, S.R. No. 440 was adopted.

Senator O'Connor introduced to the members of the Senate Mr. Mike Vasconcellos, Athletic Director of Chaminade University and presented him with a certified copy of the resolution. Senator Saiki then presented Mr. Vasconcellos with a lei.

At 12:03 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:04 o'clock p.m.

A resolution (S.R. No. 441), entitled: "SENATE RESOLUTION RECOGNIZING 'NATIONAL MEDICAL LABORATORY WEEK', APRIL 9-15, 1978", was jointly offered by Senators Chong, Takitani, Ching, Yamasaki, Hulten, Nishimura, Saiki, Hara, Taira, O'Connor, Toyofuku, Young, Henderson, Soares, Leopold, F. Wong, Yee, King, George, Kawasaki and R. Wong.

On motion by Senator Chong, seconded by Senator Takitani and carried, S.R. No. 441 was adopted.

A resolution (S.R. No. 442), entitled: "SENATE RESOLUTION COMMENDING THE LABORERS' INTERNATIONAL UNION ON ITS DIAMOND ANNIVERSARY", was jointly offered by Senators Ushijima, Yamasaki, F. Wong, Yim, Chong, King, Takitani, Kawasaki, O'Connor, Toyofuku, Ching, Young, Hulten, Soares, Leopold, Hara, Taira, Nishimura, Henderson, Yee, George, Kuroda, R. Wong and Anderson.

On motion by Senator Taira, seconded by Senator Anderson and carried, S.R. No. 442 was adopted.

A resolution (S.R. No. 443), entitled: "SENATE RESOLUTION COMMENDING THE RESIDENTS OF THE VALLEYVIEW AND NORTHBROOK VALLEY CONDOMINIUMS

FOR THEIR VOLUNTARY WATER CONSERVATION METHODS", was jointly offered by Senators King, Ching, Kuroda, Leopold, Chong, Hara, Yamasaki, Takitani, Taira, Nishimura, Young, O'Connor, R. Wong, Soares, Henderson, F. Wong, George and Yee.

On motion by Senator King, seconded by Senator Chong and carried, S.R. No. 443 was adopted.

A resolution (S.R. No. 444), entitled: "SENATE RESOLUTION CONGRATULATING HAWAII GRANT WINNERS UNDER THE UNITED STATES DEPARTMENT OF ENERGY'S APPROPRIATE ENERGY TECHNOLOGY PILOT PROGRAM", was jointly offered by Senators King, Yim, Chong, Kuroda, Hara, Ching, Young, Soares, Hulten, Henderson, Yamasaki, Takitani, Taira, Leopold, Nishimura, O'Connor, R. Wong, F. Wong, George and Yee.

On motion by Senator King, seconded by Senator Yim and carried, S.R. No. 444 was adopted.

A resolution (S.R. No. 445), entitled: "SENATE RESOLUTION COMMENDING WILBERT LEE ON HIS WORK IN THE PAUOA POLICE ACTIVITIES LEAGUE", was jointly offered by Senators Yim, Saiki, George, Leopold, King, Young, Taira, Toyofuku, Henderson, Kuroda, Yee, F. Wong, Yamasaki, Soares, O'Connor, Anderson, R. Wong, Hara, Chong, Takitani, Kawasaki, Hulten, Ching, Nishimura and Ushijima.

On motion by Senator R. Wong, seconded by Senator Yim and carried, S.R. No. 445 was adopted.

A resolution (S.R. No. 446), entitled: "SENATE RESOLUTION COMMENDING THE TWENTY-FIRST HAWAIIAN SCIENCE AND ENGINEERING FAIR STUDENT AWARD WINNERS", was jointly offered by Senators King, Chong, Takitani, Young, Taira, Henderson, Saiki, George and Leopold.

On motion by Senator King, seconded by Senator Chong and carried, S.R. No. 446 was adopted.

Senator King then introduced to the members of the Senate two of the winners of the Hawaiian Science and Engineering Fair, as follows: Gale N. Uradomo, a senior at Aiea High School, and John B.K. Yuen, a ninth grade student at Washington Intermediate School; and the Director of the Fair, Professor Robert L. Campbell. Senator King then presented certified copies of the resolution to those mentioned.

At 12:10 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:12 o'clock p.m.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 827-78), informing the Senate that Governor's Message Nos. 224 to 250 and 252, Senate Concurrent Resolution No. 130, Senate Resolution Nos. 434 to 444 and Standing Committee Report Nos. 828-78 to 831-78 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.

Senators King and F. Wong, for the Committees on Ecology, Environment and Recreation and Economic Development, presented a joint report (Stand. Com. Rep. No. 828-78), recommending that Senate Concurrent Resolution No. 45 be adopted.

On motion by Senator King, seconded by Senator F. Wong and carried, the joint report of the Committee was adopted and S.C.R. No. 45, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN INVESTIGATION OF ALTERNATIVE PLANS AND STRATEGIES TO ESTABLISH LIMITS ON STATE GROWTH RATES WHICH ARE IN HARMONY WITH THE SUPPLY AND DISTRIBUTION OF NATURAL RESOURCES", was adopted.

Senators King and F. Wong, for the Committees on Ecology, Environment and Recreation and Economic Development, presented a joint report (Stand. Com. Rep. No. 829-78), recommending that Senate Resolution No. 166 be adopted.

On motion by Senator King, seconded by Senator F. Wong and carried, the joint report of the Committees was adopted and S.R. No. 166, entitled: "SENATE RESOLUTION REQUESTING AN INVESTIGATION OF ALTERNATIVE PLANS AND STRATEGIES TO ESTABLISH LIMITS ON STATE GROWTH RATES WHICH ARE IN HARMONY WITH THE SUPPLY AND DISTRIBUTION OF NATURAL RESOURCES", was adopted.

Senators King and F. Wong, for the Committees on Ecology, Environment and Recreation and Economic Development, presented a joint report (Stand. Com. Rep. No. 830-78), recommending that Senate Concurrent Resolution No. 96, as amended in S.D. 1, be adopted.

Senator King moved that the joint report of the Committees be adopted.

and that S.C.R. No. 96, S.D. 1, be adopted, seconded by Senator F. Wong.

Senator F. Wong then stated as follows:

"Mr. President, I rise to speak with reservation in support of Senate Concurrent Resolution No. 96 and also Senate Resolution No. 344 which follows, relating to coastal zone management. As members of this Body know, I have signed the committee report 'with reservations' and I would like to state those reservations at this time.

Last year, we enacted Act 188 which many of us considered to be the finest coastal zone management program in the United States. The Legislature in addressing the question of the conformance to the federal coastal zone act said, 'Your Committee recognizes that federal funds are important to implement this Act, but the primary motivation for enactment is to have the best possible coastal zone management program in the United States and one that clearly recognizes Hawaii's unique natural resources and the geographical and political configuration of our islands.'

Furthermore, in the finding and purpose of the Act, we stated, 'Where Hawaii's unique geographical and political circumstances result in a necessity of choosing between the intent of the federal legislation and the specific requirements, the purposes of this Act shall control.'

It seems to me that the legislative intent in no uncertain terms said, if we could not obtain federal funds based upon Act 188, then it was just too bad.

Now we have a situation where the Department of Planning and Economic Development in the administration of this Act is seeking federal funds and because the federal government has indicated that the shoreline management area in the Act does not comply with the federal requirements, it has established an 'administrative boundary' for the purposes of coastal zone management.

The administrative boundary establishes as the area for coastal zone management, the entire State of Hawaii except for forest reserves. I hesitate to second guess the administration in its negotiations with the federal government, but I cannot help but question the wisdom of offering the entire State, except for the forest reserve, as an administrative boundary and then trying to reduce that area at a later date in determining the permanent boundary.

Perhaps a better course of action would have been to submit the application using the existing Shoreline Management Areas and let the federal government tell us what they can and cannot live with,

or offer an area twice the size of the existing SMA. I fear that once we have given the federal government the entire State, that it will be very difficult to take anything back.

Mr. President, to designate the entire State except for the forest reserve is not only questionable, but more importantly, it is poor management and ignores Hawaii's unique geographical and political configuration.

It does appear that DPED in its quest for federal funds is jeopardizing the delicate balance that we reached last year in designating and designing a coastal zone management program.

Mr. President, the natural resources of our coastline are too important to be a political football between the federal and State governments. In this regard, the State government should dictate the kind of program that we feel is best suited for the State of Hawaii and not vice versa. We cannot afford to let the federal government tell us how we should run our coastal zone management program.

Mr. President, if DPED's 306 application is successful, we will receive approximately \$1.8 million. That is too cheap and too little to gain for what we will have lost to the federal government.

The actions of DPED have caused me grave reservations and I fear for the real price that we will have to pay for receipt of these federal funds.

Thank you, Mr. President."

At 12:17 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:21 o'clock p.m.

By unanimous consent, action on Stand. Com. Rep. No. 830-78 and S.C.R. No. 96, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE HAWAII COASTAL ZONE MANAGEMENT PROGRAM", was deferred until Monday, April 10, 1978.

Senators King and F. Wong, for the Committees on Ecology, Environment and Recreation, and Economic Development, presented a joint report (Stand. Com. Rep. No. 831-78), recommending that Senate Resolution No 344, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 831-78 and S.R. No. 344, S.D. 1, entitled:

"SENATE RESOLUTION RELATING TO THE HAWAII COASTAL ZONE MANAGEMENT PROGRAM", was deferred until Monday, April 10, 1978.

ORDER OF THE DAY

MATTERS DEFERRED
FROM APRIL 6, 1978

Senate Bill No. 350, S.D. 2, H.D. 2:

By unanimous consent, action on S.B. No. 350, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT FOR MANDATORY CERTIFICATION OF OPERATING PERSONNEL IN WASTEWATER TREATMENT FACILITIES", was deferred until Monday, April 10, 1978.

Standing Committee Report No. 769-78
(H.B. No. 3042-78, H.D. 1):

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, Stand. Com. Rep. No. 769-78 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", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 3041-78:

On motion by Senator R. Wong, seconded by Senator Yamasaki and carried, H.B. No. 3041-78, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING: MAKING SUPPLEMENTARY APPROPRIATIONS OUT OF GENERAL REVENUES TO COVER CERTAIN DEFICIENCIES FOR THE FISCAL YEAR ENDING JUNE 30, 1978", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

House Bill No. 145, H.D. 1:

On motion by Senator F. Wong, seconded by Senator Hara and carried, H.B. No. 145, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1923-78, H.D. 1:

On motion by Senator F. Wong, seconded by Senator Hara and carried, H.B. No. 1923-78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNCLAIMED PROPERTY ACT", having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2416-78, H.D. 2:

On motion by Senator F. Wong, seconded by Senator Hara and carried, H.B. No. 2416-78, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII AGRICULTURAL COOPERATIVE ASSOCIATIONS LAW", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2570-78:

On motion by Senator F. Wong, seconded by Senator Hara and carried, H.B. No. 2570-78, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHMENT OF VETERANS CEMETERIES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2837-78:

On motion by Senator F. Wong, seconded by Senator Hara and carried, H.B. No. 2837-78, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

APPOINTMENT OF CONFEREES

Senate Bill No. 2581-78, S.D. 2, H.D. 1:

The President appointed Senators O'Connor and George as additional Managers on the part of the Senate at the conference to be held for the consideration of amendments made by the House to S.B. No. 2581-78, S.D. 1.

At this time, Senator Kawasaki rose on a point of personal privilege and stated as follows:

"Mr. President, I would like to suggest that your office contact the Governor's Office and request that when he furnishes us with a list of nominees as appointees to the important Boards and Commissions, that he submit also the personal files on the qualifications of these people so that the chairmen of the respective committees to which these matters are referred will be better able to consider and recommend confirmation, especially if the Governor expects confirmation before adjournment."

The President stated that the request will be submitted to the Governor.

ADJOURNMENT

At 12:28 o'clock p.m., on motion by Senator Taira, seconded by Senator Anderson and carried, the Senate adjourned until 11:30 o'clock, Monday, April 10, 1978.