

THIRTEENTH DAY

Friday, February 2, 1979

The Senate of the Tenth Legislature of the State of Hawaii, Regular Session of 1979, convened at 11:30 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Raymond N. Stumpf of the Kapahulu Bible Church, after which the Roll was called showing all Senators present with the exception of Senators Saiki and Yim, who were excused.

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

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

Senator Yee introduced a group of twenty-six students from the first grade at Kuhio School with their teacher, Mrs. Barbara Matsukawa, and a parent, Mrs. Hong.

Senator Kawasaki introduced twenty-one students from Maemae School with their teacher, Mrs. Milli Asari, and a parent, Mrs. Fanny Miyamura.

Senator Kawasaki then introduced a group of forty-four students from Hongwanji School, with their principal, Mrs. Kimura, and a teacher, Mrs. Lindo.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. No. 64 and 65) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 64), transmitting a report entitled, "Hawaii's Environment 1978", prepared by the Environmental Council in compliance with Chapter 341-6, Hawaii Revised Statutes, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 65), transmitting the Annual Report of the Department of Personnel Services for fiscal year 1977-78, was referred to the Committee on Human Resources.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 11 to 13) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 11), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL OF THE UNITED STATES TO ALLOW THE USE OF HEROIN FOR MEDICAL PURPOSES", was offered by Senator Abercrombie.

By unanimous consent, S.C.R. No. 11 was referred jointly to the Committee on Health and the Committee on Judiciary.

A concurrent resolution (S.C.R. No. 12), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO STATE OWNED DRY DOCKS", was offered by Senator Abercrombie.

By unanimous consent, S.C.R. No. 12 was referred jointly to the Committee on Transportation and the Committee on Economic Development.

A concurrent resolution (S.C.R. No. 13), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN INVESTIGATION OF THE CLOSING OF THE EIGHT NATIONAL WEATHER SERVICE STATIONS IN THE PACIFIC REGION", was jointly offered by Senators Ajifu, Toyofuku, George, Carroll, Cobb, O'Connor, Campbell, Soares, Kuroda, Yamasaki, Abercrombie and Carpenter.

By unanimous consent, S.C.R. No. 13 was referred to the Committee on Ecology, Environment and Recreation.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 84 to 88) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 84), entitled: "SENATE RESOLUTION RELATING TO STATE OWNED DRY DOCKS", was offered by Senator Abercrombie.

By unanimous consent, S.R. No. 84 was referred jointly to the Committee on Transportation and to the Committee on Economic Development.

A resolution (S.R. No. 85), entitled: "SENATE RESOLUTION REQUESTING THE ATTORNEY GENERAL OF THE UNITED STATES TO ALLOW THE USE OF HEROIN FOR MEDICAL PURPOSES", was offered by Senator Abercrombie.

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

A resolution (S.R. No. 86), entitled: "SENATE RESOLUTION REQUESTING THE CONSIDERATION OF ESTABLISHING

A SYSTEM FOR IDENTIFYING AND MONITORING FACTORS WHICH CONTRIBUTE TO THE HIGH COST OF DOING BUSINESS", was jointly offered by Senators Carpenter, Cobb, Yim, Yee, Ushijima and Chong.

By unanimous consent, S.R. No. 86 was referred to the Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management.

A resolution (S.R. No. 87), entitled: "SENATE RESOLUTION CONGRATULATING SHARYN Y. HIRATA FOR HER SELECTION AS HAWAII DISTRICT'S 1979 OUTSTANDING TEACHER OF THE YEAR", was jointly offered by Senators Hara, Ushijima, Carpenter, Kuroda, Takitani, Chong, Mizuguchi, Cobb, Toyofuku, George, Saiki, Ajifu, Anderson, Carroll, Young, Yamasaki, Cayetano, Kawasaki and Yee.

Senator Hara moved that S.R. No. 87 be adopted, seconded by Senator Ushijima.

Senator Kawasaki then rose to speak in favor of the resolution as follows:

"Mr. President, I'd like to speak in favor of this resolution.

"I know that everybody will vote for it, but many times, oftentimes, we here in this Body don't get to read the contents of the resolution. I think it behooves us to read this one, because it gives me great pleasure sometimes to commend the outstanding teachers we have.

"I have had the reputation of being very harsh on teachers who are 'deadwood' in the system, but when good teachers like these do come to our attention, I think we should read the resolution at least to know who they are and what they have done.

"Thank you."

The motion was put by the Chair and carried, and S.R. No. 87 was adopted.

A resolution (S.R. No. 88), entitled: "SENATE RESOLUTION REQUESTING AN INVESTIGATION OF THE CLOSING OF THE EIGHT NATIONAL WEATHER SERVICE STATIONS IN THE PACIFIC REGION", was jointly offered by Senator Ajifu, Toyofuku, George, Carroll, Cobb, O'Connor, Campbell, Soares, Kuroda, Yamasaki, Abercrombie and Carpenter.

By unanimous consent, S.R. No. 88 was referred to the Committee on Ecology, Environment and Recreation.

INTRODUCTION OF SENATE BILLS

On motion by Senator Mizuguchi, seconded by Senator Anderson and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Monday, February 5, 1979:

Senate Bills

No. 442 "A Bill for an Act Relating to Sentencing."

Introduced by: Senators Kawasaki, Ajifu, Campbell, Carpenter, Chong, Cobb, Kuroda, Saiki, Soares, Takitani, Toyofuku, Yamasaki, Yee, Yim and Wong.

No. 443 "A Bill for an Act Relating to Public Contracts."

Introduced by: Senator Chong.

No. 444 "A Bill for an Act Relating to Community Colleges."

Introduced by: Senator Abercrombie.

No. 445 "A Bill for an Act Relating to Community Colleges."

Introduced by: Senator Abercrombie.

No. 446 "A Bill for an Act Relating to Minors."

Introduced by: Senators Carpenter, Chong, Campbell, Ajifu, Carroll, Abercrombie, O'Connor, Wong, Cayetano, Kuroda, Kawasaki and Toyofuku.

No. 447 "A Bill for an Act Making an Appropriation for a Keaukaha-Panaewa Gymnasium Complex, Hilo, Hawaii."

Introduced by: Senators Carpenter, Hara, Ushijima, Toyofuku, Ajifu, George, Chong, Abercrombie, Soares, Campbell, Carroll, Saiki, O'Connor, Wong, Young, Kuroda and Yamasaki.

No. 448 "A Bill for an Act Making an Appropriation for Capital Improvement Projects for the County of Hawaii."

Introduced by: Senators Carpenter, Hara, Ushijima, Ajifu, George, Carroll, Chong, Saiki, Campbell, Abercrombie, O'Connor, Wong, Young, Soares, Kuroda, Yamasaki and Toyofuku.

No. 449 "A Bill for an Act Relating to Welfare."

Introduced by: Senators George, Carroll, Yee, Soares, Ajifu, Kuroda, Takitani, Hara, Saiki, Carpenter, Anderson, Cobb, O'Connor and Campbell.

No. 450 "A Bill for an Act Proposing Amendments to Articles II, III, and XVII of the Constitution of the State of Hawaii to Provide for the Initiative."

Introduced by: Senators George, Chong, Anderson, Carpenter, Carroll, Soares and Cayetano.

No. 451 "A Bill for an Act Relating to Vital Statistics."

Introduced by: Senators George, Anderson, Carpenter, Mizuguchi, Chong, Ajifu, Soares, Cayetano, Yee and Carroll.

No. 452 "A Bill for an Act Relating to Fish Aggregation Buoys and Making an Appropriation Therefor."

Introduced by: Senators Carpenter, Hara, Ushijima, Wong, Toyofuku, Yamasaki, Young, Soares, Kuroda, Campbell, George and Abercrombie.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 5), informing the Senate that Senate Concurrent Resolution Nos. 9 and 10, Senate Resolution Nos. 77 to 83 and Senate Bill Nos. 376 to 441 have been printed and are ready for distribution.

On motion by Senator Yamasaki, seconded by Senator George and carried, the report of the Committee was adopted.

Senator Takitani, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 6), recommending that Senate Concurrent Resolution No. 8 be adopted.

On motion by Senator Takitani, seconded by Senator Hara and carried, the report of the Committee was adopted and, Roll Call vote having been requested, S.C.R. No. 8, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES AND THE SPECIAL REPRESENTATIVE FOR TRADE NEGOTIATIONS TO EXCEPT FRESH AND PROCESSED PINEAPPLE PRODUCTS FROM TARIFF REDUCTION IN THE CURRENT MULTILATERAL TRADE NEGOTIATIONS", was adopted on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Abercrombie).
Excused, 2 (Saiki and Yim).

Senator Takitani, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 7), recommending that Senate Resolution No. 76 be adopted.

On motion by Senator Takitani, seconded by Senator Hara and carried, the report of the Committee was adopted and, Roll Call vote having been requested, S.R. No. 76, entitled: "SENATE RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES AND THE SPECIAL REPRESENTATIVE FOR TRADE NEGOTIATIONS TO EXCEPT FRESH AND PROCESSED PINEAPPLE PRODUCTS FROM TARIFF REDUCTION IN THE CURRENT MULTILATERAL TRADE NEGOTIATIONS", was adopted on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Abercrombie).
Excused, 2 (Saiki and Yim).

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills that were introduced on Thursday, February 1, 1979:

Senate Bills	Referred to:
No. 376	Committee on Judiciary
No. 377	Committee on Human Resources, then to the Committee on Ways and Means
No. 378	Committee on Human Resources, then to the Committee on Ways and Means
No. 379	Committee on Education, then to the Committee on Ways and Means
No. 380	Committee on Education, then to the Committee on Ways and Means
No. 381	Jointly to the Committee on Agriculture and the Committee on Higher Education, then to the Committee on Ways and Means
No. 382	Committee on Human Resources, then to the Committee on Ways and Means
No. 383	Committee on Education, then to the Committee on Ways and Means
No. 384	Committee on Health, then to the Committee on Ways and Means

- No. 385 Committee on Health, then to the Committee on Ways and Means
- No. 386 Committee on Health, then to the Committee on Ways and Means
- No. 387 Committee on Human Resources, then to the Committee on Ways and Means
- No. 388 Committee on Agriculture, then to the Committee on Ways and Means
- No. 389 Committee on Education, then to the Committee on Ways and Means
- No. 390 Committee on Government Operations and Efficiency, then to the Committee on Judiciary
- No. 391 Committee on Government Operations and Efficiency, then to the Committee on Ways and Means
- No. 392 Committee on Judiciary, then to the Committee on Ways and Means
- No. 393 Committee on Judiciary
- No. 394 Committee on Health, then to the Committee on Judiciary
- No. 395 Committee on Judiciary, then to the Committee on Ways and Means
- No. 396 Committee on Judiciary, then to the Committee on Ways and Means
- No. 397 Committee on Ways and Means
- No. 398 Committee on Health, then to the Committee on Human Resources, then to the Committee on Judiciary
- No. 399 Committee on Human Resources, then to the Committee on Ways and Means
- No. 400 Committee on Health, then to the Committee on Ways and Means
- No. 401 Committee on Health, then to the Committee on Judiciary
- No. 402 Committee on Intergovernmental Relations, then to the Committee on Ways and Means
- No. 403 Committee on Intergovernmental Relations, then to the Committee on Ways and Means
- No. 404 Jointly to the Committee on Intergovernmental Relations and the Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means
- No. 405 Committee on Intergovernmental Relations, then to the Committee on Ways and Means
- No. 406 Jointly to the Committee on Intergovernmental Relations and the Committee on Human Resources, then to the Committee on Ways and Means
- No. 407 Committee on Intergovernmental Relations, then to the Committee on Ways and Means
- No. 408 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means
- No. 409 Committee on Judiciary
- No. 410 Committee on Consumer Protection and Commerce
- No. 411 Committee on Higher Education, then to the Committee on Ways and Means
- No. 412 Committee on Consumer Protection and Commerce
- No. 413 Committee on Consumer Protection and Commerce
- No. 414 Committee on Consumer Protection and Commerce
- No. 415 Committee on Consumer Protection and Commerce
- No. 416 Committee on Consumer Protection and Commerce
- No. 417 Committee on Consumer Protection and Commerce
- No. 418 Committee on Consumer Protection and Commerce
- No. 419 Committee on Ecology, Environment and Recreation, then to the Committee on Judiciary
- No. 420 Committee on Higher Education, then to the Committee on Ways and Means
- No. 421 Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means
- No. 422 Jointly to the Committee on Economic Development and the Committee on Intergovernmental Relations, then to the Committee on Ways and Means

No. 423 Committee on Higher Education,
then to the Committee on Ways
and Means

No. 424 Committee on Human Resources,
then to the Committee on Ways
and Means

No. 425 Committee on Education,
then to the Committee on Ways
and Means

No. 426 Committee on Education,
then to the Committee on Ways
and Means

No. 427 Committee on Education,
then to the Committee on Ways
and Means

No. 428 Committee on Education,
then to the Committee on Ways
and Means

No. 429 Committee on Government
Operations and Efficiency, then
to the Committee on Ways and Means

No. 430 Committee on Judiciary,
then to the Committee on Ways
and Means

No. 431 Committee on Human Resources,
then to the Committee on Ways
and Means

No. 432 Committee on Human Resources,
then to the Committee on Ways
and Means

No. 433 Committee on Human Resources,
then to the Committee on Ways
and Means

No. 434 Committee on Human Resources,
then to the Committee on Ways
and Means

No. 435 Committee on Human Resources,
then to the Committee on Ways
and Means

No. 436 Committee on Human Resources,
then to the Committee on Ways
and Means

No. 437 Committee on Human Resources,
then to the Committee on Ways
and Means

No. 438 Committee on Human Resources,
then to the Committee on Ways
and Means

No. 439 Committee on Human Resources,
then to the Committee on Ways
and Means

No. 440 Committee on Human Resources,

then to the Committee on Ways and
Means

No. 441 Committee on Human Resources,
then to the Committee on Ways and
Means

RE-REFERRAL OF A
SENATE BILL

The President made the following
re-referral of a Senate Bill which
had been introduced on Friday, January
26, 1979:

Senate Bill Referred to:

No. 48 Committee on Judiciary

RE-REFERRAL OF A
SENATE CONCURRENT RESOLUTION

The President made the following
re-referral of a Senate Concurrent Resolution
which had been offered on Thursday,
February 1, 1979:

Senate
Concurrent
Resolution Referred to:

No. 9 Committee on Intergovernmental
Relations, then to the Committee
on Ways and Means

RE-REFERRAL OF A
SENATE RESOLUTION

The President made the following
re-referral of a Senate Resolution which
had been offered on Thursday, February
1, 1979:

Senate
Resolution Referred to:

No. 79 Committee on Intergovernmental
Relations, then to the Committee
on Ways and Means

At this time, the President commented
as follows:

"I wish to take this opportunity
to thank the members of the Senate for
their long hours in their deliberation
on the various budget requests and
for the attendance of the Majority and
Minority members in the 'catching-up'
process. I am most pleased."

ADJOURNMENT

At 11:41 o'clock a.m., on motion by
Senator Mizuguchi, seconded by Senator
Anderson and carried, the Senate
adjourned until 11:30 o'clock a.m.,
Monday, February 5, 1979.