

TWENTY-FOURTH DAY

Tuesday, February 27, 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 Norman Hammer, Pastor, Prince of Peace Lutheran Church, after which the Roll was called showing all Senators present, with the exception of Senators George and Yee, who were excused.

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

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

Senator Saiki introduced 17 seniors from St. Louis High School, accompanied by their teacher Mr. Rod Santos.

Senator Anderson introduced a group of members from the Koolau Senior Citizens Club.

Senator Kawasaki, on behalf of the Senators from the Fifth Senatorial District, introduced 25 eighth grade students from Moanalua Intermediate School, accompanied by their teachers Ms. Marsha Alegre and Ms. Mona Vierra.

Senator Campbell then introduced some distinguished guests from Hollywood, the National Treasurer of the Screen Extras Guild Mr. David Green and Mrs. Green, who were presented with leis by Senators Young, Takitani and Kawasaki.

At 11:38 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:39 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 84 to 91) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 84), transmitting a report prepared by the Department of Health to determine the feasibility of routine scoliosis screening in Hawaii's public schools, in response to H.R. No. 374 (1978), was referred jointly to the Committee on Health and the Committee on Education.

A message from the Governor (Gov. Msg. No. 85), transmitting a study prepared by Kurt Salmon Associates, Inc. for the Department of Planning and Economic Development, entitled: "Garment Manufacturing

in Hawaii," January, 1979, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 86), transmitting a report which describes the activities which have been undertaken to implement Chapter 226, The Hawaii State Plan, prepared by the Department of Planning and Economic Development, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 87), transmitting the Hawaii Coastal Zone Management (CZM) Program Annual Report, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 88), transmitting a report prepared by the Governor's Agriculture Coordinating Committee on the establishment of policy guidelines for agricultural market development and product promotion programs and activities and to coordinate and monitor their efficient and effective implementation, in response to H.C.R. No. 107, H.D.2 (1978), was referred to the Committee on Agriculture.

A message from the Governor (Gov. Msg. No. 89), transmitting the 1979 Annual Report prepared jointly by the State Manpower Services Council and the State Commission on Manpower and Full Employment, pursuant to Section 202-2, Hawaii Revised Statutes and P.L. 95-524, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 90), transmitting a report on Project Adjustment Fund, as requested under Section 116 of Act 195, SLH 1975, and Act 10, SSLH 1977, was referred to the Committee on Ways and Means.

A message from the Governor (Gov. Msg. No. 91), transmitting a report prepared by the Department of Planning and Economic Development on its loan programs, as required under the following statutes:

Section 210-8, HRS, requires an annual report on the progress made under Chapter 210, the Hawaii Capital Loan Program;

Section 189-26, HRS, requires an annual report on the progress made under Chapter 189, Part II, the Large Fishing Vessel Purchase, Construction, Renovation, Maintenance, and Repair Loan Program;

Section 189-46, HRS, requires an

annual report on the progress made under Chapter 189, Part IV, the Hawaii Small Fishing Vessel Loan Program; and

Section 209-5, HRS, requires an annual report from the Rehabilitation Coordinator. However, since DPED administers the Disaster Commercial and Personal Loan Program, an annual report on its progress is presented;

was referred to the Committee on Economic Development.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 31 and 32) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 31), entitled: "SENATE CONCURRENT RESOLUTION EXTENDING CONGRATULATIONS AND APPRECIATION TO HENRY 'HANK' HYDE UPON HIS RETIREMENT", was jointly offered by Senators Ushijima, Yamasaki, Toyofuku, Cobb, Chong, Takitani, Carpenter, Campbell, Soares, Hara, Carroll, George, Saiki and Kuroda.

On motion by Senator Ushijima, seconded by Senator Yamasaki and carried, S.C.R. No. 31 was adopted.

A concurrent resolution (S.C.R. No. 32), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESS TO PREPARE AND SUBMIT A PROPOSED CONSTITUTIONAL AMENDMENT REQUIRING A BALANCING OF THE FEDERAL BUDGET OR TO CALL A CONSTITUTIONAL CONVENTION UPON THE APPLICATION OF TWO-THIRDS OF THE VARIOUS STATES FOR THE SAME PURPOSE", was jointly offered by Senators Kawasaki, Takitani, Cobb, Carpenter, Toyofuku, Ajifu, Mizuguchi, Kuroda, Campbell, O'Connor, Cayetano and Wong.

By unanimous consent, S.C.R. No. 32 was referred to the Committee on Intergovernmental Relations, then to the Committee on Ways and Means.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 160 to 172) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 160), entitled: "SENATE RESOLUTION CONGRATULATING LAURIE YEE AND JUDY AU HOY FOR THEIR PERFORMANCE IN THE MISS CHINATOWN-HAWAII AND MISS CHINATOWN-USA CONTESTS", was jointly offered by Senators Yee, Carroll, Hara, Saiki, Young, George, Yamasaki, Chong, Ajifu, Mizuguchi, Toyofuku and Takitani.

On motion by Senator Anderson, seconded by Senator Carroll and carried, S.R. No. 160 was adopted.

A resolution (S.R. No. 161), entitled: "SENATE RESOLUTION REQUESTING STUDY OF THE FEASIBILITY OF ESTABLISHING A BUSINESS LOAN FUND AND EMPLOYMENT SERVICES FOR HEMOPHILIACS", was jointly offered by Senators Carpenter, Takitani, Yamasaki, Ushijima, Mizuguchi, Toyofuku, Young, O'Connor, Carroll, Soares, Yim, Chong, Campbell, Saiki, Kuroda, Ajifu and Abercrombie.

By unanimous consent, S.R. No. 161 was jointly referred to the Committee on Health and the Committee on Human Resources, then to the Committee on Ways and Means.

A resolution (S.R. No. 162), entitled: "SENATE RESOLUTION EXTENDING CONGRATULATIONS AND APPRECIATION TO HENRY 'HANK' HYDE UPON HIS RETIREMENT", was jointly offered by Senators Ushijima, Yamasaki, Toyofuku, Cobb, Chong, Takitani, Kawasaki, Carpenter, Campbell, Soares, Hara, Carroll, George, Saiki and Kuroda.

On motion by Senator Ushijima, seconded by Senator Yamasaki and carried, S.R. No. 162 was adopted.

A resolution (S.R. No. 163), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOMELANDS TO SUBMIT SUGGESTIONS AS TO METHODS FOR GENERATING INCOME", was jointly offered by Senators Hara, Ushijima, Yamasaki, Toyofuku, Takitani, Saiki, Kuroda, Young, Campbell, Chong, Carpenter, Carroll and Soares.

By unanimous consent, S.R. No. 163 was referred to the Committee on Housing and Hawaiian Homes.

A resolution (S.R. No. 164), entitled: "SENATE RESOLUTION HONORING THE MEMORY OF THE LATE GLADYS BOWELL AND EXTENDING CONDOLENCES AND DEEPEST SYMPATHY TO HER FAMILY", was jointly offered by Senators Hara, Ushijima, Yamasaki, Carpenter, Kuroda, Toyofuku, Ajifu, Mizuguchi, Anderson, Cobb, Young, Takitani, Yim, Saiki, Kawasaki, Chong, Carroll, Soares and Yee.

On motion by Senator Hara, seconded by Senator Ushijima and carried, S.R. No. 164 was adopted.

A resolution (S.R. No. 165), entitled: "SENATE RESOLUTION EXPRESSING DEEPEST SYMPATHY AND SINCERE CONDOLENCES TO THE FAMILY OF THE REVEREND DAVID AWAI KAUKA KAAPU",

was jointly offered by Senators Hara, Ushijima, Carpenter, Yamasaki, Young, Toyofuku, Ajifu, Mizuguchi, Anderson, Cobb, Takitani, Yim, Saiki, Kuroda, Kawasaki, Chong, Carroll, Soares and Yee.

On motion by Senator Hara, seconded by Senator Ushijima and carried, S.R. No. 165 was adopted.

A resolution (S.R. No. 166), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO DEVELOP AND IMPLEMENT A WASTE PAPER RECOVERY PROGRAM FOR MAJOR STATE OFFICE BUILDINGS IN HONOLULU", was jointly offered by Senators Hara, Abercrombie, Ushijima, Yamasaki, Toyofuku, Takitani, Saiki, Mizuguchi, Kuroda, Young, Campbell, Chong, Carpenter, Carroll and Soares.

By unanimous consent, S.R. No. 166 was referred to the Committee on Government Operations and Efficiency.

A resolution (S.R. No. 167), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT TO STUDY THE FEASIBILITY OF THE STATE OF HAWAII TO CONDUCT IMMIGRATION AND CUSTOMS INSPECTIONS AT HONOLULU INTERNATIONAL AIRPORT AND GENERAL LYMAN FIELD UNDER CONTRACT", was jointly offered by Senators Hara, Saiki, Toyofuku, Kuroda, Takitani, Yamasaki, Campbell, Soares, Young, Chong and Carpenter.

By unanimous consent, S.R. No. 167 was referred to the Committee on Transportation, then to the Committee on Judiciary.

A resolution (S.R. No. 168), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADOPT REGULATIONS ENABLING IT TO REGULATE BOATING ACTIVITIES IN MARINE LIFE CONSERVATION DISTRICTS", was jointly offered by Senators Hara, Abercrombie, Ushijima, Yamasaki, Toyofuku, Takitani, Saiki, Mizuguchi, Kuroda, Young, Campbell, Chong, Carpenter, Carroll and Soares.

By unanimous consent, S.R. No. 168 was referred jointly to the Committee on Ecology, Environment and Recreation and the Committee on Transportation.

A resolution (S.R. No. 169), entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF ALTERNATIVES TO JAIL INCARCERATION", was jointly offered by Senators O'Connor, Chong, Cobb, Carpenter, George, Takitani, Young, Hara, Campbell, Toyofuku, Cayetano and Yamasaki.

By unanimous consent, S.R. No. 169 was referred to the Committee on Judiciary.

A resolution (S.R. No. 170), entitled: "SENATE RESOLUTION RECOGNIZING AND COMMENDING THE KOKUA COUNCIL FOR SENIOR CITIZENS FOR ITS OUTSTANDING CONTRIBUTIONS TO THE SENIOR CITIZENS OF HAWAII", was jointly offered by Senators Chong, Carroll, George, Hara, Young, Takitani, Soares, Kuroda, Cobb, Ajifu, Yamasaki, Toyofuku, Saiki, Yim and Carpenter.

On motion by Senator Chong, seconded by Senator Carroll and carried, S.R. No. 170 was adopted.

At this time, Senator Chong introduced to the members of the Senate the following persons from the Kokua Council: Mabel McConnell, President; Dr. Robert E. Gibson, Honorary President; Max Roffman, Vice President and Legislative Chairman, and Mr. Joseph Morocco, Honorary Board Member; all of whom were presented with certified copies of the resolution.

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

The Senate reconvened at 11:48 o'clock a.m.

The members of the Senate were then entertained by the Koolau Senior Citizens with a rendition of the song, "Nani Koolau."

A resolution (S.R. No. 171), entitled: "SENATE RESOLUTION REQUESTING PUBLIC HEARINGS TO REVIEW THE PRESENT STATUS OF THE KAHANA VALLEY STATE PARK PROGRAM", was jointly offered by Senators Anderson, George, Takitani, Carpenter, Toyofuku, Yamasaki, Kuroda, Saiki, Soares, Hara, Kawasaki and Yee.

By unanimous consent, S.R. No. 171 was referred to the Committee on Ecology, Environment and Recreation, then to the Committee on Legislative Management.

A resolution (S.R. No. 172), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PLACE PERMIT LANDS UNDER LONG-TERM LEASES", was offered by Senator Yim.

By unanimous consent, S.R. No. 172 was referred to the Committee on Economic Development.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 20), informing the Senate that Senate Concurrent Resolution No. 30, Senate Resolution

Nos. 158 and 159 and Standing Committee Report No. 19 have been printed and are ready for distribution.

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

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 21) recommending that Senate Bill No. 264 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Cobb, seconded by Senator Chong and carried, the report of the Committee was adopted and S.B. No. 264, entitled: "A BILL FOR AN ACT RELATING TO TAXATION OF RELATED CORPORATIONS", passed Second Reading and was referred to the Committee on Ways and Means.

At 11:52 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.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 22) recommending that Senate Bill No. 31, as amended in S.D. 1, be referred to the Committee on Judiciary.

On motion by Senator Toyofuku, seconded by Senator Yamasaki and carried, the report of the Committee was adopted and S.B. No. 31, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE PAYMENTS (CONSTITUTIONAL AMENDMENTS OF ARTICLE IX, SECTION 3)", was referred to the Committee on Judiciary.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 23) recommending that Senate Bill No. 6 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 6, entitled: "A BILL FOR AN ACT RELATING TO JURY TRIAL IN CIVIL MATTERS (CONSTITUTIONAL AMENDMENTS OF ARTICLE I, SECTION 13)", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 1979.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 6.

Senator O'Connor, for the Committee

on Judiciary, presented a report (Stand. Com. Rep. No. 24) recommending that Senate Bill No. 11, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 11, entitled: "A BILL FOR AN ACT RELATING TO PRIMARY ELECTIONS (CONSTITUTIONAL AMENDMENTS OF ARTICLE II, SECTION 8)", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 1979.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 11.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 25) recommending that Senate Bill No. 12 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 12, entitled: "A BILL FOR AN ACT RELATING TO THE TERM OF OFFICE OF GOVERNOR AND LIEUTENANT GOVERNOR (CONSTITUTIONAL AMENDMENT OF ARTICLE V)", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 1979.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 12.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 26) recommending that Senate Bill No. 15, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 15, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAPPORTIONMENT (CONSTITUTIONAL AMENDMENTS OF ARTICLE IV)", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 1979.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 15, S.D. 1.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 27) recommending that Senate Bill No. 16 pass Second Reading

and be referred to the Committee on Ways and Means.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 16, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION (CONSTITUTIONAL AMENDMENTS OF ARTICLE VII, SECTION 2)", passed Second Reading and was referred to the Committee on Ways and Means.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 28) recommending that Senate Bill No. 17 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 17, entitled: "A BILL FOR AN ACT RELATING TO THE TAX REVIEW COMMISSION, (CONSTITUTIONAL AMENDMENTS OF ARTICLE VII)", passed Second Reading and was referred to the Committee on Ways and Means.

Senator O'Connor, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 29) recommending that Senate Bill No. 19, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the majority of the Committee was adopted and S.B. No. 19, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SPENDING LIMITATION (CONSTITUTIONAL AMENDMENTS OF ARTICLE VII, SECTION 5)", passed Second Reading and was referred to the Committee on Ways and Means.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 30) recommending that Senate Bill No. 20, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 20, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF EXCESS REVENUES (CONSTITUTIONAL AMENDMENTS OF ARTICLE VII, SECTION 6)", passed Second Reading and was referred to the Committee on Ways and Means.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 31) recommending that Senate Bill No. 21, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 21, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A COUNCIL ON REVENUES (CONSTITUTIONAL AMENDMENTS OF ARTICLE VII, SECTION 7)", passed Second Reading and was referred to the Committee on Ways and Means.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 32) recommending that Senate Bill No. 22 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 22, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET (CONSTITUTIONAL AMENDMENTS OF ARTICLE VII, SECTION 8)", passed Second Reading and was referred to the Committee on Ways and Means.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 33) recommending that Senate Bill No. 49, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 49, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIAL SALARY COMMISSION (CONSTITUTIONAL AMENDMENTS OF ARTICLES VI AND XVIII)", passed Second Reading and was referred to the Committee on Ways and Means.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 34) recommending that Senate Bill No. 51 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 51, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIAL SELECTION COMMISSION (CONSTITUTIONAL AMENDMENTS OF ARTICLES VI AND XVIII)", passed Second Reading and was referred to the Committee on Ways and Means.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 35) recommending that Senate Bill No. 392, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report

of the Committee was adopted and S.B. No. 392, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD INFORMATION", passed Second Reading and was referred to the Committee on Ways and Means.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 36) recommending that Senate Bill No. 34 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 34, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY (CONSTITUTIONAL AMENDMENTS OF ARTICLE IX, SECTION 10)", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 1979.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 34.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 37) recommending that Senate Bill No. 42, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 42, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CODE OF ETHICS (CONSTITUTIONAL AMENDMENT OF ARTICLE XIV)", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 1979.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 42, S.D. 1.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 38) recommending that Senate Bill No. 45 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 45, entitled: "A BILL FOR AN ACT RELATING TO OFFICIAL LANGUAGES (CONSTITUTIONAL AMENDMENTS OF ARTICLE XV)", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 1979.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B.

No. 45.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 39) recommending that Senate Bill No. 48 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 48, entitled: "A BILL FOR AN ACT RELATING TO PLAIN LANGUAGE (CONSTITUTIONAL AMENDMENTS OF ARTICLE XVI, SECTION 13)", passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 1979.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 48.

Senator O'Connor, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 40) recommending that Senate Bill No. 602 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator O'Connor, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 602, entitled: "A BILL FOR AN ACT RELATING TO SERVICES FOR INDIGENT CRIMINAL DEFENDANTS", passed Second Reading and was referred to the Committee on Ways and Means.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 41), recommending that Senate Bill No. 744, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Human Resources.

On motion by Senator Toyofuku, seconded by Senator Yamasaki and carried, the report of the Committee was adopted and S.B. No. 744, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES", passed First Reading and was recommitted to the Committee on Human Resources.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The President made the following referral of a bill that was introduced on Friday, January 26, 1979:

Senate Bill	Referred to:
No. 24	Committee on Judiciary

The President made the following re-referral of a bill that was introduced on Monday, January 29, 1979:

Senate Bill Referred to:

No. 247 Jointly to the Committee on Health and the Committee on Consumer Protection and Commerce

The President then made the following re-referral of a bill that was introduced on Tuesday, January 30, 1979:

Senate Bill Referred to:

No. 300 Committee on Judiciary

The President made the following re-referral of bills that were introduced on Monday, February 12, 1979:

Senate Bills Referred to:

No. 846 Committee on Judiciary, then to the Committee on Ways and Means

No. 957 Jointly to the Committee on Health and the Committee on Consumer Protection and Commerce

The President then made the following re-referral of bills that were introduced on Tuesday, February 13, 1979:

Senate Bills Referred to:

No. 1157 Committee on Human Resources, then to the Committee on Ways and Means

No. 1216 Committee on Education, then to the Committee on Judiciary, then to the Committee on Ways and Means

No. 1232 Committee on Human Resources, then to the Committee on Ways and Means

No. 1242 Committee on Judiciary, then to the Committee on Ways and Means

No. 1302 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means

No. 1334 Committee on Intergovernmental Relations, then to the Committee on Judiciary

No. 1514 Committee on Ways and Means

No. 1538 Committee on Judiciary, then to the Committee on Ways and Means

No. 1542 Committee on Human Resources, then to the Committee on Ways and Means

No. 1766 Committee on Economic Development, then to the Committee on Ways and Means

No. 1773 Committee on Health, then to the Committee on Ways and Means

No. 1781 Committee on Economic Development, then to the Committee on Ways and Means

MISCELLANEOUS COMMUNICATIONS

The following miscellaneous communications (Misc. Com. Nos. 8 to 10) were read by the Clerk and were disposed of as follows:

A communication from the City and County of Honolulu, Director of Civil Service, (Misc. Com. No. 8) reporting to the Legislature as to the manner in which positions assigned to SC-1, SC-2 and SC-3 are being used, in compliance with Section 77-13 (f)(5), HRS, as amended, was referred to the Committee on Human Resources.

A communication from the Office of the Honorable Spark M. Matsunaga, United States Senator, (Misc. Com. No. 9) acknowledging receipt of Senate Concurrent Resolution No. 28 (1979), was placed on file.

A communication from the Honorable Daniel K. Inouye, United States Senator, (Misc. Com. No. 10) acknowledging receipt of Senate Concurrent Resolution No. 8 (1979), was placed on file.

At 11:59 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:01 o'clock p.m.

At this time, Senator Cayetano, Chairman of the Committee on Ways and Means, requested a waiver of the 48-hour notice of a Public Hearing on the following measures:

S.B. No. 580, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAPITAL IMPROVEMENT PROJECTS IN THE THIRD REPRESENTATIVE DISTRICT, HAWAII";

S.B. No. 684, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HONOKAA CIVIC CENTER, HAWAII";

S.B. No. 1597, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAPITAL IMPROVEMENT PROJECTS FOR THE COUNTY OF HAWAII";

S.B. No. 1689, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WATER PROJECTS LOCATED IN THE COUNTY OF MAUI";

S.B. No. 1386, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAPITAL IMPROVEMENT PROJECTS

ON KAUAI";

S.B. No. 941, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAPITAL IMPROVEMENTS IN THE FOURTH SENATORIAL DISTRICT";

S.B. No. 1235, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE GENERAL IMPROVEMENTS OF THE SIXTH SENATORIAL DISTRICT";

S.B. No. 169, entitled: "A BILL FOR AN ACT RELATING TO THE INTAKE SERVICE CENTERS";

S.B. No. 170, entitled: "A BILL FOR AN ACT RELATING TO THE INTAKE SERVICE CENTERS";

S.B. No. 1207, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DRUG REHABILITATION PROGRAM

AT HAWAII STATE PRISON";

S.B. No. 1335, entitled: "A BILL FOR AN ACT RELATING TO NARCOTICS AND DANGEROUS DRUGS CONTROL";
and

S.B. No. 1369, entitled: "A BILL FOR AN ACT RELATING TO THE INDEMNIFICATION OF TEACHERS, COUNSELORS, AND SCHOOL ADMINISTRATORS IN THE DEPARTMENT OF EDUCATION",

and the President granted the waiver.

ADJOURNMENT

At 12:03 o'clock p.m., on motion by Senator Mizuguchi, seconded by Senator Anderson and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, February 28, 1979.