

## FOURTEENTH DAY

Monday, February 5, 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 Reverend Vincent O'Neill, St. Andrew's Cathedral, after which the Roll was called showing all Senators present, with the exception of Senators Hara, Saiki and Ushijima, who were excused.

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

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

Senator Carroll introduced a dear friend Mr. Edmund Yee and daughter Annette.

Senator Kuroda, on behalf of the Senators from the Fourth Senatorial District, then introduced 60 students from the fifth grade of Kaala Elementary School in Wahiawa, accompanied by their teachers Mrs. Dorothy Abe and Mrs. Carol Matsuda.

## SENATE CONCURRENT RESOLUTION

A concurrent resolution (S.C.R. No. 14), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF LAWS RELATING TO GUARDIANSHIP, CIVIL COMMITMENT, AND PROTECTIVE SERVICES", was jointly offered by Senators Carpenter, Chong, Anderson, Wong, Young, Cayetano, Kuroda, George, Campbell, Yamasaki, Ushijima, Kawasaki, Hara, Toyofuku and Abercrombie, and was read by the Clerk.

By unanimous consent, S.C.R. No. 14 was referred to the Committee on Health, then to the Committee on Judiciary.

## SENATE RESOLUTION

A resolution (S.R. No. 89), entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF LAWS RELATING TO GUARDIANSHIP, CIVIL COMMITMENT, AND PROTECTIVE SERVICES", was jointly offered by Senators Carpenter, Chong, Kuroda, Campbell, Wong, Young, Cayetano, George, Yamasaki, Ushijima, Kawasaki, Hara, Toyofuku and Abercrombie, and was read by the Clerk.

By unanimous consent, S.R. No. 89 was referred to the Committee on Health, then to the Committee on Judiciary.

At 11:39 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:40 o'clock a.m.

## 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 Tuesday, February 6, 1979:

## Senate Bills

No. 453 "A Bill for an Act Making an Appropriation to Provide a Grant-in-Aid to the Policy Advisory Board for Elderly Affairs."

Introduced by: Senators Toyofuku, Chong, Cobb, Takitani, Kuroda, Mizuguchi, Abercrombie, Campbell, Hara, O'Connor, Yamasaki, Cayetano and Ushijima.

No. 454 "A Bill for an Act Making an Appropriation to the Kauai Easter Seal Society to Continue their Child Care and Development Program."

Introduced by: Senators Toyofuku, Takitani, Chong, O'Connor, Ushijima, Abercrombie, Campbell, Kuroda and Hara.

No. 455 "A Bill for an Act Relating to Rent Control."

Introduced by: Senator Abercrombie.

No. 456 "A Bill for an Act Making an Appropriation for Operating Expenses at Hale Mohalu Hospital, Pearl City, Oahu."

Introduced by: Senator Abercrombie.

No. 457 "A Bill for an Act Making an Appropriation for Capital Improvements at Hale Mohalu Hospital, Pearl City, Oahu."

Introduced by: Senator Abercrombie.

No. 458 "A Bill for an Act Relating to the State Health Planning and Development Agency."

Introduced by: Senator Abercrombie.

No. 459 "A Bill for an Act Relating to Antitrust Exemption for Newspapers."

Introduced by: Senators Abercrombie, Kawasaki, Yim, Carpenter, Wong and Campbell.

No. 462 "A Bill for an Act Relating to Aquaculture."

- Introduced by: Senator Yim.
- No. 463 "A Bill for an Act Making an Appropriation to Provide for a Dental Hygienist for Maui School District."
- Introduced by: Senators Yamasaki and Takitani.
- No. 464 "A Bill for an Act Making an Appropriation for Additional Security Fencing at Kahului School, Maui School District."
- Introduced by: Senators Yamasaki and Takitani.
- No. 465 "A Bill for an Act Making Supplemental Appropriation for Improvements to Extend Driveway at Kula Elementary School, Maui School District."
- Introduced by: Senators Yamasaki and Takitani.
- No. 466 "A Bill for an Act Making Supplemental Appropriation for Restoration of Hale Pa'I (Printing House) at Lahaina, Maui."
- Introduced by: Senators Yamasaki and Takitani.
- No. 467 "A Bill for an Act Making an Appropriation to Provide for Grants-in-Aid to the Welfare Recipient Advisory Council for their Neighbor Island Programs."
- Introduced by: Senators Yamasaki, Takitani, Toyofuku, Ushijima, Kuroda, Young, Campbell and Hara.
- No. 468 "A Bill for an Act Making an Appropriation to Provide Funds to the Hawaii Family Stress Center for their Neighbor Island Operations."
- Introduced by: Senators Yamasaki, Takitani, Toyofuku, Ushijima, Carroll, Kuroda, Young, Campbell and Hara.
- No. 469 "A Bill for an Act Making an Appropriation for the Continuation of the Arthritis Center of Hawaii."
- Introduced by: Senators Yamasaki, Takitani, Toyofuku, Ushijima, Kuroda, Young, George, Campbell and Hara.
- No. 470 "A Bill for an Act Making an Appropriation for Expansion, Renovation and Improvements of Buildings at J. W. Cameron Center, Wailuku, Maui."
- Introduced by: Senators Yamasaki and Takitani.
- No. 471 "A Bill for an Act Making an Appropriation for Improvements to Nuu Wailua Water System at Keanae, County of Maui."
- Introduced by: Senators Yamasaki and Takitani.
- No. 472 "A Bill for an Act Relating to Emergency Medical Services."
- Introduced by: Senators Yamasaki, Takitani, Toyofuku, Ushijima, Carroll, Kuroda, Young, Campbell and Hara.
- No. 473 "A Bill for an Act Relating to Names."
- Introduced by: Senators Yamasaki, Ushijima, Toyofuku, Kuroda, Young, George, Campbell and Hara.
- No. 474 "A Bill for an Act Relating to Retirement."
- Introduced by: Senators Yamasaki, Kuroda, Takitani, Chong, Soares, Carroll, Ushijima, Young and Campbell.
- No. 475 "A Bill for an Act Relating to the Board of Dental Examiners."
- Introduced by: Senator Cobb, by request.
- No. 476 "A Bill for an Act Relating to Attorneys' Fees."
- Introduced by: Senators Yee, Anderson, Takitani, Soares, Campbell, Mizuguchi, Ajifu, George, Cayetano and Yamasaki.
- No. 477 "A Bill for an Act Relating to Attorneys' Fees, Costs, and Witness Fees."
- Introduced by: Senators Yee, Anderson, Carroll, George, Campbell, Takitani, Soares, Mizuguchi, Ajifu, Cayetano and Yamasaki.
- No. 478 "A Bill for an Act Relating to the Uniform State Code of Military Justice."
- Introduced by: Senators Carroll, Kuroda and Cobb.
- No. 479 "A Bill for an Act Relating to Construction Sites."
- Introduced by: Senator Carroll.
- No. 480 "A Bill for an Act Relating to the Environment."
- Introduced by: Senator Carroll.
- No. 481 "A Bill for an Act Relating to Criminal Injuries Compensation."
- Introduced by: Senators George, Anderson, Yee, Carroll, Soares, Ajifu, Mizuguchi, Cayetano, O'Connor and Takitani.

No. 482 "A Bill for an Act Relating to Criminal Injuries Compensation."

Introduced by: Senators George, Anderson, Carroll, Soares, Ajifu, Mizuguchi, O'Connor and Takitani.

No. 483 "A Bill for an Act Relating to Holidays."

Introduced by: Senators George, Anderson, Yee, Carroll, Soares, Ajifu, Mizuguchi, Cayetano, Young, Takitani and Yamasaki.

No. 484 "A Bill for an Act Relating to Elections."

Introduced by: Senator Carroll.

On motion by Senator Mizuguchi, seconded by Senator Anderson and carried, the following bills were referred to print and were placed on the calendar for further consideration on Tuesday, February 6, 1979:

#### Senate Bills

No. 460 "A Bill for an Act Relating to Telephone Companies."

Introduced by: Senator Chong.

No. 461 "A Bill for an Act Relating to Electric Companies."

Introduced by: Senator Chong.

#### STANDING COMMITTEE REPORT

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 8) informing the Senate that Senate Concurrent Resolution Nos. 11 to 13, Senate Resolution Nos. 84 to 88, Senate Bill Nos. 442 to 452 and Standing Committee Report Nos. 5 to 7 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.

#### ORDER OF THE DAY

##### REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills that were introduced on Friday, February 2, 1979:

Senate Bills Referred to:

No. 442 Committee on Judiciary

No. 443 Committee on Consumer Protection and Commerce, then to the Committee on Judiciary, then to the Committee on Ways and Means

No. 444 Committee on Higher Education, then to the Committee on Ways and Means

No. 445 Committee on Higher Education, then to the Committee on Ways and Means

No. 446 Committee on Health, then to the Committee on Judiciary

No. 447 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means

No. 448 Committee on Intergovernmental Relations, then to the Committee on Ways and Means

No. 449 Committee on Human Resources, then to the Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means

No. 450 Committee on Government Operations and Efficiency, then to the Committee on Judiciary

No. 451 Committee on Health, then to the Committee on Judiciary

No. 452 Committee on Economic Development, then to the Committee on Ways and Means

#### RE-REFERRAL OF A SENATE RESOLUTION

The President then made the following re-referral of a resolution which was offered on Monday, January 29, 1979:

Senate Resolution Referred to:

No. 17 Committee on Consumer Protection and Commerce

#### RE-REFERRAL OF SENATE BILLS

The President made the following re-referral of bills that were introduced on Friday, January 26, 1979:

Senate Bills Referred to:

No. 8 Committee on Judiciary, then to the Committee on Ways and Means

No. 27 Committee on Education, then to the Committee on Judiciary, then to the Committee on Ways and Means

No. 117 Committee on Education, then to the Committee on Judiciary, then to the Committee on Ways and Means

#### MISCELLANEOUS COMMUNICATIONS

The following miscellaneous communications

(Misc. Com. Nos. 5 and 6) were read by the Clerk and were disposed of as follows:

A communication from the Department of General Planning, City and County of Honolulu (Misc. Com. No. 5), transmitting for information the "Notifications of Intent" for federal grant to develop the Sunflower Apartments and the Waimaha Housing projects, was referred to the Committee on Housing and Hawaiian Homes.

A communication from the Office of the Legislative Auditor, State of Hawaii (Misc. Com. No. 6), transmitting a report entitled: "Financial Audit of the Department of Land and Natural Resources", (Audit Report No. 79-1), January 1979, conducted pursuant to Hawaii Revised Statutes, section 23-4, was referred jointly to the Committee on Economic Development and the Committee on Ways and Means.

At 11: 42 o'clock a.m., the Senate stood

in recess subject to the call of the Chair.

The Senate reconvened at 11: 56 o'clock a.m.

At this time, Senator Cobb, Chairman of the Committee on Consumer Protection and Commerce, requested a waiver of the 48-hour notice of a Public Hearing on the following measure:

S.B. No. 449, entitled: "A BILL FOR AN ACT RELATING TO WELFARE",

and the President granted the waiver.

#### ADJOURNMENT

At 11: 57 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., Tuesday, February 6, 1979.