

## FIFTY-SECOND DAY

Monday, April 9, 1979

The Senate of the Tenth Legislature of the State of Hawaii, Regular Session of 1979, convened at 12:00 o'clock noon, with the President in the Chair.

The Divine Blessing was invoked by Rabbi Julius Nodel, Temple Emanu-el, after which the Roll was called showing all Senators present, with the exception of Senators Anderson, George and Ushijima, who were excused.

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

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

Senator Campbell introduced Ms. Jamie Deckoff, Graduate of Albert Einstein Medical School, presently an intern at Queen's Medical Center.

Senator Soares, on behalf of Senator Anderson and the Senators from the Seventh Senatorial District, introduced 10 members of the Kalima Hana O'Lo'no Senior Citizens Club.

Senator Chong introduced Ms. Jo-Dee Young, a consumer advocate and medical records expert.

Senator Ajifu introduced Mrs. Henriette Chang, a member of the Koolau Senior Citizens Group of Kaneohe.

## MESSAGE FROM THE GOVERNOR

A message from the Governor (Gov. Msg. No. 116) transmitting a copy of the Annual Report, prepared by the State Immigrant Services Center of the Commission on Manpower and Full Employment, pursuant to Section 202-9, Hawaii Revised Statutes, was read by the Clerk and was referred to the Committee on Human Resources.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 425 to 433) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 425), returning Senate Concurrent Resolution No. 84, which was adopted by the House of Representatives on April 6, 1979, was placed on file.

A communication from the House (Hse. Com. No. 426), returning Senate Concurrent Resolution No. 85, which was adopted by the House of Representatives on April

6, 1979, was placed on file.

A communication from the House (Hse. Com. No. 427), returning Senate Concurrent Resolution No. 86, which was adopted by the House of Representatives on April 6, 1979, was placed on file.

A communication from the House (Hse. Com. No. 428) informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following measures:

H.B. No. 1, H.D. 1;  
H.B. No. 2, H.D. 1;  
H.B. No. 14, H.D. 1;  
H.B. No. 20, H.D. 1;  
H.B. No. 1473, H.D. 1; and  
H.B. No. 1639, H.D. 1,

and has requested a conference on the subject matters thereof, in consequence of which, on April 6, 1979, the Speaker appointed Representatives Suwa, Chairman, Morioka, Crozier, de Heer, Fukunaga, Hashimoto, Holt, Ige, Inaba, Kobayashi, Kunimura, Sakamoto, Takitani, Lacy, Narvaes and Sutton as Managers on the part of the House for the consideration of said amendments, was placed on file.

By unanimous consent, action on the following bills was deferred until Tuesday, April 10, 1979:

H.B. No. 1, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET";

H.B. No. 2, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY BUDGET";

H.B. No. 14, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAX REVIEW COMMISSION";

H.B. No. 20, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGETARY PROCESS";

H.B. No. 1473, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII WING, CIVIL AIR PATROL"; and

H.B. No. 1639, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR ADJUSTMENT AUTHORIZED BY CHAPTER 89C, HAWAII REVISED STATUTES".

A communication from the House (Hse. Com. No. 429) informing the Senate that the House has disagreed to the amendments proposed by the Senate to House Bill No. 48, H.D. 2, and has requested a conference on the subject matter thereof,

in consequence of which, on April 6, 1979, the Speaker appointed Representatives Takamine, Chairman, de Heer, Kiyabu, Machida and Marumoto as Managers on the part of the House for the consideration of said amendments, was placed on file.

By unanimous consent, action on H.B. No. 48, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PROGRAM FOR THE UNEMPLOYED", was deferred until Tuesday, April 10, 1979.

A communication from the House (Hse. Com. No. 430) informing the Senate that the House has disagreed to the amendments proposed by the Senate to House Bill No. 544, and has requested a conference on the subject matter thereof, in consequence of which on April 6, 1979, the Speaker appointed Representatives Takamine, Chairman, Dods, Hagino, Say and Medeiros as Managers on the part of the House for the consideration of said amendments, was placed on file.

By unanimous consent, action on H.B. No. 544, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL CARCINOGENS", was deferred until Tuesday, April 10, 1979.

A communication from the House (Hse. Com. No. 431) informing the Senate that pursuant to the disagreement of the Senate to the amendments proposed by the House to the following measures:

S.B. No. 1096, S.D. 2;  
S.B. No. 1097, S.D. 2;  
S.B. No. 1098, S.D. 2;  
S.B. No. 1099, S.D. 2;  
S.B. No. 1100, S.D. 2;  
S.B. No. 1101, S.D. 2;  
S.B. No. 1102, S.D. 2;  
S.B. No. 1103, S.D. 2;  
S.B. No. 1104, S.D. 2;  
S.B. No. 1105, S.D. 2;  
S.B. No. 1106, S.D. 2; and  
S.B. No. 1108, S.D. 2,

and the request for a conference on the subject matter of said amendments, on April 6, 1979, the Speaker appointed Representatives Suwa, Chairman, Morioka, Crozier, de Heer, Fukunaga, Hashimoto, Holt, Ige, Inaba, Kobayashi, Kunimura, Sakamoto, Takitani, Lacy, Narvaes 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. 432) informing the Senate that the House has disagreed to the amendments proposed by the Senate to House Bill No. 1686, H.D. 2, and has requested a conference on the subject matter thereof, in consequence of which on April 6, 1979, the Speaker appointed Representatives

Shito, Chairman, Aki, Ige, Lee, Ushijima and Lacy as Managers on the part of the House for the consideration of said amendments, was placed on file.

By unanimous consent, action on H.B. No. 1686, H.D. 2, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY", was deferred until Tuesday, April 10, 1979.

A communication from the House (Hse. Com. No. 433) informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following measures:

H.B. No. 80, H.D. 2;  
H.B. No. 82, H.D. 1;  
H.B. No. 92, H.D. 2;  
H.B. No. 95, H.D. 2;  
H.B. No. 98, H.D. 2;  
H.B. No. 99, H.D. 1;  
H.B. No. 102, H.D. 1;  
H.B. No. 166, H.D. 1;  
H.B. No. 173, H.D. 1;  
H.B. No. 181, H.D. 1;  
H.B. No. 282, H.D. 1;  
H.B. No. 417, H.D. 2;  
H.B. No. 421, H.D. 1;  
H.B. No. 424, H.D. 1;  
H.B. No. 438;  
H.B. No. 451;  
H.B. No. 479, H.D. 1;  
H.B. No. 520, H.D. 1;  
H.B. No. 531;  
H.B. No. 556;  
H.B. No. 583, H.D. 2;  
H.B. No. 643, H.D. 1;  
H.B. No. 723, H.D. 1;  
H.B. No. 732;  
H.B. No. 748;  
H.B. No. 890, H.D. 1;  
H.B. No. 921, H.D. 1;  
H.B. No. 923, H.D. 1;  
H.B. No. 1004;  
H.B. No. 1140, H.D. 1;  
H.B. No. 1143, H.D. 1;  
H.B. No. 1215, H.D. 1;  
H.B. No. 1216, H.D. 1;  
H.B. No. 1232;  
H.B. No. 1341;  
H.B. No. 1386, H.D. 1;  
H.B. No. 1432, H.D. 1;  
H.B. No. 1459, H.D. 1;  
H.B. No. 1557, H.D. 1;  
H.B. No. 1588;  
H.B. No. 1627;  
H.B. No. 1634, H.D. 1;  
H.B. No. 1642, H.D. 1;  
H.B. No. 1646, H.D. 1;  
H.B. No. 1647, H.D. 2;  
H.B. No. 1667;  
H.B. No. 1671, H.D. 1; and  
H.B. No. 1716,

was placed on file.

By unanimous consent, action on the following bills was deferred until Tuesday,

April 10, 1979.

H.B. No. 80, H.D. 2, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
NURSING HOMES";

H.B. No. 82, H.D. 1, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
THE HAWAII REGULATORY LICENSING  
REFORM ACT";

H.B. No. 92, H.D. 2, S.D. 2, entitled:  
"A BILL FOR AN ACT RELATING TO  
THE JUDICIARY";

H.B. No. 95, H.D. 2, S.D. 2, entitled:  
"A BILL FOR AN ACT RELATING TO  
THE GRAND JURY";

H.B. No. 98, H.D. 2, S.D. 2, entitled:  
"A BILL FOR AN ACT RELATING TO  
THE JUDICIAL SALARY COMMISSION";

H.B. No. 99, H.D. 1, S.D. 2, entitled:  
"A BILL FOR AN ACT RELATING TO  
THE JUDICIARY";

H.B. No. 102, H.D. 1, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
QUIETING TITLE";

H.B. No. 166, H.D. 1, S.D. 2, entitled:  
"A BILL FOR AN ACT RELATING TO  
FOOD, DRUGS, AND COSMETICS";

H.B. No. 173, H.D. 1, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
INTOXICATING LIQUOR";

H.B. No. 181, H.D. 1, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
MOTOR CARRIER LAW";

H.B. No. 282, H.D. 1, S.D. 2, entitled:  
"A BILL FOR AN ACT RELATING TO  
CRIMINAL HISTORY RECORD INFORMATION";

H.B. No. 417, H.D. 2, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
PLASTIC BOTTLES";

H.B. No. 421, H.D. 1, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
CRIMINAL PROCEDURE: DEFERRED  
ACCEPTANCE OF GUILTY PLEA";

H.B. No. 424, H.D. 1, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
CRIMINAL TAMPERING";

H.B. No. 438, S.D. 1, entitled: "A  
BILL FOR AN ACT RELATING TO SEXUAL  
OFFENSES";

H.B. No. 451, S.D. 1, entitled: "A  
BILL FOR AN ACT RELATING TO PROMOTING  
A DANGEROUS DRUG";

H.B. No. 479, H.D. 1, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
ADVERTISING BY OPTOMETRISTS";

H.B. No. 520, H.D. 1, S.D. 2, entitled:  
"A BILL FOR AN ACT RELATING TO  
MINORS";

H.B. No. 531, S.D. 1, entitled: "A  
BILL FOR AN ACT RELATING TO PROFES-  
SIONAL ENGINEERS, ARCHITECTS,  
SURVEYORS, AND LANDSCAPE ARCHI-  
TECTS";

H.B. No. 556, S.D. 2, entitled: "A  
BILL FOR AN ACT RELATING TO MONO-  
POLIES; RESTRAINT OF TRADE";

H.B. No. 583, H.D. 2, S.D. 2, entitled:  
"A BILL FOR AN ACT RELATING TO  
ENVIRONMENTAL QUALITY AND LITTER  
CONTROL";

H.B. No. 643, H.D. 1, S.D. 2, entitled:  
"A BILL FOR AN ACT RELATING TO  
ELECTIONS";

H.B. No. 723, H.D. 1, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
FRAUDULENT CLAIMS SUBMITTED  
AGAINST THE STATE";

H.B. No. 732, S.D. 2, entitled: "A  
BILL FOR AN ACT RELATING TO THE  
HAWAII CAPITAL LOAN PROGRAM";

H.B. No. 748, S.D. 1, entitled: "A  
BILL FOR AN ACT RELATING TO HORIZON-  
TAL PROPERTY REGIMES";

H.B. No. 890, H.D. 1, S.D. 3, entitled:  
"A BILL FOR AN ACT RELATING TO  
AN OFFICE ON HAWAIIAN AFFAIRS";

H.B. No. 921, H.D. 1, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
THE ISSUANCE OF TEMPORARY RESTRAIN-  
ING ORDERS IN CASES OF SPOUSE  
ABUSE AND OTHER DOMESTIC VIOLENCE";

H.B. No. 923, H.D. 1, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
OFFENSES AGAINST PROPERTY RIGHTS";

H.B. No. 1004, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
DURESS";

H.B. No. 1140, H.D. 1, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
STATUTORY REVISION; AMENDING  
OR REPEALING VARIOUS PROVISIONS  
OF THE HAWAII REVISED STATUTES  
FOR THE PURPOSE OF CORRECTING  
ERRORS, CLARIFYING LANGUAGE,  
CORRECTING REFERENCES, AND DELETING  
OBSOLETE OR UNNECESSARY PROVISIONS";

H.B. No. 1143, H.D. 1, S.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
THE METROPOLITAN PLANNING ORGANI-  
ZATION";

H.B. No. 1215, H.D. 1, S.D. 3, entitled:  
"A BILL FOR AN ACT TO AMEND SECTION

46-6, HAWAII REVISED STATUTES, RELATING TO PARKS AND PLAYGROUNDS FOR SUBDIVISIONS";

H.B. No. 1216, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE";

H.B. No. 1232, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE";

H.B. No. 1341, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLD";

H.B. No. 1386, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMES";

H.B. No. 1432, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDES";

H.B. No. 1459, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOWING COMPANIES OR REPAIR BUSINESSES";

H.B. No. 1557, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY COMMITTEES ON THE STATUS OF WOMEN";

H.B. No. 1588, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DEGREE GRANTING INSTITUTIONS";

H.B. No. 1627, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY AFFAIRS";

H.B. No. 1634, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COSTS, ATTORNEY'S FEES AND JURY TRIALS UNDER THE STATE TORT LIABILITY ACT";

H.B. No. 1642, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT";

H.B. No. 1646, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY";

H.B. No. 1647, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADDITIONAL SUPPORT TO THE UNIVERSITY OF HAWAII FROM EXTRAMURAL FUNDS";

H.B. No. 1667, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY LAW";

H.B. No. 1671, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING"; and

H.B. No. 1716, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

EMBLEMS AND SYMBOLS".

At 12:15 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:16 o'clock p.m.

#### SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 87 to 119) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 87), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING STUDY OF HEALTH INFORMATION NEEDS OF THE STATE OF HAWAII AND THE RECOMMENDATION OF PERTINENT LEGISLATION THEREFOR", was jointly offered by Senators Carpenter, Chong, Abercrombie, Saiki, Ajifu, Soares, Takitani, Kuroda, Yamasaki, Campbell, Yee, Cobb, Young and Kawasaki.

By unanimous consent, S.C.R. No. 87 was referred to the Committee on Health, then to the Committee on Legislative Management.

A concurrent resolution (S.C.R. No. 88), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON SHORELINE SAFETY", was offered by Senator Yamasaki, by request.

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

A concurrent resolution (S.C.R. No. 89), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESS TO ENACT SUGAR LEGISLATION FOR THE BENEFIT OF THE AMERICAN CONSUMER", was jointly offered by Senators Cobb, Yamasaki, Chong, Carpenter, Yim, Ajifu, Kuroda, Yee, Soares, Ushijima, Hara, Young and Cayetano.

By unanimous consent, S.C.R. No. 89 was referred to the Committee on Agriculture.

A concurrent resolution (S.C.R. No. 90), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF SPECIAL PURPOSE REVENUE BONDS FOR HEALTH CARE FACILITIES", was jointly offered by Senators Carpenter, Chong, Saiki, Cobb, Young, Yamasaki, Kawasaki, Ajifu, Kuroda and Campbell.

By unanimous consent, S.C.R. No. 90 was referred to the Committee on

Health, then to the Committee on Legislative Management.

A concurrent resolution (S.C.R. No. 91), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF PUBLIC PURCHASING FOR PRIVATE NONPROFIT HEALTH CARE FACILITIES", was jointly offered by Senators Carpenter, Abercrombie, Chong, Young, Kuroda, Cobb, Yamasaki, Kawasaki, Ajifu and Campbell.

By unanimous consent, S.C.R. No. 91 was referred to the Committee on Health.

A concurrent resolution (S.C.R. No. 92), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE DEVELOPMENT OF THE FUNCTIONAL PLAN FOR AGRICULTURE", was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 92 was referred to the Committee on Agriculture.

A concurrent resolution (S.C.R. No. 93), entitled: "SENATE CONCURRENT RESOLUTION DECLARING LEGISLATIVE SUPPORT FOR, AND URGING ALL GOVERNMENT AGENCIES TO SUPPORT THE DEVELOPMENT AND UTILIZATION OF, ALTERNATE ENERGY RESOURCES", was offered by Senator Yim.

By unanimous consent, S.C.R. No. 93 was referred to the Committee on Economic Development.

A concurrent resolution (S.C.R. No. 94), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO A STUDY OF THE JUVENILE JUSTICE PLAN AND SUPPLEMENT", was offered by Senator O'Connor.

By unanimous consent, S.C.R. No. 94 was referred to the Committee on Judiciary.

A concurrent resolution (S.C.R. No. 95), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE ESTABLISHMENT OF A RESIDENTIAL CARE HOME FACILITY AT HALE MOHALU, PEARL CITY", was offered by Senator Carpenter.

By unanimous consent, S.C.R. No. 95 was referred to the Committee on Health, then to the Committee on Legislative Management.

A concurrent resolution (S.C.R. No. 96), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ALLOW FOR LIABILITY COVERAGE OF VOLUNTEER TECHNICIANS FOR THE PROPOSED KONA RECOMPRESSION CHAMBER SERVICE", was offered by

Senator Carpenter.

By unanimous consent, S.C.R. No. 96 was referred jointly to the Committee on Health and the Committee on Judiciary.

A concurrent resolution (S.C.R. No. 97), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE RETENTION OF MEDICAL RECORDS", was offered by Senator Carpenter.

By unanimous consent, S.C.R. No. 97 was referred jointly to the Committee on Health and the Committee on Judiciary, then to the Committee on Legislative Management.

A concurrent resolution (S.C.R. No. 98), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO USE THE DECLARATION METHOD IN DETERMINING ELIGIBILITY FOR FAMILY PLANNING SERVICES", was offered by Senator Carpenter.

By unanimous consent, S.C.R. No. 98 was referred to the Committee on Health:

A concurrent resolution (S.C.R. No. 99), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII CONGRESSIONAL DELEGATION TO ASK THE U.S. CONGRESS TO REVIEW APPROPRIATIONS UNDER THE PUBLIC HEALTH SERVICE ACT, SECTION 314D", was offered by Senator Carpenter.

By unanimous consent, S.C.R. No. 99 was referred to the Committee on Health.

A concurrent resolution (S.C.R. No. 100), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE PEOPLE OF THE STATE WHO ARE UNABLE TO BEAR THE BURDEN OF HEALTH CARE COSTS AND WHO DO NOT QUALIFY FOR STATE AID", was offered by Senator Carpenter.

By unanimous consent, S.C.R. No. 100 was referred to the Committee on Health, then to the Committee on Legislative Management.

A concurrent resolution (S.C.R. No. 101), entitled: "SENATE CONCURRENT RESOLUTION OPPOSING THE ACQUISITION OF KALAUPAPA SETTLEMENT BY THE FEDERAL GOVERNMENT AND THE CREATION OF A NATIONAL HISTORICAL PARK AT KALAUPAPA SETTLEMENT ON MOLOKAI", was offered by Senator Yee.

By unanimous consent, S.C.R. No. 101 was referred to the Committee on Health.

A concurrent resolution (S.C.R. No. 102), entitled: "SENATE CONCURRENT

RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO STUDY THE METHODS FOR AUTOMATICALLY CONFORMING THE STATE INCOME TAX LAW WITH THE FEDERAL INTERNAL REVENUE CODE, AND THEIR RELATIVE IMPACT ON EXISTING TAX POLICY, ADMINISTRATION, AND TAXPAYER COMPLIANCE", was jointly offered by Senators Cayetano and Toyofuku.

By unanimous consent, S.C.R. No. 102 was referred to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 103), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN INTERIM STUDY OF THE FEASIBILITY OF INTERFACING THE CONTRIBUTION AND BENEFIT PROGRAMS OF THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII WITH THOSE OF THE SOCIAL SECURITY SYSTEM", was jointly offered by Senators Cayetano and Toyofuku.

By unanimous consent, S.C.R. No. 103 was referred to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 104), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF ADOPTING THE FEDERAL METHOD OF COMPUTING THE STANDARD DEDUCTION THROUGH ZERO BRACKET AMOUNTS", was offered by Senator Cayetano.

By unanimous consent, S.C.R. No. 104 was referred to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 105), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE PROPOSED MODIFICATIONS TO THE HAWAII RULES OF EVIDENCE BE INTRODUCED IN THIS SESSION OF THE LEGISLATURE, THEN STUDIED DURING THE INTERIM PERIOD BETWEEN THE REGULAR SESSION OF 1979 AND THE REGULAR SESSION OF 1980", was offered by Senator O'Connor.

By unanimous consent, S.C.R. No. 105 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A concurrent resolution (S.C.R. No. 106), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT AN INTERIM STUDY BE CONDUCTED ON THE COORDINATION BETWEEN THE SUB-UNITS OF THE STATE CRIMINAL JUSTICE SYSTEM", was offered by Senator O'Connor.

By unanimous consent, S.C.R. No. 106 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A concurrent resolution (S.C.R. No. 107), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF LAWS RELATING TO GUARDIANSHIP, CIVIL COMMITMENT, AND PROTECTIVE SERVICES", was offered by Senator O'Connor.

By unanimous consent, S.C.R. No. 107 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A concurrent resolution (S.C.R. No. 108), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO APPOINTMENT OF THE CHAIRMAN OF THE HAWAII CRIME COMMISSION", was offered by Senator O'Connor.

By unanimous consent, S.C.R. No. 108 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A concurrent resolution (S.C.R. No. 109), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO RESIDENTIAL TREATMENT FACILITIES FOR MENTAL HEALTH AND/OR SUBSTANCE ABUSE PATIENTS", was offered by Senator O'Connor.

By unanimous consent, S.C.R. No. 109 was referred to the Committee on Health.

A concurrent resolution (S.C.R. No. 110), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO RECOMMEND FAVORABLE ACTION BY THE GOVERNOR TOWARD THE ECONOMIC DEVELOPMENT MERITS OF THE HILO BAYFRONT DEVELOPMENT PLAN", was jointly offered by Senators Hara and Carpenter.

By unanimous consent, S.C.R. No. 110 was referred to the Committee on Economic Development.

A concurrent resolution (S.C.R. No. 111), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE MAYOR AND COUNCIL OF THE CITY AND COUNTY OF HONOLULU TO SUPPORT RECOGNITION OF THE BLAISDELL HOTEL AS A HISTORIC PROPERTY", was jointly offered by Senators Carroll, Saiki, Takitani, Carpenter, Yamasaki, Hara, Campbell, Chong and Ajifu.

By unanimous consent, S.C.R. No. 111 was referred to the Committee on Intergovernmental Relations.

A concurrent resolution (S.C.R. No. 112), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN INTERIM STUDY OF THE REVISION OF THE HAWAII

REVISED STATUTES", was offered by Senator O'Connor.

By unanimous consent, action on S.C.R. No. 112 was deferred until Tuesday, April 10, 1979.

A concurrent resolution (S.C.R. No. 113), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN INTERIM STUDY OF THE PROPOSED STATE TOURISM FUNCTIONAL PLAN", was jointly offered by Senators Kuroda, Takitani, Cobb and Kawasaki.

By unanimous consent, action on S.C.R. No. 113 was deferred until Tuesday, April 10, 1979.

A concurrent resolution (S.C.R. No. 114), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE CONTINUATION, PROMOTION AND EXPANSION OF THE VAN GO HAWAII PROGRAM", was jointly offered by Senators Mizuguchi, Kuroda, Chong, O'Connor, Yamasaki, Ajifu, Carroll, Toyofuku, Cobb, Takitani, Carpenter and Yim.

By unanimous consent, action on S.C.R. No. 114 was deferred until Tuesday, April 10, 1979.

A concurrent resolution (S.C.R. No. 115), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO MEMBERSHIP OF THE STATE OF HAWAII IN VARIOUS LOCAL, NATIONAL, AND INTERNATIONAL ORGANIZATIONS", was jointly offered by Senators Kuroda, Chong, Kawasaki and Carpenter.

By unanimous consent, action on S.C.R. No. 115 was deferred until Tuesday, April 10, 1979.

A concurrent resolution (S.C.R. No. 116), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO A GENERAL AVIATION AIRPORT ON OAHU", was jointly offered by Senators Mizuguchi, Cayetano, Toyofuku, Soares, Young, Kuroda and Chong.

By unanimous consent, action on S.C.R. No. 116 was deferred until Tuesday, April 10, 1979.

A concurrent resolution (S.C.R. No. 117), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW AND STUDY OF CERTIFIED PUBLIC ACCOUNTANCY REQUIREMENTS IN HAWAII", was jointly offered by Senators Cobb, Kuroda, Chong, Saiki, Ajifu, Soares, Yim, O'Connor, Campbell, Carroll, Yee and Young.

By unanimous consent, action on S.C.R. No. 117 was deferred until Tuesday, April 10, 1979.

A concurrent resolution (S.C.R. No. 118), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO UPGRADE THE POSITION OF NUTRITION CURRICULUM SPECIALIST", was jointly offered by Senators Carpenter and Young.

By unanimous consent, action on S.C.R. No. 118 was deferred until Tuesday, April 10, 1979.

A concurrent resolution (S.C.R. No. 119), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE SENATE COMMITTEE ON HOUSING AND HAWAIIAN HOMES AND THE HOUSE COMMITTEE ON HOUSING TO CONDUCT AN INTERIM STUDY ON THE STATE HOUSING PLAN", was jointly offered by Senators Young, Soares, Cayetano, Yim, Carpenter, Hara, Takitani and Ajifu.

By unanimous consent, action on S.C.R. No. 119 was deferred until Tuesday, April 10, 1979.

#### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 370 to 447) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 370), entitled: "SENATE RESOLUTION URGING THE STATE DEPARTMENT OF TRANSPORTATION TO EXPEDITE THE CONSTRUCTION OF A BYPASS ROUTE AROUND HALEIWA TOWN, OAHU", was jointly offered by Senators Kuroda, Cayetano, Mizuguchi and Young.

By unanimous consent, S.R. No. 370 was referred to the Committee on Transportation.

A resolution (S.R. No. 371), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF MINIMUM EDUCATIONAL REQUIREMENTS FOR ENTRY INTO THE PRACTICE OF NURSING", was jointly offered by Senators Carpenter, Abercrombie, Young, Soares, Campbell, Yamasaki, Kawasaki, Chong, Cobb and Cayetano.

By unanimous consent, S.R. No. 371 was referred to the Committee on Health.

A resolution (S.R. No. 372), entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY ON INCLUDING CHIROPRACTIC BENEFITS IN PREPAID HEALTH CARE COVERAGE", was jointly offered by Senators Carpenter, Chong, Abercrombie, Cobb, Young, Soares, Campbell, Yamasaki, Ushijima, Kawasaki and Cayetano.

By unanimous consent, S.R. No. 372 was referred to the Committee on Health, then to the Committee on Legislative

Management.

A resolution (S.R. No. 373), entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY OF THE USE OF DRUGS IN OPTOMETRIC PRACTICE", was jointly offered by Senators Carpenter, Abercrombie, Yee, Cobb, Young, Campbell, Yamasaki, Ushijima, Chong, Saiki, Kawasaki and Cayetano.

By unanimous consent, S.R. No. 373 was referred to the Committee on Health, then to the Committee on Legislative Management.

A resolution (S.R. No. 374), entitled: "SENATE RESOLUTION COMMENDING THE HOME BUILDERS ASSOCIATION OF HAWAII IN LAUNCHING THE FIRST SELF-REGULATED HOME OWNERS WARRANTY PROGRAM FOR NEW HOME BUYERS", was jointly offered by Senators Young, Cayetano, Ajifu, Takitani, Toyofuku, Cobb, Yamasaki, Ushijima, Mizuguchi, Soares, Hara, Saiki, George, Kuroda, Chong, Campbell, Abercrombie, O'Connor and Carpenter.

On motion by Senator Young, seconded by Senator Kawasaki and carried, S.R. No. 374 was adopted.

A resolution (S.R. No. 375), entitled: "SENATE RESOLUTION REQUESTING INTERIM STUDY OF ISSUES RELATING TO THE HAWAIIAN HOMES COMMISSION ACT OF 1920, AS AMENDED", was jointly offered by Senator Young, Hara, Cayetano, Takitani, Soares, Ajifu, Saiki, O'Connor, Mizuguchi, Campbell, Carpenter, Cobb, Chong, Yamasaki, Kuroda, George, Carroll, Abercrombie and Ushijima.

By unanimous consent, S.R. No. 375 was referred to the Committee on Housing and Hawaiian Homes, then to the Committee on Legislative Management.

A resolution (S.R. No. 376), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF LOCAL SALES ACTIVITIES RELATING TO CONDOMINIUMS LOCATED OUTSIDE HAWAII", was jointly offered by Senators Cobb, Chong, Carpenter, Yim, Ajifu, Kuroda, Saiki, Yee, Soares, Ushijima, Young and Cayetano.

By unanimous consent, S.R. No. 376 was referred to the Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management.

A resolution (S.R. No. 377), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF REDUCING THE COST OF ADMINISTERING THE NO-FAULT AUTOMOBILE INSURANCE COVERAGE PROVIDED PUBLIC ASSISTANCE RECIPIENTS", was jointly offered by Senators Cobb, Chong, Kuroda, Saiki, Yamasaki, Carpenter, Yim, Ajifu,

Yee, Soares, Young, Ushijima and Cayetano.

By unanimous consent, S.R. No. 377 was referred to the Committee on Consumer Protection and Commerce.

A resolution (S.R. No. 378), entitled: "SENATE RESOLUTION REQUESTING CONGRESS TO ENACT SUGAR LEGISLATION FOR THE BENEFIT OF THE AMERICAN CONSUMER", was jointly offered by Senators Cobb, Yamasaki, Chong, Carpenter, Yim, Ajifu, Kuroda, Saiki, Yee, Soares, Ushijima, Hara, Young and Cayetano.

By unanimous consent, S.R. No. 378 was referred to the Committee on Agriculture.

A resolution (S.R. No. 379), entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO PREPARE A DEFINITE PLAN FOR USE OF THE PRESENT SITE OF THE HAWAII YOUTH CORRECTIONAL FACILITY IN KAILUA, OAHU, HAWAII", was offered by Senator George.

By unanimous consent, S.R. No. 379 was referred to the Committee on Human Resources, then to the Committee on Legislative Management.

A resolution (S.R. No. 380), entitled: "SENATE RESOLUTION REQUESTING THE STATE AND CITY GOVERNMENTS TO STUDY THE POSSIBILITY OF ESTABLISHING A SENIOR CITIZEN CENTER AT MAKIKI PARK", was jointly offered by Senators Chong, Abercrombie, Carroll and Yee.

By unanimous consent, S.R. No. 380 was referred to the Committee on Human Resources, then to the Committee on Legislative Management.

A resolution (S.R. No. 381), entitled: "SENATE RESOLUTION REQUESTING THE STATE DEPARTMENT OF EDUCATION TO DEVELOP A COMPREHENSIVE PLAN TO IDENTIFY SCHOOLS WITH DECLINING ENROLLMENTS AND TO MAKE SUCH INFORMATION AVAILABLE TO THE COMMUNITY", was jointly offered by Senators Chong, Campbell, Carpenter, Ushijima, Cayetano, Yamasaki, Ajifu, Abercrombie and Soares.

By unanimous consent, S.R. No. 381 was referred to the Committee on Education.

A resolution (S.R. No. 382), entitled: "SENATE RESOLUTION HONORING INDIVIDUALS FOR COMMUNITY SERVICE IN THE RECENT DEDICATION AND CELEBRATION OF THE HONOLULU STADIUM PARK", was jointly offered by Senators Chong, Campbell, Carpenter, Cayetano, Hara, Saiki, Ushijima, Ajifu, Yamasaki, Soares and Abercrombie.

On motion by Senator Chong, seconded



by Senator Campbell and carried, S.R. No. 382 was adopted.

A resolution (S.R. No. 383), entitled: "SENATE RESOLUTION REQUESTING THE PAYMENT OF THE TOTAL COST OF EDUCATING EACH HANDICAPPED CHILD EDUCATED BY PRIVATE SPECIAL EDUCATION SCHOOLS", was jointly offered by Senators Campbell, Takitani, Carpenter, Cobb, Ajifu, Abercrombie, Chong, Young and Mizuguchi.

By unanimous consent, S.R. No. 383 was referred to the Committee on Education, then to the Committee on Ways and Means.

A resolution (S.R. No. 384), entitled: "SENATE RESOLUTION EXPRESSING THE SUPPORT FOR THE ESTABLISHMENT OF A FILM PROCESSING INDUSTRY IN HAWAII", was offered by Senator Yim.

By unanimous consent, S.R. No. 384 was referred to the Committee on Economic Development.

A resolution (S.R. No. 385), entitled: "SENATE RESOLUTION DECLARING LEGISLATIVE SUPPORT FOR, AND URGING ALL GOVERNMENT AGENCIES TO SUPPORT THE DEVELOPMENT AND UTILIZATION OF, ALTERNATE ENERGY RESOURCES", was offered by Senator Yim.

By unanimous consent, S.R. No. 385 was referred to the Committee on Economic Development.

A resolution (S.R. No. 386), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE ADEQUACY OF SIGNS AND OTHER EMBLEMS INDICATING THE LOCATION OF EMERGENCY MEDICAL FACILITIES AND HOSPITALS", was jointly offered by Senators Saiki, Soares, Abercrombie, Toyofuku, Carpenter, Cayetano, Young, Yamasaki, Ushijima, O'Connor, Mizuguchi, Kuroda, Carroll, Cobb, Hara, Campbell, Chong, Kawasaki, Yee, George, Yim, Ajifu and Anderson.

By unanimous consent, S.R. No. 386 was referred jointly to the Committee on Health and the Committee on Transportation.

A resolution (S.R. No. 387), entitled: "SENATE RESOLUTION REQUESTING SUPPORT AND FUNDING FOR THE LANGUAGE ARTS MULTI-CULTURAL PROGRAM (LAMP)", was jointly offered by Senators Ushijima and Campbell.

By unanimous consent, S.R. No. 387 was referred jointly to the Committee on Education and the Committee on Intergovernmental Relations, then to the Committee on Ways and Means.

A resolution (S.R. No. 388), entitled:

"SENATE RESOLUTION CONGRATULATING THE DEAF ACTION GROUP ON THEIR ACTIVITIES AND SERVICES AND WISHING THEM A SUCCESSFUL DEAF AWARENESS HAWAII PROGRAM FOR THE MONTH OF APRIL", was jointly offered by Senators Wong, Yim, Campbell, Chong and Yamasaki.

On motion by Senator Kawasaki, seconded by Senator Yim and carried, S.R. No. 388 was adopted.

At this time, Senator Kawasaki introduced to the members of the Senate the following officers of the Deaf Action Group: Dr. Wayne R. McKinney, President; Mrs. Georgia Morikawa, Chairperson, Deaf Awareness Hawaii; and Mr. Paul Tomiyasu, Vice President, who were presented with certified copies of the resolution. Mrs. Juanita Schiewek, interpreter for the group, was also introduced.

At 12:20 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:28 o'clock p.m.

A resolution (S.R. No. 389), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE POSSIBILITY OF ESTABLISHING COMPREHENSIVE STATUTES REGARDING THE USE AND OWNERSHIP OF FIREARMS", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 389 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A resolution (S.R. No. 390), entitled: "SENATE RESOLUTION REQUESTING AN INTERIM STUDY ON THE FEASIBILITY OF ESTABLISHING A DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONS", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 390 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A resolution (S.R. No. 391), entitled: "SENATE RESOLUTION REQUESTING THAT INTERIM HEARINGS BE CONDUCTED ON A PROPOSAL TO AMEND THE DISCRIMINATORY PRACTICES PORTION OF THE EMPLOYMENT PRACTICES LAW", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 391 was referred jointly to the Committee on Judiciary and the Committee on Human Resources, then to the Committee on Legislative Management.

A resolution (S.R. No. 392), entitled: "SENATE RESOLUTION REQUESTING THAT INTERIM HEARINGS BE CONDUCTED

ON HAWAII'S CORPORATION LAWS", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 392 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A resolution (S.R. No. 393), entitled: "SENATE RESOLUTION REQUESTING THAT INTERIM HEARINGS BE CONDUCTED ON HAWAII'S COMPARATIVE NEGLIGENCE LAWS", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 393 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A resolution (S.R. No. 394), entitled: "SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON JUDICIARY TO STUDY THE JUVENILE JUSTICE PLAN AND SUPPLEMENT", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 394 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A resolution (S.R. No. 395), entitled: "SENATE RESOLUTION REQUESTING THE EUTHANAIK REVIEW COMMITTEE OF THE HAWAIIAN HUMANE SOCIETY TO STUDY THE USE OF ALTERNATE MEANS TO EUTHANIZE ANIMALS", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 395 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A resolution (S.R. No. 396), entitled: "SENATE RESOLUTION RELATING TO GARNISHMENT", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 396 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A resolution (S.R. No. 397), entitled: "SENATE RESOLUTION RELATING TO HAWAIIAN ELECTRIC COMPANY'S CONTRIBUTION TO ENERGY RESEARCH", was offered by Senator Yim.

By unanimous consent, S.R. No. 397 was referred jointly to the Committee on Public Utilities and the Committee on Economic Development.

A resolution (S.R. No. 398), entitled: "SENATE RESOLUTION REQUESTING EVERY STATE DEPARTMENT AND COUNTY GOVERNMENT TO PRESENT REASONS FOR ITS NONCOMPLIANCE WITH THE MANDATES OF SECTION 94-6, HAWAII

REVISED STATUTES", was offered by Senator Campbell.

By unanimous consent, S.R. No. 398 was referred to the Committee on Government Operations and Efficiency.

A resolution (S.R. No. 399), entitled: "SENATE RESOLUTION REQUESTING A STUDY ON CANOE RACE SITES FOR STUDENTS", was offered by Senator Campbell.

By unanimous consent, S.R. No. 399 was referred to the Committee on Ecology, Environment and Recreation.

A resolution (S.R. No. 400), entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF THE STATE TRAFFIC TICKETING SYSTEM", was offered by Senator Yee.

By unanimous consent, S.R. No. 400 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A resolution (S.R. No. 401), entitled: "SENATE RESOLUTION REQUESTING CONCURRENCE BY THE U.S. DEPARTMENT OF INTERIOR WITH THE STATE DEPARTMENT OF LAND AND NATURAL RESOURCES FOR ACCESS INTO THE LAGOONS OF THE NORTHWESTERN HAWAIIAN ISLANDS TO CAPTURE BAITFISH FOR THE PURPOSES OF A SURVEY OF SURFACE TUNA RESOURCES OF THE LEEWARD HAWAIIAN ISLANDS", was jointly offered by Senators Yim and Yee.

By unanimous consent, S.R. No. 401 was referred to the Committee on Economic Development.

A resolution (S.R. No. 402), entitled: "SENATE RESOLUTION REQUESTING THE APPROVAL OF H.R. 884, RELATING TO CORRECTIONAL CONSTRUCTION AND PROGRAM ACT OF 1979", was offered by Senator Campbell.

By unanimous consent, S.R. No. 402 was referred to the Committee on Judiciary.

A resolution (S.R. No. 403), entitled: "SENATE RESOLUTION REQUESTING THE HAWAII CONGRESSIONAL DELEGATION TO ASK THE U.S. CONGRESS TO REVIEW APPROPRIATIONS UNDER THE PUBLIC HEALTH SERVICE ACT, SECTION 314D", was offered by Senator Carpenter.

By unanimous consent, S.R. No. 403 was referred to the Committee on Health.

A resolution (S.R. No. 404), entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE PEOPLE OF THE STATE WHO ARE UNABLE TO BEAR THE BURDEN

OF HEALTH CARE COSTS AND WHO DO NOT QUALIFY FOR STATE AID", was offered by Senator Carpenter.

By unanimous consent, S.R. No. 404 was referred to the Committee on Health, then to the Committee on Legislative Management.

A resolution (S.R. No. 405), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO USE THE DECLARATION METHOD IN DETERMINING ELIGIBILITY FOR FAMILY PLANNING SERVICES", was offered by Senator Carpenter.

By unanimous consent, S.R. No. 405 was referred to the Committee on Health.

A resolution (S.R. No. 406), entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE RETENTION OF MEDICAL RECORDS", was offered by Senator Carpenter.

By unanimous consent, S.R. No. 406 was referred jointly to the Committee on Health and the Committee on Judiciary, then to the Committee on Legislative Management.

A resolution (S.R. No. 407), entitled: "SENATE RESOLUTION RELATING TO THE ESTABLISHMENT OF A RESIDENTIAL CARE HOME FACILITY AT HALE MOHALU, PEARL CITY", was offered by Senator Carpenter.

By unanimous consent, S.R. No. 407 was referred to the Committee on Health, then to the Committee on Legislative Management.

A resolution (S.R. No. 408), entitled: "SENATE RESOLUTION OPPOSING THE ACQUISITION OF KALAUPAPA SETTLEMENT BY THE FEDERAL GOVERNMENT AND THE CREATION OF A NATIONAL HISTORICAL PARK AT KALAUPAPA SETTLEMENT ON MOLOKAI", was offered by Senator Yee.

By unanimous consent, S.R. No. 408 was referred to the Committee on Health.

A resolution (S.R. No. 409), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO STUDY THE METHODS FOR AUTOMATICALLY CONFORMING THE STATE INCOME TAX LAW WITH THE FEDERAL INTERNAL REVENUE CODE, AND THEIR RELATIVE IMPACT ON EXISTING TAX POLICY, ADMINISTRATION, AND TAXPAYER COMPLIANCE", was jointly offered by Senators Cayetano and Toyofuku.

By unanimous consent, S.R. No. 409 was referred to the Committee on Ways and Means.

A resolution (S.R. No. 410), entitled: "SENATE RESOLUTION REQUESTING AN INTERIM STUDY OF THE FEASIBILITY OF INTERFACING THE CONTRIBUTION AND BENEFIT PROGRAMS OF THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII WITH THOSE OF THE SOCIAL SECURITY SYSTEM", was jointly offered by Senators Cayetano and Toyofuku.

By unanimous consent, S.R. No. 410 was referred to the Committee on Ways and Means, then to the Committee on Legislative Management.

A resolution (S.R. No. 411), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF ADOPTING THE FEDERAL METHOD OF COMPUTING THE STANDARD DEDUCTION THROUGH ZERO BRACKET AMOUNTS", was offered by Senator Cayetano.

By unanimous consent, S.R. No. 411 was referred to the Committee on Ways and Means.

A resolution (S.R. No. 412), entitled: "SENATE RESOLUTION REQUESTING THAT THE PROPOSED MODIFICATIONS TO THE HAWAII RULES OF EVIDENCE BE INTRODUCED IN THIS SESSION OF THE LEGISLATURE, THEN STUDIED DURING THE INTERIM PERIOD BETWEEN THE REGULAR SESSION OF 1979 AND THE REGULAR SESSION OF 1980", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 412 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A resolution (S.R. No. 413), entitled: "SENATE RESOLUTION REQUESTING THAT AN INTERIM STUDY BE CONDUCTED ON THE COORDINATION BETWEEN THE SUB-UNITS OF THE STATE CRIMINAL JUSTICE SYSTEM", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 413 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A resolution (S.R. No. 414), entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF LAWS RELATING TO GUARDIANSHIP, CIVIL COMMITMENT, AND PROTECTIVE SERVICES", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 414 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A resolution (S.R. No. 415), entitled: "SENATE RESOLUTION REQUESTING INTERIM STUDY AND INTERIM PUBLIC

HEARINGS ON CONSTITUTIONAL AMENDMENTS", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 415 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A resolution (S.R. No. 416), entitled: "SENATE RESOLUTION RELATING TO TOUR BUSES ON NUUANU PALI DRIVE", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 416 was referred jointly to the Committee on Judiciary and the Committee on Health, then to the Committee on Legislative Management.

A resolution (S.R. No. 417), entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE RETENTION OF MEDICAL RECORDS", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 417 was referred to the Committee on Health, then to the Committee on Legislative Management.

A resolution (S.R. No. 418), entitled: "SENATE RESOLUTION RELATING TO RESIDENTIAL TREATMENT FACILITIES FOR MENTAL HEALTH AND/OR SUBSTANCE ABUSE PATIENTS", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 418 was referred to the Committee on Health.

A resolution (S.R. No. 419), entitled: "SENATE RESOLUTION REQUESTING THE STATE DIRECTOR OF TRANSPORTATION TO CONDUCT A STUDY ON INTER-ISLAND SEA TRANSPORTATION", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 419 was referred to the Committee on Transportation.

A resolution (S.R. No. 420), entitled: "SENATE RESOLUTION REQUESTING THAT INTERIM HEARINGS BE CONDUCTED ON A PROPOSAL TO AMEND THE DISCRIMINATORY PRACTICES PORTION OF THE EMPLOYMENT PRACTICES LAW", was offered by Senator Chong.

By unanimous consent, S.R. No. 420 was referred to the Committee on Human Resources, then to the Committee on Legislative Management.

A resolution (S.R. No. 421), entitled: "SENATE RESOLUTION REQUESTING HOSPITALS AND OTHER MEDICAL FACILITIES IN HAWAII TO RETAIN MEDICAL RECORDS PENDING A STUDY BY THE LEGISLATIVE REFERENCE BUREAU ON MEDICAL RECORDS RETENTION POLICY", was jointly offered

by Senators Chong and Carpenter.

By unanimous consent, S.R. No. 421 was referred to the Committee on Health, then to the Committee on Legislative Management.

A resolution (S.R. No. 422), entitled: "SENATE RESOLUTION REQUESTING THE CITY COUNCIL OF HONOLULU TO RETAIN ORDINANCE 78-73 RELATING TO THE COMPREHENSIVE ZONING CODE IN ITS PRESENT FORM AND NOT TO REDUCE ITS IMPACT BY PASSING BILL 84 NOW BEFORE IT", was jointly offered by Senators Chong and Carpenter.

By unanimous consent, S.R. No. 422 was referred jointly to the Committee on Intergovernmental Relations and the Committee on Economic Development.

A resolution (S.R. No. 423), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO RECOMMEND FAVORABLE ACTION BY THE GOVERNOR TOWARD THE ECONOMIC DEVELOPMENT MERITS OF THE HILO BAYFRONT DEVELOPMENT PLAN", was jointly offered by Senators Hara and Carpenter.

By unanimous consent, S.R. No. 423 was referred to the Committee on Economic Development.

A resolution (S.R. No. 424), entitled: "SENATE RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO UNDERTAKE A STUDY TO DETERMINE THE EXTENT TO WHICH THE PUBLIC UTILITIES MAY USE ALTERNATE SOURCE OF ENERGY PRODUCING PRODUCTS AND THE INCENTIVES THAT MAY BE AVAILABLE TO THEM FOR THEIR USE", was offered by Senator Chong.

By unanimous consent, S.R. No. 424 was referred to the Committee on Public Utilities.

A resolution (S.R. No. 425), entitled: "SENATE RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO UNDERTAKE A STUDY ON THE ECONOMIC IMPACT THAT THE STATE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS WILL HAVE ON THE GENERAL PUBLIC", was offered by Senator Chong.

By unanimous consent, S.R. No. 425 was referred to the Committee on Public Utilities.

A resolution (S.R. No. 426), entitled: "SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON PUBLIC UTILITIES TO CONDUCT AN INTERIM STUDY ON THE PUBLIC UTILITIES PROGRAM", was offered by Senator Chong.

By unanimous consent, S.R. No. 426 was referred to the Committee on Public Utilities.

A resolution (S.R. No. 427), entitled: "SENATE RESOLUTION SUBMITTING TO THE SENATE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON EXCHANGES", was offered by Senator Yim.

By unanimous consent, S.R. No. 427 was referred to the Committee on Economic Development.

A resolution (S.R. No. 428), entitled: "SENATE RESOLUTION REQUESTING AN INTERIM STUDY OF THE REVISION OF THE HAWAII REVISED STATUTES", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 428 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

A resolution (S.R. No. 429), entitled: "SENATE RESOLUTION REQUESTING THE MAYOR AND COUNCIL OF THE CITY AND COUNTY OF HONOLULU TO SUPPORT RECOGNITION OF THE BLAISDELL HOTEL AS A HISTORIC PROPERTY", was jointly offered by Senators Carroll, Saiki, Takitani, Carpenter, Yamasaki, Hara, Campbell, Chong and Ajifu.

By unanimous consent, S.R. No. 429 was referred to the Committee on Intergovernmental Relations.

A resolution (S.R. No. 430), entitled: "SENATE RESOLUTION REQUESTING THE OFFICE OF CONSUMER PROTECTION TO CONDUCT AN INVESTIGATION INTO THE SALES PRACTICES USED IN THE MARKETING OF TIME-SHARE OFFERINGS", was jointly offered by Senators Carroll, Takitani, Toyofuku, Carpenter, Yamasaki and Chong.

By unanimous consent, S.R. No. 430 was referred to the Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management.

A resolution (S.R. No. 431), entitled: "SENATE RESOLUTION REQUESTING THAT INTERIM HEARINGS BE CONDUCTED ON THE CONCEPT OF TRANSFER OF DEVELOPMENT RIGHTS", was offered by Senator O'Connor.

By unanimous consent, S.R. No. 431 was referred jointly to the Committee on Judiciary, the Committee on Economic Development and the Committee on Intergovernmental Relations, then to the Committee on Legislative Management.

A resolution (S.R. No. 432), entitled:

"SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO RECOGNIZE THE EXCEPTIONAL ACCOMPLISHMENTS OF THE ENVIRONMENTAL STUDIES PROGRAM", was offered by Senator Abercrombie.

By unanimous consent, action on S.R. No. 432 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 433), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE APPROPRIATE ORGANIZATIONAL ASSIGNMENT OF ENVIRONMENTAL FUNCTIONS", was jointly offered by Senators Hara, Abercrombie, Yim, O'Connor, Saiki, Takitani, Ajifu, Chong, Mizuguchi, Soares, Kawasaki, Cayetano, Yamasaki, Campbell, Carpenter, Cobb, Yee, Young and Toyofuku.

By unanimous consent, action on S.R. No. 433 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 434), entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF EDUCATION TO RECONSIDER THE LIMITATION IMPOSED ON JROTC PROGRAMS IN PUBLIC HIGH SCHOOLS", was jointly offered by Senators Kuroda, Campbell, Carpenter, Carroll, Toyofuku, Soares, Yee, Ushijima, Saiki, Cobb, Anderson, Kawasaki, Hara, Wong, O'Connor, George, Cayetano, Young and Mizuguchi.

By unanimous consent, action on S.R. No. 434 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 435), entitled: "SENATE RESOLUTION REQUESTING AN INTERIM STUDY OF THE PROPOSED STATE TOURISM FUNCTIONAL PLAN", was jointly offered by Senators Kuroda, Takitani, Cobb and Kawasaki.

By unanimous consent, action on S.R. No. 435 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 436), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO REVIEW THE PARKING FACILITIES, POLICIES AND RATES OF ALL STATE AND COUNTY AGENCIES AND THEIR IMPACT ON TRAFFIC CONGESTION IN HAWAII", was jointly offered by Senators Mizuguchi, Kuroda, Chong, O'Connor, Yamasaki, Kawasaki, Hara, Ajifu, Toyofuku, Cobb, Campbell, Carroll, Takitani, Carpenter and Yim.

By unanimous consent, action on S.R. No. 436 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 437), entitled: "SENATE RESOLUTION RELATING TO THE CONTINUATION, PROMOTION AND

EXPANSION OF THE VAN GO HAWAII PROGRAM", was jointly offered by Senators Mizuguchi, Kuroda, Chong, O'Connor, Yamasaki, Kawasaki, Ajifu, Carroll, Toyofuku, Cobb, Takitani, Carpenter and Yim.

By unanimous consent, action on S.R. No. 437 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 438), entitled: "SENATE RESOLUTION RELATING TO MEMBERSHIP OF THE STATE OF HAWAII IN VARIOUS LOCAL, NATIONAL, AND INTERNATIONAL ORGANIZATIONS", was jointly offered by Senators Kuroda, Kawasaki, Carpenter and Chong.

By unanimous consent, action on S.R. No. 438 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 439), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF PERSONNEL SERVICES TO REVIEW COMPENSATION PLANS FOR ALL THIRTEEN COLLECTIVE BARGAINING UNITS", was offered by Senator Wong.

By unanimous consent, action on S.R. No. 439 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 440), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF SALARY SCHEDULES FOR STATE AND COUNTY EMPLOYEES IN COLLECTIVE BARGAINING UNIT NOS. 1 AND 2", was offered by Senator Wong.

By unanimous consent, action on S.R. No. 440 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 441), entitled: "SENATE RESOLUTION RELATING TO A GENERAL AVIATION AIRPORT ON OAHU", was offered by Senator Mizuguchi.

By unanimous consent, action on S.R. No. 441 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 442), entitled: "SENATE RESOLUTION REQUESTING A REVIEW AND STUDY OF CERTIFIED PUBLIC ACCOUNTANCY REQUIREMENTS IN HAWAII", was jointly offered by Senators Cobb, Saiki, Ajifu, Soares, Yim, O'Connor, Campbell, Carroll, Yee, Chong and Young.

By unanimous consent, action on S.R. No. 442 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 443), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO UPGRADE THE POSITION OF NUTRITION CURRICULUM

SPECIALIST", was jointly offered by Senators Carpenter and Young.

By unanimous consent, action on S.R. No. 443 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 444), entitled: "SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON HOUSING AND HAWAIIAN HOMES TO CONDUCT AN INTERIM STUDY ON THE STATE HOUSING PLAN", was jointly offered by Senators Young, Soares, Cayetano, Yim, Carpenter, Hara, Takitani and Ajifu.

By unanimous consent, action on S.R. No. 444 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 445), entitled: "SENATE RESOLUTION URGING PASSAGE OF FEDERAL LEGISLATION TO PROVIDE TAX CREDIT TO EMPLOYERS HIRING DISPLACED HOMEMAKERS AND REQUESTING DEVELOPMENT OF SIMILAR LEGISLATION FOR HAWAII", was jointly offered by Senators Young, Carpenter, Takitani, Cayetano, Kawasaki, Cobb, Soares, Toyofuku, Chong, Ajifu and Yim.

By unanimous consent, action on S.R. No. 445 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 446), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE APPLICABILITY OF THE CONCEPT OF LAND READJUSTMENT FOR THE KAKAAKO AREA", was jointly offered by Senators Young, Soares, Cayetano, Yim, Carpenter, Hara, Takitani and Ajifu.

By unanimous consent, action on S.R. No. 446 was deferred until Tuesday, April 10, 1979.

A resolution (S.R. No. 447), entitled: "SENATE RESOLUTION REQUESTING AN INVESTIGATION OF CERTAIN TOURIST ACTIVITIES", was offered by Senator Wong.

By unanimous consent, action on S.R. No. 447 was deferred until Tuesday, April 10, 1979.

#### STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 982) informing the Senate that Senate Resolution Nos. 365 to 369 and Standing Committee Report No. 981 have been printed and are ready for distribution.

On motion by Senator Yamasaki, seconded by Senator Yee and carried, the report

of the Committee was adopted.

Senator Toyofuku, for the majority of the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 983) recommending that Senate Concurrent Resolution No. 68, as amended in S.D. 1, be adopted.

On motion by Senator Toyofuku, seconded by Senator Yamasaki and carried, the report of the majority of the Committee was adopted and, Roll Call vote having been requested, S.C.R. No. 68, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING ESTABLISHMENT OF A SEPARATE PAY PLAN FOR EXCLUDED PUBLIC EMPLOYEES", was adopted on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Abercrombie).  
Excused, 3 (Anderson, George and Ushijima).

Senators Takitani and Yim, for the Committees on Agriculture and Economic Development, presented a joint report (Stand. Com. Rep. No. 984) recommending that Senate Resolution No. 255 be adopted.

On motion by Senator Takitani, seconded by Senator Yim and carried, the joint report of the Committees was adopted and S.R. No. 255, entitled: "SENATE RESOLUTION REQUESTING IMPROVEMENTS AND EXPANSION OF THE STATE OPERATED LALAMILO IRRIGATION SYSTEM IN HAWAII COUNTY", was adopted.

Senator Takitani, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 985) recommending that Senate Resolution No. 290 be referred to the Committee on Legislative Management.

On motion by Senator Takitani, seconded by Senator Hara and carried, the report of the Committee was adopted and S.R. No. 290, entitled: "SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON AGRICULTURE TO REVIEW THE STATE'S COORDINATING MECHANISM AS IT RELATES TO DIVERSIFIED AGRICULTURE", was referred to the Committee on Legislative Management.

Senator Takitani, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 986) recommending that Senate Resolution No. 291 be referred to the Committee on Legislative Management.

On motion by Senator Takitani, seconded by Senator Hara and carried, the report of the Committee was adopted and S.R. No. 291, entitled: "SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON AGRICULTURE TO REVIEW PROBLEMS RELATING TO THE CLASSIFICATION OF LANDS FOR AGRICULTURAL PURPOSES", was referred to the Committee on Legislative Management.

Senator Carpenter, for the Committee on Health, presented a report (Stand. Com. Rep. No. 987) recommending that House Bill No. 1659 pass Third Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on H.B. No. 1659, entitled: "A BILL FOR AN ACT RELATING TO WASTEWATER TREATMENT PERSONNEL".

Senator Mizuguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 988) recommending that Senate Concurrent Resolution No. 43, as amended in S.D. 1, be adopted.

On motion by Senator Mizuguchi, seconded by Senator Yim and carried, the report of the Committee was adopted and S.C.R. No. 43, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FEDERAL AVIATION ADMINISTRATION TO ADOPT A REGULATION GOVERNING THE PROMULGATION OF AIRPORT NOISE ABATEMENT PLANS", was adopted.

Senator Mizuguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 989) recommending that Senate Resolution No. 217, as amended in S.D. 1, be adopted.

Senator Mizuguchi moved that the report of the Committee be adopted and S.R. No. 217 be adopted, seconded by Senator Young.

At this time, Senator Abercrombie rose to speak in favor of the motion and stated as follows:

"Mr. President, I realize that the S.C.R. and S.R. are just to combine it. Unless something is seriously done in this area, I, for one, want to make this clear, that I appreciate the Transportation Committee coming out with this resolution because I, for one, would like to see what we can do to end flights if we can't solve this problem.

"The disruption of our daily affairs, especially in a corridor that takes us over the Punchbowl area through Makiki over St. Louis and out over the mountains, is such that it becomes literally unbearable at certain times.

"Within the last two weeks alone whenever the points are raised about this, they seem to back off for a little while and then once the cries of despair pass a little bit why they go right back to it.

"Within the last two weeks in the Makiki area, it's been almost a situation in which we felt we're being dive-bombed by these airplanes taking advantage. If

necessary, I want to put people on, those in respect of the so-called small airport or whatever this other airport is supposed to be, second airport or third airport. But if this is not stopped, I want on record now that I'm going to vote against any airport of any kind of that nature and that means grounding every single plane like that and that's alright with me. So they have their choice as far as I'm concerned.

"They can either get this noise abatement situation worked out or have no planes in the air then we don't have to worry about any noise abatement."

Senator Carroll then added as follows:

"Mr. President, I too rise to speak in favor of this measure, but I think that it's very clear to anybody in the aviation industry, and particularly with the concern expressed by my learned colleague from Manoa, that when we have southerly winds there's no other place for these aircrafts to go except up over the town; and the noise which we've been hearing in the Makiki-Manoa-Moiliili-McCully area and downtown, largely, is the general aviation aircraft.

"I know that it's a problem that we've been trying to address here, but general aviation problems are not limited solely to the areas where we've looked to for sites.

"I think that it would be virtually impossible for us to try to shut down aviation and I think that it's very clear that what we have to do is to set up that separate field so that we can completely remove this type of traffic.

"The jet aviation traffic which has been ongoing during this south wind circulation does not go up into that area. That noise is all being generated by general aviation. They are landing on the reef runway or on their parallel two-six which is slightly inside of there and they come in over downtown but they do not create that kind of a noise problem. So I think to that extent we certainly should do this and I think the FAA will cooperate with it when they get the message."

The motion was put by the Chair and the report of the Committee was adopted and S.R. No. 217, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE FEDERAL AVIATION ADMINISTRATION TO ADOPT A REGULATION GOVERNING THE PROMULGATION OF AIRPORT NOISE ABATEMENT PLANS", was adopted.

Senators Campbell and Young, for the majority of the Committees on Education and Housing and Hawaiian Homes, presented a

joint report (Stand. Com. Rep. No. 990) recommending that Senate Resolution No. 30 be adopted.

Senator Campbell moved that the report of the majority of the Committees be adopted and S.R. No. 30 be adopted, seconded by Senator Young.

At this time, Senator O'Connor rose to state as follows:

"Mr. President, just a slight technical matter.

"Let the record show that although the resolution states in its first 'whereas' paragraph that the Constitutional Convention amended the State Constitution, in fact, it was the voters that amended the State Constitution in the November election, although I think sometimes that the Constitutional Convention felt that they were, in fact, doing that."

The motion was put by the Chair and the joint report of the Committees was adopted and, Roll Call vote having been requested, S.R. No. 30, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A HAWAIIAN EDUCATION PROGRAM IN THE PUBLIC SCHOOLS", was adopted on the following showing of Ayes and Noes:

Ayes, 20. Noes, 2 (Cobb and Kawasaki).  
Excused, 3 (Anderson, George and Ushijima).

#### ORDER OF THE DAY

#### MATTERS DEFERRED FROM APRIL 6, 1979

House Bill No. 38, H.D. 2, S.D. 3:

By unanimous consent, action on H.B. No. 38, H.D. 2, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION", was deferred until Tuesday, April 10, 1979.

House Bill No. 48, H.D. 2, S.D. 2:

By unanimous consent, action on H.B. No. 48, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PROGRAM FOR THE UNEMPLOYED", was deferred until Tuesday, April 10, 1979.

House Bill No. 544, S.D. 1:

By unanimous consent, action on H.B. No. 544, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL CARCINOGENS", was deferred until Tuesday, April 10, 1979.

House Bill No. 1252, H.D. 2, S.D. 1:

By unanimous consent, action on H.B.



No. 1252, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FARM LOANS", was deferred until Tuesday, April 10, 1979.

House Bill No. 1322, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 1322, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY", was deferred until Tuesday, April 10, 1979.

House Bill No. 1686, H.D. 2, S.D. 3:

By unanimous consent, action on H.B. No. 1686, H.D. 2, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY", was deferred until Tuesday, April 10, 1979.

Standing Committee Report No. 977 (H.B. No. 498, H.D. 1):

On motion by Senator Cobb, seconded by Senator Chong and carried, Stand. Com. Rep. No. 977 was adopted and H.B. No. 498, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE POWERS OF BOARDS OF DIRECTORS", passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 11, 1979.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on H.B. No. 498, H.D. 1.

Senate Bill No. 9, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 9, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators O'Connor, Chairman, Kuroda, Mizuguchi, George and Saiki as Managers on the part of the Senate at such conference.

Senate Bill No. 11, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 11, and the request for a conference on the subject matter thereof, the President appointed Senators O'Connor, Chairman, Kuroda, Mizuguchi, George and Saiki as Managers on the part of the Senate at such conference.

Senate Bill No. 42, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 42, S.D. 1, and the request for a conference on the subject matter thereof, the President

appointed Senators O'Connor, Chairman, Campbell and George as Managers on the part of the Senate at such conference.

Senate Bill No. 77, S.D. 3, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 77, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Takitani, Chairman, Cayetano, Hara, Yim and Ajifu as Managers on the part of the Senate at such conference.

Senate Bill No. 86, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 86, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Cobb, Chairman, Kuroda and Carroll as Managers on the part of the Senate at such conference.

Senate Bill No. 181, S.D. 2, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 181, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators O'Connor, Chairman, Cobb and Carroll as Managers on the part of the Senate at such conference.

Senate Bill No. 182, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 182, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators O'Connor, Chairman, Cobb and Carroll as Managers on the part of the Senate at such conference.

Senate Bill No. 393, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 393, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators O'Connor, Chairman, Ushijima and Carroll as Managers on the part of the Senate at such conference.

Senate Bill No. 581, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 581, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ushijima, Chairman, Abercrombie, Cobb, Kuroda, O'Connor, Yamasaki, Ajifu and George as Managers on the part of the Senate at such conference.

Senate Bill No. 599, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 599, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators O'Connor, Chairman, Cobb and Carroll as Managers on the part of the Senate at such conference.

Senate Bill No. 664, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 664, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ushijima, Chairman, Abercrombie, Kuroda, O'Connor, Yamasaki, Ajifu and George as Managers on the part of the Senate at such conference.

Senate Bill No. 692, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 692, and the request for a conference on the subject matter thereof, the President appointed Senators Cobb, Chairman, Campbell and Saiki as Managers on the part of the Senate at such conference.

Senate Bill No. 694, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 694, and the request for a conference on the subject matter thereof, the President appointed Senators Cobb, Chairman, Yim and Saiki as Managers on the part of the Senate at such conference.

Senate Bill No. 695, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 695, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Cobb, Chairman, Chong and Yee as Managers on the part of the Senate at such conference.

Senate Bill No. 870, S.D. 2, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 870, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Mizuguchi, Chairman, Chong and George as Managers on the part of the Senate at such conference.

Senate Bill No. 919, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed

by the House to S.B. No. 919, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators O'Connor, Chairman, Cobb and Carroll as Managers on the part of the Senate at such conference.

Senate Bill No. 1043, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1043, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators O'Connor, Chairman, Ushijima and George as Managers on the part of the Senate at such conference.

Senate Bill No. 1049, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1049, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators O'Connor, Chairman, Takitani and George as Managers on the part of the Senate at such conference.

Senate Bill No. 1091, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1091, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Cayetano, Chairman, Abercrombie, Carpenter, Chong, Hara, Kawasaki, Mizuguchi, Toyofuku, Yamasaki, Yim, Young, Ajifu, Anderson, Soares and Yee as Managers on the part of the Senate at such conference.

Senate Bill No. 1230, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1230, and the request for a conference on the subject matter thereof, the President appointed Senators O'Connor, Chairman, Cobb and Carroll as Managers on the part of the Senate at such conference.

Senate Bill No. 1238, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1238, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators O'Connor, Chairman, Takitani and Saiki as Managers on the part of the Senate at such conference.

Senate Bill No. 1373, S.D. 1, H.D. 1:

By unanimous consent, action on S.B.

No. 1373, S.D. 1, H.D. 1, entitled:  
"A BILL FOR AN ACT RELATING TO  
THE DEPARTMENT OF EDUCATION:  
MAKING SUPPLEMENTARY APPROPRIATIONS  
OUT OF GENERAL REVENUES TO COVER  
CERTAIN DEFICIENCIES FOR THE FISCAL  
YEAR ENDING JUNE 30, 1979", was  
deferred until Tuesday, April 10, 1979.

Senate Bill No. 1634, S.D. 2, H.D. 1:

In accordance with the disagreement  
of the Senate to the amendments proposed  
by the House to S.B. No. 1634, S.D.  
2, and the request for a conference on  
the subject matter thereof, the President  
appointed Senators Carpenter, Chairman,  
Campbell, Cobb and Yee as Managers  
on the part of the Senate at such conference.

Senate Bill No. 1657, S.D. 2, H.D. 1:

In accordance with the disagreement  
of the Senate to the amendments proposed  
by the House to S.B. No. 1657, S.D.  
2, and the request for a conference  
on the subject matter thereof, the President  
appointed Senators Takitani, Chairman,  
Cayetano, Hara, Yim and Ajifu as Managers  
on the part of the Senate at such conference.

Senate Bill No. 1680, S.D. 1, H.D. 1:

In accordance with the disagreement  
of the Senate to the amendments proposed  
by the House to S.B. No. 1680, S.D.  
1, and the request for a conference on  
the subject matter thereof, the President  
appointed Senators O'Connor, Chairman,  
Ushijima and George as Managers on  
the part of the Senate at such conference.

Senate Bill No. 1682, S.D. 1, H.D. 1:

In accordance with the disagreement  
of the Senate to the amendments proposed  
by the House to S.B. No. 1682, S.D.  
1, and the request for a conference on  
the subject matter thereof, the President  
appointed Senators O'Connor, Chairman,  
Chong and Saiki as Managers on the  
part of the Senate at such conference.

Senate Bill No. 168, S.D. 1, H.D. 1:

In accordance with the disagreement  
of the Senate to the amendments proposed  
by the House to S.B. No. 168, S.D.  
1, and the request for a conference on  
the subject matter thereof, the President  
appointed Senators O'Connor, Chairman,  
Ushijima and Carroll as Managers on  
the part of the Senate at such conference.

Senate Bill No. 1703, S.D. 1, H.D. 1:

In accordance with the disagreement  
of the Senate to the amendments proposed  
by the House to S.B. No. 1703, S.D.  
1, and the request for a conference on  
the subject matter thereof, the President

appointed Senators O'Connor, Chairman,  
Campbell and George as Managers on  
the part of the Senate at such conference.

Senate Bill No. 1727, S.D. 1, H.D. 1:

In accordance with the disagreement  
of the Senate to the amendments proposed  
by the House to S.B. No. 1727, S.D.  
1, and the request for a conference on  
the subject matter thereof, the President  
appointed Senators O'Connor, Chairman,  
Chong and George as Managers on the  
part of the Senate at such conference.

Senate Bill No. 1752, S.D. 1, H.D. 1:

In accordance with the disagreement  
of the Senate to the amendments proposed  
by the House to S.B. No. 1752, S.D.  
1, and the request for a conference on  
the subject matter thereof, the President  
appointed Senators Cobb, Chairman,  
Carpenter and Saiki as Managers on  
the part of the Senate at such conference.

Senate Bill No. 1415, H.D. 1:

In accordance with the disagreement  
of the Senate to the amendments proposed  
by the House to S.B. No. 1415, and  
the request for a conference on the subject  
matter thereof, the President appointed  
Senators O'Connor, Chairman, Cobb  
and Saiki as Managers on the part of  
the Senate at such conference.

Senate Bill No. 1516, S.D. 1, H.D. 1;

In accordance with the disagreement  
of the Senate to the amendments proposed  
by the House to S.B. No. 1516, S.D.  
1, and the request for a conference on  
the subject matter thereof, the President  
appointed Senators Cobb, Chairman,  
Carpenter and Yee as Managers on the  
part of the Senate at such conference.

Senate Bill No. 1539, S.D. 1, H.D. 1:

In accordance with the disagreement  
of the Senate to the amendments proposed  
by the House to S.B. No. 1539, S.D.  
1, and the request for a conference on  
the subject matter thereof, the President  
appointed Senators Carpenter, Chairman,  
O'Connor and Saiki as Managers on the  
part of the Senate at such conference.

At this time, Senator Soares introduced  
to the members of the Senate Dr. George  
Mills, a former Senator, a close friend of  
the medical profession and medical doctor  
at Kamehameha Schools, who was sitting  
in the gallery.

Senator Soares also introduced Senator  
John Carroll's family, daughter Nami  
Wolfson; sons, Joseph and Kirk; grandson  
Caleb, and granddaughter Erica.

At 12:38 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:40 o'clock p.m.

FINAL READING

Senate Bill No. 15, S.D. 1, H.D. 1:

Senator O'Connor moved that S.B. No. 15, S.D. 1, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Cobb.

At this time, Senator Abercrombie inquired if the Chairman of the Judiciary Committee would yield to a question and Senator O'Connor replied in the affirmative.

Senator Abercrombie then queried as follows:

"On page 2 of the Standing Committee Report, it indicates, 'the commission shall reapportion the members of each House of the Legislature among the basic island units, etc.' Has there not been a deletion of the provision requiring the commission to hold public hearings within 40 days after initial publication to propose reapportionment?"

"I'd like to know where the public hearing... what the situation is with the public hearings."

Senator O'Connor then replied:

"Mr. President, I cannot answer that question as I stand here because it would require going back over the entire law. I would ask that if the Senator desires an answer at this time, I would ask for a recess."

At 12:41 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:46 o'clock p.m.

The motion was put by the Chair and carried, and S.B. No. 15, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAPPORTIONMENT (CONSTITUTIONAL AMENDMENTS OF ARTICLE IV)", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Anderson, George and Ushijima).

Senate Bill No. 45, H.D. 1:

On motion by Senator O'Connor, seconded by Senator Cobb and carried, S.B.

No. 45, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFICIAL LANGUAGES (CONSTITUTIONAL AMENDMENTS OF ARTICLE XV)", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Anderson, George and Ushijima).

Senate Bill No. 46, S.D. 2, H.D. 2:

Senator Toyofuku moved that S.B. No. 46, S.D. 2, H.D. 2, having been read throughout, pass Final Reading, seconded by Senator O'Connor.

At this time, Senator Abercrombie rose to speak against the measure and stated as follows:

"Mr. President, I object to the bill on the grounds that I believe that it's unconstitutional.

"I believe that people have the right to elect those whom they wish to public office and where people present themselves to the public asking for their votes, that the public should be entitled to vote for them."

The motion was put by the Chair and carried, and S.B. No. 46, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICE AND EMPLOYMENT (CONSTITUTIONAL AMENDMENTS OF ARTICLE XVI, SECTION 3)", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 3 (Abercrombie, Carpenter and Chong). Excused, 4 (Anderson, Carroll, George and Ushijima).

Senate Bill No. 50, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Chong and carried, S.B. No. 50, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT JUDGES (CONSTITUTIONAL AMENDMENTS OF ARTICLES VI AND XVIII)", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Anderson, Carroll, George and Ushijima).

Senate Bill No. 87, S.D. 1, H.D. 1:

On motion by Senator Kawasaki, seconded by Senator Yamasaki and carried, S.B. No. 87, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ADMINISTRATIVE PROCEDURE ACT", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused,  
4 (Anderson, Carroll, George and Ushijima).

Senate Bill No. 615, S.D. 1, H.D. 1:

On motion by Senator Toyofuku, seconded by Senator Cayetano and carried, S.B. No. 615, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REEMPLOYMENT OF RETIRED PATIENT EMPLOYEES OF THE DEPARTMENT OF HEALTH", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused,  
4 (Anderson, Carroll, George and Ushijima).

Senate Bill No. 666, S.D. 2, H.D. 1:

On motion by Senator Toyofuku, seconded by Senator Cayetano and carried, S.B. No. 666, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECOVERY OF OVERPAYMENTS OF PUBLIC ASSISTANCE", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused,  
4 (Anderson, Carroll, George and Ushijima).

Senate Bill No. 670, H.D. 1:

Senator Mizuguchi moved that S.B. No. 670, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kawasaki.

At this time, Senator Abercrombie rose to speak against the measure and stated as follows:

"Mr. President, I'm speaking against the bill for the following reasons.

"As I read this bill, it allows the Governor and mayors to waive public hearings required by the Administrative Procedure Act when the state or counties are required by federal provisions to put forth those rules as a condition to receiving federal funds and the agency is allowed no discretion in interpreting such federal provisions as to the rules required. This will deny the public an official and formal forum, I believe, for expressing their disagreement with the rules being proposed.

"There could well be cases where many people would prefer to have the federal funds cut-off rather than adopting the rules. I've come to more and more, during the session, to share that kind of a feeling. There might be other cases in which our citizens would demand more stringent rules than the federal proposals. This might be in the case, for example, of water or in air pollution.

"An example of the former situation

occurred very recently in the discussion in which we may find ourselves in this state accused of segregation in our schools because we are not busing children as they might in Los Angeles or in Detroit.

"This bill implies that when the federal government demands that this state follow a particular course of action, our citizens' opinions are no longer relevant and would impose a burden upon the agencies which put forth the rules in question. I believe this is an elitist notion and does damage to the principles of participatory government.

"The best place for the decision of what rules and regulations we should adopt for the State of Hawaii is here in Hawaii and not in Washington, D.C., and I think that our experience is indicating that this particular proposition is more and more true with every passing day."

The motion was put by the Chair and carried, and S.B. No. 670, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCEDURES FOR ADOPTION, AMENDMENT OR REPEAL OF RULES", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 1 (Abercrombie).  
Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 691, H.D. 1:

On motion by Senator Cobb, seconded by Senator Chong and carried, S.B. No. 691, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING BOARD", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused,  
4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 697, H.D. 1:

On motion by Senator Cobb, seconded by Senator Chong and carried, S.B. No. 697, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOXING COMMISSION", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused,  
4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1282, H.D. 1:

Senator Toyofuku moved that S.B. No. 1282, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator O'Connor.

At this time, Senator Abercrombie rose to speak against the measure and stated as follows:

"Mr. President, I spoke against this bill at some length when it was put forward. I can only hope that some of the arguments made at that time made a sufficient impression on the other members.

"To refresh the memory on this, this is where we put a Class C felony into a situation where false statements ostensibly are made in obtaining unemployment compensation benefits. I recall, if the members will recall, I indicated that I thought that it would be very easy to find people being charged with felonies who had made mistakes, honest mistakes, and even if those felony charges were subsequently dropped, that this would follow them all their lives long. I think this is totally out of line when we're speaking of the situation here of the \$200 benefit.

"It would be very, very easy to find circumstances, I think, for any prosecutor in the unemployment compensation program, where a statement can turn out to have been false, a single statement, because this is what the bill says, yet, that falsity was inadvertent.

"I do not think that when we're writing laws that we can count on the goodwill, the good judgment or the good sense of people in interpreting the laws. We should write the laws with care. We should pass the laws with care and not subject our people to capricious prosecution and most especially when a felony is involved.

"I'm asking all of you, please, to consider what will happen if this should take place and I ask you once again. In conclusion, put yourself in the shoes of the person who might face such a charge. For many of us, believe me, but for the grace of God you would be on that line, and but for the grace of God you might find yourself making a statement which you will later regret making because you were being charged with a felony even if it was subsequently not followed through on. It would follow you all your life long."

Senator Chong added as follows:

"Mr. President, I think all of us here agree that we are against people who are trying to deliberately cheat the unemployment system. We don't like malingerers. We want people who are able and willing to work. I'm sure the previous speaker agrees with that too.

"In the case of this particular bill, it's like the United States going to war

against Uganda and obliterating the county with an H-bomb.

"The punishment should be commensurate with the problem involved and this really goes too far.

"I really urge everybody to vote 'no' on this one."

The motion was put by the Chair and carried, and S.B. No. 1282, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR FALSE STATEMENTS AND REPRESENTATIONS IN REGARD TO UNEMPLOYMENT COMPENSATION", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 15. Noes, 6 (Abercrombie, Carpenter, Cayetano, Chong, Kawasaki and Yim). Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1284, S.D. 1, H.D. 1:

On motion by Senator O'Connor, seconded by Senator Cobb and carried, S.B. No. 1284, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PROBATE CODE AND TRUSTS", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Anderson, George, Soares and Ushijima).

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

On motion by Senator O'Connor, seconded by Senator Cobb and carried, S.B. No. 1303, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADOPTION OF CHILDREN", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1315, H.D. 1:

On motion by Senator Ajifu, seconded by Senator Chong and carried, S.B. No. 1315, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1540, S.D. 1, H.D. 1:

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, S.B. No. 1540, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO EQUIPMENT", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1591, H.D. 2:

On motion by Senator Hara, seconded by Senator O'Connor and carried, S.B. No. 1591, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY COMMISSION AND ENVIRONMENTAL IMPACT STATEMENTS", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1611, S.D. 2, H.D. 1:

By unanimous consent, S.B. No. 1611, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PREMARITAL EXAMINATIONS", was deferred until Tuesday, April 17, 1979.

Senate Bill No. 1650, S.D. 1, H.D. 1:

On motion by Senator O'Connor, seconded by Senator Cobb and carried, S.B. No. 1650, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSOLIDATION AND MERGER OF CORPORATIONS", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1737, S.D. 2, H.D. 1:

On motion by Senator Toyofuku, seconded by Senator Cayetano and carried, S.B. No. 1737, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 1 (Abercrombie). Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1753, H.D. 1:

Senator Chong moved that S.B. No. 1753, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Mizuguchi.

At this time, Senator Abercrombie rose to speak against the measure as follows:

"Mr. President, speaking against the bill, once again if I can call to mind the remarks I made previously and reiterate them very briefly.

"This lowers the fines for failure to file financial reports on time. The present fine is \$100 for each offense and not more than \$50 per day. This bill would make the fine one-sixteenth of one percent of annual gross, but not more than \$50 per month. Just to give the members a perspective on that, an annual gross of \$200,000 would find the fine at \$125 per month; \$400,000 annual gross, \$250; and \$800,000 annual gross at \$500. The old fines are not mandatory.

"Why take away judges discretion to impose high fines in cases that deserve such sanction. This is the essence of the argument. If we pass this bill, I think we are encouraging people to make or to consider the filing of the financial statements in a light vein and, in turn, then encouraging them to regard the factors especially surrounding safety and their expenditures forth in the same vein. I think we will pay a heavy price one day if we pass this bill, and it can be directly related, should it occur, to the encouragement that we have given with its passage."

Senator Chong then spoke for the measure as follows:

"Mr. President, with regard to this administration bill, the previous speaker's points are well taken. However, I'd like to point out that with regard to the safety aspects, every motor carrier in the State of Hawaii has to get the special safety, no matter what they do, they have to have a safety test conducted by the Department of Health and they can't be on the roads without it.

"With regard to some accidents that we have had in the past with people wilfully not getting their safety test adequately, that can be settled in a court of law. The fact remains that safety is not a factor.

"With regard to the other comments on the actual fining if a company does not turn in its financial statement in time...at the hearing it was pointed out that of the several hundred small companies, mama-papa-san type companies, and with the existing law, these...and they simply forget, these are husband-wife teams, and if they forget to turn in their fines and they turn-up a few months later, the fine structure is such that it would just drive them right out of business.

"So what has been happening in the

previous year, year and a half, is that the PUC has been taking a lot of what they call mitigation action and simply reducing the fines to fit the size of the company and giving them fair warning.

"As an example, a small company, and these are the ones we are really concerned with, earning \$25,000 gross, one-sixteenth of one percent of that is \$15.63, which, as you know, would lower the fee, that would be the daily charge to them if they don't do it versus the \$50 each day now. It's a reasonable amount. It's primarily to take care of the small mama-papa-san truckers and, in any case, the big truckers always turn in their financial plans on time. I urge we vote for this administration bill."

Senator Abercrombie then stated as follows:

"Mr. President, may I remind the members that scarcely three minutes ago we passed by two votes; a bill which will make a Class C felony for someone who makes a false statement. No matter how it comes down there's no mitigation . . . or mitigation involved in the bill for someone on an unemployment line and we are now about to pass a bill because we bemoan the fate of somebody in small business or so-called small business.

"Three minutes ago we made a Class C felony and now we're turning right around where business is concerned. What we're saying is 'oh, let's just see what we can do to make it easier for people.' So if you're a wage earner, if you're somebody that hasn't been able to necessarily keep all the records that may be include that financial statement from that trucking company because they haven't turned their financial records in on time or haven't done it correctly or paid the proper attention, what we're doing is encouraging them not to pay proper attention, so that maybe one of these guys ends up down there putting down a so-called false statement gets to have a Class C felony.

"Because some of these small companies or maybe some of the very people that are most likely to hire the people and then lay off the people that are likely to have to go down to the unemployment line, where they're going to become Class C felons, I think, we should show a little consistency. Maybe an amendment should be in here to make these people who don't turn in their financial reports, Class C felons.

"So I put it to you. You can go on record today, it seems to me, as to where our empathy lies in respect of the people

of this State."

The motion was put by the Chair and carried, and S.B. No. 1753, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 2 (Abercrombie and Kawasaki). Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1771, S.D. 2, H.D. 1:

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, S.B. No. 1771, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1389, S.D. 1, H.D. 1:

On motion by Senator Yim, seconded by Senator Cayetano and carried, S.B. No. 1389, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNING AND DEVELOPMENT OF KAUAI", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1409, S.D. 1, H.D. 2:

On motion by Senator Takitani, seconded by Senator Hara and carried, S.B. No. 1409, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GOVERNOR'S AGRICULTURE COORDINATING COMMITTEE", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1430, S.D. 1, H.D. 1:

Senator Kawasaki moved that S.B. No. 1430, S.D. 1, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Yim.

At this time, Senator Carroll rose to speak in favor of the measure and



stated as follows:

"Mr. President, earlier this year I voted against this and I believe I made some remarks against it. After that period of time, people in the fishing industry came to my office and they explained to me their purpose in asking that this bill be introduced, so I'm really not sure whose foresight is involved here.

"My original concern and, it's a concern that's been expressed by a number of the House members including Representative Minoru Inaba for whom I have great respect, and that is, that the family fisherman who goes out to get table fish may be forced out of his grounds or may go there and find nothing and be forced to go home empty-handed. I thought about it and it has emotional appeal, but when you think of it logically, a person who is in the business of doing commercial fishing is not going to be doing it with his spear on the near shore reefs, simply because the assets there are so grossly depleted.

"The purpose for this bill is so that the fishermen who are setting water or deep water traps and traps, say from sixty up to several number of fathoms, even as deep, say, as 180 feet, are able to dive on the trap, select the fish which are in their trap with a spear and take them out. So if they find, say, a snapper, ulua or something like that, they can take them out of the trap with a spear and bring them back up to the boat without having to go through the process of raising the trap, thereby potentially killing some of the fish which are in the trap and then having to throw those away.

"It makes really eminent good sense from a practical fishing point of view. It makes good sense from a conservation point of view and I think at this time we can, without fear, pass this measure."

The motion was put by the Chair and carried, and S.B. No. 1430, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 1 (Toyofuku). Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1438, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Chong and carried, S.B. No. 1438, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", having been read throughout, passed Final Reading on the following showing of

Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Anderson, George, Soares, Ushijima and Yee).

Senate Bill No. 1439, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Chong and carried, S.B. No. 1439, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Anderson, George, Soares, Ushijima and Yee).

Senate Bill No. 1451, S.D. 1, H.D. 1:

On motion by Senator Young, seconded by Senator Cayetano and carried, S.B. No. 1451, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1483, S.D. 1, H.D. 2:

On motion by Senator Young, seconded by Senator Toyofuku and carried, S.B. No. 1483, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTION FROM CIVIL SERVICE FOR THE HAWAII HOUSING AUTHORITY TENANT HIRE PROGRAM", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 1 (Ajifu). Excused, 4 (Anderson, George, Soares and Ushijima).

Senate Bill No. 1492, S.D. 2, H.D. 1:

On motion by Senator Cobb, seconded by Senator Chong and carried, S.B. No. 1492, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INSURANCE LAW", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Anderson, George, Soares, Ushijima and Yee).

ADJOURNMENT.

At 1:17 o'clock p.m., on motion by Senator Mizuguchi, seconded by Senator Yee and carried, the Senate adjourned until 11:00 o'clock a.m., Tuesday, April 10, 1979.