

## THIRTY-FOURTH DAY

Tuesday, March 13, 1979

The Senate of the Tenth Legislature of the State of Hawaii, Regular Session of 1979, convened at 11:00 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Reverend Donald Johnson, Lutheran Church of Honolulu, after which the Roll was called showing all Senators present, with the exception of Senators Cayetano and Yee, who were excused.

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

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

Senator Abercrombie introduced Mr. Young Suk Ko, an old and dear friend who was of tremendous assistance to him during his days at the University of Hawaii; who has remained a supporter and one who has enriched his life all these years.

Senator Abercrombie also introduced a group of 50 students from McKinley High School's Immigrant Students Class, accompanied by their teacher Mr. Richard Emerson, Ms. Joan Ho and Mr. Dong Jin Lee, teachers' aides.

Senator Chong, on behalf of the Senators from the Sixth Senatorial District, introduced 80 fifth grade students from Lincoln School and their teachers Mrs. Diane Minami, Mrs. Dorothy Goo and Mrs. Miyeko Saito, accompanied by Mrs. Carolyn Dickinson and Mrs. Trees Wieffering, parents.

#### MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 104 and 105) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 104), transmitting the State Tourism Plan and the Report of the Tourism Plan Advisory Committee, prepared by the Department of Planning and Economic Development, pursuant to Chapter 226, HRS, was referred to the Committee on Tourism.

A message from the Governor (Gov. Msg. No. 105) transmitting the Annual Report - October 1, 1977 - September 30, 1978, prepared by the Executive Office on Aging, Office of the Governor, was referred to the Committee on Human Resources.

#### SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 46 to 48) were read by the

Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 46), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING GOVERNOR GEORGE ARIYOSHI TO DECLARE THE WEEK OF MAY 6-13 AS 'HAWAII GIFTED AND TALENTED CHILDREN'S WEEK'", was jointly offered by Senators Chong, Campbell, Soares, Abercrombie, Mizuguchi, Young, Carpenter, George, Kuroda, O'Connor, Anderson, Carroll, Kawasaki, Takitani, Cayetano, Yim, Saiki and Wong.

On motion by Senator Chong, seconded by Senator Campbell and carried, S.C.R. No. 46 was adopted.

A concurrent resolution (S.C.R. No. 47), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY RELATING TO THE WORKERS' COMPENSATION PROGRAM", was jointly offered by Senators Toyofuku, Hara, Takitani, Ushijima, Chong, Abercrombie, Kuroda, Kawasaki, Cayetano, Young, Carpenter, Soares, O'Connor, Yamasaki, Ajifu, Yee, Campbell and Anderson.

By unanimous consent, S.C.R. No. 47 was referred to the Committee on Human Resources, then to the Committee on Legislative Management.

A concurrent resolution (S.C.R. No. 48), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING REVIEW OF THE STATUTES, PROGRAMS, AND RESOURCE REQUIREMENTS OF THE OFFICE OF CHILDREN AND YOUTH", was jointly offered by Senators Toyofuku, Takitani, Young, Carpenter, Kuroda, Mizuguchi, Ushijima, Soares, Hara, O'Connor, Yamasaki, Kawasaki, Yee and Anderson.

By unanimous consent, S.C.R. No. 48 was referred to the Committee on Human Resources, then to the Committee on Legislative Management.

#### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 228 and 233) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 228), entitled: "SENATE RESOLUTION REQUESTING GOVERNOR GEORGE ARIYOSHI TO DECLARE THE WEEK OF MAY 6-13 AS 'HAWAII GIFTED AND TALENTED CHILDREN'S WEEK'", was jointly offered by Senators Chong, Campbell, Soares, Abercrombie, Mizuguchi, Ushijima, Takitani, Anderson, George, Yamasaki, Wong, Kuroda, Cobb, Carroll, Toyofuku, Young, Hara, Carpenter, Kawasaki,

O'Connor, Yim, Ajifu and Saiki.

On motion by Senator Chong, seconded by Senator Campbell and carried, S.R. No. 228 was adopted.

A resolution (S.R. No. 229), entitled: "SENATE RESOLUTION RECOGNIZING THE WEEK OF MARCH 18TH THROUGH 24TH AS POISON PREVENTION WEEK", was jointly offered by Senators Saiki, Ajifu, Campbell, Chong, Takitani, Carpenter, Yim, Yee, Cobb, Young, Yamasaki, Kuroda, Hara, Toyofuku, Anderson, Cayetano, Kawasaki, Ushijima and George.

On motion by Senator Saiki, seconded by Senator Ajifu and carried, S.R. No. 229 was adopted.

A resolution (S.R. No. 230), entitled: "SENATE RESOLUTION REAFFIRMING THE COMMITMENT OF THE HAWAII STATE SENATE TO HAWAII'S CHILDREN AND YOUTH AND COMMENDING THE NONPUBLIC SECTOR SOCIAL AGENCIES FOR THEIR PLEDGE OF SUPPORT", was jointly offered by Senators Toyofuku, Young, Cobb, Carpenter, Kuroda, Mizuguchi, Ushijima, Takitani, Soares, Anderson, Abercrombie, Hara, O'Connor, Yamasaki, Kawasaki, Yee, Saiki, Campbell and George.

On motion by Senator Toyofuku, seconded by Senator Young and carried, S.R. No. 230 was adopted.

A resolution (S.R. No. 231), entitled: "SENATE RESOLUTION REQUESTING AN EXEMPTION FROM THE AVERAGE WAGE PROVISIONS FOR CERTAIN COMPREHENSIVE EMPLOYMENT AND TRAINING ACT PARTICIPANTS", was jointly offered by Senators Toyofuku, Takitani, Abercrombie, Young, Carpenter, Kuroda, Mizuguchi, Ushijima, Soares, Hara, O'Connor, Yamasaki, Kawasaki, Yee, Saiki and Campbell.

By unanimous consent, S.R. No. 231 was referred to the Committee on Human Resources.

A resolution (S.R. No. 232), entitled: "SENATE RESOLUTION REQUESTING REVIEW OF LEGISLATIVE REFERENCE BUREAU STUDY REPORTS PERTAINING TO HUMAN SERVICES INTEGRATION AND ECONOMIC ASSISTANCE PROGRAMS FOR NEEDY OLDER PERSONS", was jointly offered by Senators Toyofuku, Young, Cobb, Carpenter, Kuroda, Mizuguchi, Ushijima, Takitani, Abercrombie, Soares, Hara, O'Connor, Yamasaki, Kawasaki, Yee, Saiki, George, Campbell and Anderson.

By unanimous consent, S.R. No. 232 was referred to the Committee on Human Resources, then to the Committee on Legislative Management.

A resolution (S.R. No. 233), entitled:

"SENATE RESOLUTION RECOGNIZING THE ONE HUNDRED TWENTY-NINTH YEAR OF BASEBALL IN HAWAII AND RECOGNIZING AND COMMENDING THE FOUNDERS, SUPPORTERS, AND PARTICIPANTS OF THE HAWAII MAJOR BASEBALL LEAGUE AT ITS REUNION TO BE HELD ON MARCH 16, 1979", was jointly offered by Senators Wong, Cobb, Yim, Abercrombie, Takitani, Kuroda, Mizuguchi, Kawasaki, Hara, Soares, Cayetano, Toyofuku, Yamasaki, Young, Chong, Carpenter, Anderson, Ajifu, George, Campbell, O'Connor, Saiki and Carroll.

On motion by Senator Kawasaki, seconded by Senator Yim and carried, S.R. No. 233 was adopted.

At this time, Senator Kawasaki introduced to the members of the Senate Mr. Ted Kaneda, President of the Hawaii Major Baseball League, who was presented with a lei by Senator Young and a copy of the resolution by Senator Kawasaki.

At 11:15 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:19 o'clock a.m.

#### STANDING COMMITTEE REPORT

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 633), informing the Senate that Senate Concurrent Resolution No. 45, Senate Resolution Nos. 222 to 227 and Standing Committee Report Nos. 440 to 632 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

##### SECOND READING

Senate Bill No. 1303, S.D. 1:

On motion by Senator O'Connor, seconded by Senator Cobb and carried, S.B. No. 1303, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADOPTION OF CHILDREN", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 14, 1979.

##### MATTER DEFERRED FROM MARCH 12, 1979

Standing Committee Report No. 442 (Gov. Msg. No. 44):

Senator Ushijima moved that Stand. Com. Rep. No. 442 be received and

placed on file, seconded by Senator Kuroda and carried.

At 11:20 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:24 o'clock a.m.

Senator Ushijima then moved that the Senate advise and consent to the nomination of Valentine A. Siefermann as Adjutant General, term to expire December 6, 1982, seconded by Senator Kuroda.

At this time, Senator Kuroda rose to speak in favor of the appointment as follows:

"Mr. President, I rise to speak in favor of the appointment of General Siefermann.

"I suspect that another Senator may speak in favor of General Siefermann, but he will have a conflict of interest.

"I used to be a member of the National Guard; and in my long association with the reserve component, I have not heard the kind of favorable statements made about an adjutant general as the statements that have been made for General Siefermann. He is described to be a soldier's general, an airman's general and when the most important people, who count, make statements like that, it is a high attribute to an individual.

"General Siefermann is described to be a working general and I agree with these comments and urge that this Senate unanimously vote for the advise and

consent of General Siefermann. Thank you."

Senator Carpenter then added as follows:

"Mr. President, may I just add that in addition to being a soldier's general and an airman's general, yours truly considers him to be a sailor's general as well."

Roll Call having been ordered, the motion to advise and consent to the nomination of Valentine A. Siefermann as Adjutant General, term to expire December 6, 1982, was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Cayetano and Yee).

#### MISCELLANEOUS COMMUNICATION

A communication from Wilson P. Cannon, Jr., Chairman of the Board and Chief Executive Officer of Bank of Hawaii, (Misc. Com. No. 14) acknowledging receipt of the Senate resolution and comments concerning the Bank's role in the production of "Damien", was read by the Clerk and was placed on file.

#### ADJOURNMENT

At 11:26 o'clock a.m., on motion by Senator Mizuguchi, seconded by Senator Anderson and carried, the Senate adjourned until 11:00 o'clock a.m., Wednesday, March 14, 1979.