

## FIFTY-SEVENTH DAY

Tuesday, April 17, 1979

The Senate of the Tenth Legislature of the State of Hawaii, Regular Session of 1979, convened at 9:30 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Marlene Younger of the Community Church of the Islands, after which the Roll was called showing all Senators present with the exception of Senators Ushijima and Yee who were excused.

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

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

Senator Carpenter introduced Doctor Jim Wang, Professor of Political Science at Hilo Community College, and Miss Melody Parker, a member of Senator Carpenter's staff, who accompanied him.

Senator Anderson then introduced a group of fifty members of the Golden Age Senior Citizens Club.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 555 to 562) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 555), returning Senate Bill No. 5, which passed Third Reading in the House of Representatives on April 16, 1979, was placed on file.

A communication from the House (Hse. Com. No. 556), returning Senate Bill No. 6, which passed Third Reading in the House of Representatives on April 16, 1979, was placed on file.

A communication from the House (Hse. Com. No. 557), returning Senate Bill No. 176, S.D. 1, which passed Third Reading in the House of Representatives on April 16, 1979, was placed on file.

A communication from the House (Hse. Com. No. 558), returning Senate Bill No. 481, S.D. 2, which passed Third Reading in the House of Representatives on April 16, 1979, was placed on file.

A communication from the House (Hse. Com. No. 559), returning Senate Bill No. 578, which passed Third

Reading in the House of Representatives on April 16, 1979 by not less than two-thirds vote of all the members to which the House is entitled, was placed on file.

A communication from the House (Hse. Com. No. 560), returning Senate Bill No. 1118, which passed Third Reading in the House of Representatives on April 16, 1979, was placed on file.

A communication from the House (Hse. Com. No. 561), transmitting House Concurrent Resolution No. 150, H.D. 1, which was adopted by the House of Representatives on April 16, 1979, was placed on file.

By unanimous consent, H.C.R. No. 150, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO CONVENE THE JUVENILE JUSTICE INTERAGENCY BOARD", was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 562), transmitting House Concurrent Resolution No. 181, which was adopted by the House of Representatives on April 16, 1979, was placed on file.

On motion by Senator Mizuguchi, seconded by Senator Anderson and carried, H.C.R. No. 181, entitled: "HOUSE CONCURRENT RESOLUTION CONGRATULATING THE HAWAII CRIME COMMISSION FOR SPONSORING A TWO-DAY SEMINAR FOR POTENTIAL VICTIMS OF TERRORISM AND EXTORTION", was adopted.

## SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 462 to 467) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 462), entitled: "SENATE RESOLUTION CONGRATULATING WILLIAM 'THE KNEE' PACHECO ON BECOMING A 'BELIEVE-IT-OR-NOT' CELEBRITY", was jointly offered by Senators Carroll, Carpenter, Yamasaki, Takitani, Soares, Chong, Kuroda, Campbell, Ajifu, Saiki, Toyofuku, Ushijima, Mizuguchi, Anderson, Hara, Cobb, Yee, George, Cayetano, Abercrombie, Kawasaki, Yim, Young and O'Connor.

On motion by Senator Carroll, seconded by Senator Carpenter and carried, S.R. No. 462 was adopted.

Senator Carroll then introduced to the members of the Senate Mr. William "The Knee" Pacheco. Senator George presented a lei to Mr. Pacheco and Senator Carroll presented the certified copy of the resolution to him.

At 9: 45 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9: 47 o'clock a.m.

A resolution (S.R. No. 463), entitled: "SENATE RESOLUTION COMMENDING MARION HO, KA LUNG TAN, AND MCKINLEY HIGH SCHOOL ON THEIR PERFORMANCE IN THE 1979 HAWAIIAN SCIENCE AND ENGINEERING FAIR", was jointly offered by Senators Yee, Saiki, Cayetano, Takitani, Ushijima, Yamasaki, Toyofuku, Cobb, Carpenter, Mizuguchi, Soares, Anderson, Chong, Young, O'Connor, Campbell, Hara, Carroll, Ajifu and Kawasaki.

On motion by Senator Anderson, seconded by Senator Saiki and carried, S.R. No. 463 was adopted.

Senator Carroll then introduced to the members of the Senate the following from McKinley High School: Miss Marion Ho and Mr. Ka Lung Tan, the Hawaiian Science and Engineering Fair Winners; Miss Carol Aoki, the Hawaiian Science and Engineering Fair Poster Winner; Mrs. Yun Soong Jim, the Hawaii State Science Teacher of the Year; and Mr. Richard Sakamoto, the Principal of the School. Also, in the gallery was Miss Aoki's mother, who was then introduced.

Senators Young, Chong, Anderson, Carroll and Saiki presented leis and resolutions to the honorees.

At 9: 50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9: 52 o'clock a.m.

A resolution (S.R. No. 464), entitled: "SENATE RESOLUTION CONGRATULATING DARRYL GABRIEL ON HIS SELECTION TO THE 1979 NATIONAL HIGH SCHOOL ATHLETIC COACHES' ASSOCIATION PREP ALL-AMERICA BASKETBALL TEAM", was jointly offered by Senators Wong, Campbell, Kawasaki, Yim, Toyofuku, Young, Cayetano, Ushijima, Yamasaki, Mizuguchi, Soares, Takitani, Anderson, Cobb, Chong, Carpenter, Hara, Saiki, Kuroda, Ajifu, George, Carroll, Abercrombie, O'Connor and Yee.

On motion by Senator Campbell, seconded by Senator Kawasaki and carried, S.R. No. 464 was adopted.

A resolution (S.R. No. 465), entitled: "SENATE RESOLUTION RECOGNIZING AND COMMENDING JOHN TSUKANO AND WILBERT HOLCK FOR THEIR

VALUED CONTRIBUTIONS IN FOSTERING FRIENDSHIP BETWEEN THE PEOPLE OF BRUYERES, FRANCE AND HAWAII", was jointly offered by Senators Kuroda, Ushijima, Yamasaki, Cobb, Carpenter, Abercrombie, Soares, Mizuguchi, Kawasaki, Hara, Yee, Saiki, Chong, O'Connor, Carroll, Young, Toyofuku, Yim, Campbell, George, Ajifu, Anderson, Cayetano, Takitani and Wong.

On motion by Senator Kuroda, seconded by Senator Yamasaki and carried, S.R. No. 465 was adopted.

Senator Kuroda then introduced to the members of the Senate Mr. John Tsukano and Mr. Wilbert Holck. Accompanying them was Ms. Mary Bitterman of Hawaii Public Television who recently covered the 1978 reunion of the veterans of the 442nd Regimental Combat Team and the 100th Battalion in Bruyeres, with a documentary program, "ALOHA, BRUYERES".

Senator Kuroda then noted that two members of the Senate, namely, Senator John Ushijima and Senator Henry Takitani, and the Clerk of the Senate, Seichi "Shadow" Hirai are former members of the 442nd Regimental Combat Team.

Senators Saiki and Young then presented leis and certified copies of the resolution to Mr. Tsukano and Mr. Holck, while Senate Clerk Seichi Hirai was asked to present a lei and a certified copy of the resolution to Ms. Bitterman.

At 9: 59 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10: 01 o'clock a.m.

A resolution (S.R. No. 466), entitled: "SENATE RESOLUTION COMMENDING THE CHAMBER OF COMMERCE OF HAWAII FOR ITS PUBLICATION, 'WHO'S WHO IN GOVERNMENT' ", was jointly offered by Senators Wong, Yamasaki, Mizuguchi, Ushijima, Cobb, Campbell, George, Hara, Chong, Young, Yim, Takitani, Toyofuku, Carpenter, O'Connor, Carroll, Saiki, Yee, Soares, Anderson, Abercrombie, Kawasaki, Kuroda, Cayetano and Ajifu.

On motion by Senator Kawasaki, seconded by Senator Mizuguchi and carried, S.R. No. 466 was adopted.

Senator Kawasaki introduced to the members of the Senate Mr. Lawrence Nakatsuka, the Vice President of the Chamber of Commerce in charge of Government Affairs.

Senator Kawasaki then presented a certified copy of the resolution to Mr. Nakatsuka.

At 10: 03 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10: 04 o'clock a.m.

A resolution (S.R. No. 467), entitled: "SENATE RESOLUTION EXTENDING SINCERE ALOHA AND BEST WISHES TO MAYOR DENNIS J. KUCINICH", was jointly offered by Senators Abercrombie, Kuroda, Takitani, Carpenter, Wong, George, Hara, Yamasaki, O'Connor, Campbell, Saiki, Yim, Toyofuku, Mizuguchi, Carroll, Cobb, Anderson and Soares.

On motion by Senator Abercrombie, seconded by Senator Kuroda and carried, S.R. No. 467 was adopted.

Senator Kawasaki then stated as follows:

"Mr. President, I want to express a few sentiments I have had. I think we're deeply honored this session in having two very notable people in our country visit us. First, of course, was Dr. Linus Pauling, the Nobel Prize winner and today, the mayor of Cleveland, whom I've admired ever since I've been reading about him.

"I think the posture he has assumed in the matter of fiscal responsibility, the courage that he has displayed in a strong stance against unreasonable demands by certain segments of our population--somewhat emulated by my very good friend and the Chairman of the Committee on Ways and Means on my right here--I think deserves recognition.

"I know that you have read very intensively about what the mayor of Cleveland has accomplished. I want to express to you, Mr. Mayor, in behalf of this Body that we have great admiration for you."

Senator Abercrombie then remarked as follows:

"Mr. President, I'm a little disappointed myself that Senator Kawasaki didn't include me along with the Chairman of the Ways and Means Committee in his reference earlier.

"I'm sure Mayor Kucinich and his wife understand that we are in fact passing legislation here despite what they see here this morning. This is merely Hawaiian time operating where resolutions are concerned, and I thought it would be a good opportunity for us here in the state to have someone

like Mayor Kucinich who has in the past year survived a recall election and has been involved in controversial appointments. I know Senator Yim is happy to see that someone else has to deal with that kind of a situation.

"Mayor Kucinich has received opposition from city council members--former Councilman Wilbert 'Sandy' Holck is here to attest to how that works for the mayor. This has all been set up for you, Mayor.

"On the other hand, Senator Kawasaki will be delighted to acknowledge in turn that within the past year Mayor Kucinich has defeated the city's banks, utilities and newspapers who have all almost uniformly opposed what he wanted to do. Apparently the only people that were with him were the voters, and I think everyone on this floor can understand what a pleasure it is to have those people with you.

"His most recent triumph is over winter in Cleveland and as a result of that triumph, he has been awarded a few days here in the State of Hawaii and we're delighted to have him here.

"May I present, Mayor Dennis Kucinich and his wife, Christy."

Senator Abercrombie then presented a certified copy of the resolution to Mayor Kucinich.

At 10: 08 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10: 10 o'clock a.m.

The President then stated as follows:

"I would like to echo and amplify the words of praise for this courageous young man who has shown definite leadership which I think is sorely lacking today in America. With the indulgence of the Senators and the people in the audience, I would like to ask the Honorable Mayor of Cleveland, Dennis Kucinich, to address the members of the Senate. Mayor Kucinich..."

"Thank you, Mr. President. Senator Wong, Senator Kawasaki, Senator Abercrombie, to members of the Senate, my wife and I are very pleased to be visiting your beautiful state. We're very honored to have been invited to attend this session of the Senate of the State of Hawaii. And it is a particular pleasure to me to be able to attend a legislative session without being 'horse-whipped' and I thank you very much for this recognition.

"I bring you the greetings of the people of Cleveland who are very envious of your climate by about 80° in the winter. Cleveland is one of America's great cities,

and the people of Cleveland, the poor and working people of the city of Cleveland, are working very hard to establish an economic democracy where we bring about economic justice and issues such as a cleaner environment, working for low utility rates, fighting against discrimination, lending financial institutions and insurance institutions, working for equity in taxation.

"People in Cleveland are very involved in a fight for social and economic justice. We know that Cleveland has its problems, but you know that no place is perfect, otherwise there wouldn't be any need for even this esteemed Body.

"Those of us who are in public life, as I've been for twelve years, know what a great challenge it is. We have to meet the unique needs of our people. Public service is a great responsibility and it's a great privilege. But as long as we try our best, despite our own limitations, to make progress at the present moment and to prepare for a better tomorrow where justice triumphs, we shall never fail those who have given us the sacred trust of public service in this democratic society.

"Thank you very much, members of the Senate, and I wish you well as you continue your deliberations. Thank you."

At 10:14 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:36 o'clock a.m.

Senator O'Connor introduced to the members of the Senate Mr. Alvin Shim, a Honolulu attorney.

Senator Cobb introduced to the members of the Senate a group of twenty-eight students from the third and fourth grades at Kamiloiki Elementary School, with their teachers, Mrs. Lynn Chun and Ms. Donna Dunn.

#### CONFERENCE COMMITTEE REPORTS

Senator Toyofuku, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 544, presented a report (Conf. Com. Rep. No. 3) recommending that H.B. No. 544, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of H.B. No. 544, S.D. 1, C.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO INDUSTRIAL CARCINOGENS".

Senator Cayetano, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1627, presented a report (Conf. Com. Rep. No. 4) recommending that H.B. No. 1627, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of H.B. No. 1627, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY AFFAIRS".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1140, H.D. 1, presented a report (Conf. Com. Rep. No. 5) recommending that H.B. No. 1140, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of H.B. No. 1140, H.D. 1, S.D. 1, C.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".

Senator Young, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 748, presented a report (Conf. Com. Rep. No. 6) recommending that H.B. No. 748, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of H.B. No. 748, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES".

Senator Young, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1341, presented a report (Conf. Com. Rep. No. 7) recommending that H.B. No. 1341, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of H.B. No. 1341,

S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLD".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 9, S.D. 1, presented a report (Conf. Com. Rep. No. 8) recommending that S.B. No. 9, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 9, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRIMARY ELECTIONS (CONSTITUTIONAL AMENDMENT OF ARTICLE II, SECTION 4)".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 11, presented a report (Conf. Com. Rep. No. 9) recommending that S.B. No. 11, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 11, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRIMARY ELECTIONS (CONSTITUTIONAL AMENDMENTS OF ARTICLE II, SECTION 8)".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 42, S.D. 1, presented a report (Conf. Com. Rep. No. 10) recommending that S.B. No. 42, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 42, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CODE OF ETHICS (CONSTITUTIONAL AMENDMENT OF ARTICLE XIV)".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 182, S.D. 1, presented a report (Conf. Com. Rep. No. 11) recommending that S.B. No. 182; S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section

15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 182, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 919, S.D. 1, presented a report (Conf. Com. Rep. No. 12) recommending that S.B. No. 919, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 919, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1238, S.D. 1, presented a report (Conf. Com. Rep. No. 13) recommending that S.B. No. 1238, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 1238, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1727, S.D. 1, presented a report (Conf. Com. Rep. No. 14) recommending that S.B. No. 1727, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 1727, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 438, presented a report (Conf. Com. Rep. No. 15) recommending that H.B. No. 438, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of H.B. No. 438, S.D. 1, C.D. 1, entitled: "A BILL FOR AN

## ACT RELATING TO SEXUAL OFFENSES".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 424, H.D. 1, presented a report (Conf. Com. Rep. No. 16) recommending that H.B. No. 424, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of H.B. No. 424, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL TAMPERING".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 921, H.D. 1, presented a report (Conf. Com. Rep. No. 17) recommending that H.B. No. 921, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of H.B. No. 921, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF TEMPORARY RESTRAINING ORDERS IN CASES OF SPOUSE ABUSE AND OTHER DOMESTIC VIOLENCE".

## STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1017), informing the Senate that Senate Concurrent Resolution No. 121, Senate Resolution No. 461, Standing Committee Report Nos. 1004 to 1016, Governor's Message Nos. 119 to 474 and Conference Committee Report No. 2 have been printed and are ready for distribution.

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

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 1018), recommending that Senate Resolution No. 163, as amended in S.D. 1, be adopted.

On motion by Senator Young, seconded by Senator Kawasaki and carried, the report of the Committee was adopted and S.R. No. 163, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO SUBMIT SUGGESTIONS AS

TO METHODS FOR GENERATING INCOME", was adopted.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 1019), recommending that House Bill No. 589 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Toyofuku, seconded by Senator Yamasaki and carried, the report of the Committee was adopted and H.B. No. 589, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION", passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 19, 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. 589.

Senator Toyofuku, for the Committee on Human Resources, presented a report (Stand. Com. Rep. No. 1020), recommending that Senate Concurrent Resolution No. 72, as amended in S.D. 1, be referred to the Committee on Legislative Management.

On motion by Senator Toyofuku, seconded by Senator Yamasaki and carried, the report of the Committee was adopted and S.C.R. No. 72, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE PROBLEMS OF VOCATIONAL REHABILITATION WORKSHOPS WITH THEIR WORKERS' COMPENSATION INSURANCE POLICIES", was referred to the Committee on Legislative Management.

Senator Carpenter, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 1021), recommending that Senate Concurrent Resolution No. 54, as amended in S.D. 1, be referred to the Committee on Legislative Management.

On motion by Senator Carpenter, seconded by Senator Campbell and carried, the report of the majority of the Committee was adopted and S.C.R. No. 54, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF THE DENTAL HEALTH DIVISION OF THE STATE DEPARTMENT OF HEALTH", was referred to the Committee on Legislative Management.

Senator Carpenter, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 1022), recommending that Senate Resolution No. 267, as amended in S.D. 1, be referred to the Committee on Legislative Management.

On motion by Senator Carpenter, seconded by Senator Campbell and carried, the report of the majority of the Committee

was adopted and S.R. No. 267, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING AN AUDIT OF THE DENTAL HEALTH DIVISION OF THE STATE DEPARTMENT OF HEALTH", was referred to the Committee on Legislative Management.

Senator Campbell, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1023), recommending that Senate Resolution No. 34 be adopted.

On motion by Senator Campbell, seconded by Senator Young and carried, the report of the Committee was adopted and S.R. No. 34, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO SUBMIT A STATUS REPORT ON ITS PROGRAM FOR THE GIFTED AND TALENTED", was adopted.

Senator Campbell, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1024), recommending that Senate Resolution No. 67, as amended in S.D. 1, be adopted.

On motion by Senator Campbell, seconded by Senator Young and carried, the report of the Committee was adopted and S.R. No. 67, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONTINUE TO DEVELOP A PROGRAM FOR STUDENT INVOLVEMENT ON EVERY SCHOOL CAMPUS IN ITS EFFORTS TO CURB SCHOOL VIOLENCE AND VANDALISM", was adopted.

Senator Campbell, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1025), recommending that Senate Resolution No. 245 be adopted.

On motion by Senator Campbell, seconded by Senator Young and carried, the report of the Committee was adopted and S.R. No. 245, entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A TIMETABLE FOR QUALITY EDUCATION", was adopted.

Senator Mizuguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1026), recommending that House Concurrent Resolution No. 120 be adopted.

On motion by Senator Mizuguchi, seconded by Senator Yim and carried, the report of the Committee was adopted and H.C.R. No. 120, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ACQUISITION OF FEDERAL GRANTS FOR BICYCLE PROJECTS UNDER THE FEDERAL-AID HIGHWAY ACT OF 1978", was adopted.

Senator Mizuguchi, for the Committee

on Transportation, presented a report (Stand. Com. Rep. No. 1027), recommending that Senate Resolution No. 59, 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.R. No. 59, S.D. 1, entitled: "SENATE RESOLUTION RELATING TO POTENTIAL IMPACT OF AIRLINE DEREGULATION ON DEMANDS FOR AIRLINE FACILITIES", was adopted.

Senator Mizuguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1028), recommending that Senate Resolution No. 60, 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.R. No. 60, S.D. 1, entitled: "SENATE RESOLUTION RELATING TO THE REVIEW OF DELINEATION OF ROAD MAINTENANCE RESPONSIBILITIES AND THE REVIEW OF ROAD DAMAGE CAUSED BY RECENT WEATHER CONDITIONS", was adopted.

Senator Mizuguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1029), recommending that Senate Resolution No. 63, as amended in S.D. 1, be referred to the Committee on Legislative Management.

On motion by Senator Mizuguchi, seconded by Senator Yim and carried, the report of the Committee was adopted and S.R. No. 63, S.D. 1, entitled: "SENATE RESOLUTION RELATING TO THE CONCEPT OF SPECIAL FUNDING FOR VARIOUS MODES OF TRANSPORTATION", was referred to the Committee on Legislative Management.

Senator Mizuguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1030), recommending that Senate Resolution No. 338, as amended in S.D. 1, be referred to the Committee on Legislative Management.

On motion by Senator Mizuguchi, seconded by Senator Yim and carried, the report of the Committee was adopted and S.R. No. 338, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A REPORT FROM THE DEPARTMENT OF TRANSPORTATION ON THE COMMERCIAL USE OF STATE HARBORS AND ITS REVIEW BY THE SENATE COMMITTEE ON TRANSPORTATION", was referred to the Committee on Legislative Management.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 1031), recommending that Senate Resolution No. 98 be referred to the Committee on

Economic Development.

At 10:44 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:46 o'clock a.m.

Senator Mizuguchi moved that Stand. Com. Rep. No. 1031 be received and placed on file, seconded by Senator Yim and carried.

By unanimous consent, the referral of S.R. No. 98 to the Committee on Economic Development was waived.

On motion by Senator Mizuguchi, seconded by Senator Yim and carried, S.R. No. 98, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF ESTABLISHING HAWAIIAN HOMESTEADS ON LANDS PRESENTLY NOT WITHIN THE JURISDICTION OF THE DEPARTMENT OF HAWAIIAN HOME LANDS", was adopted.

Senators Campbell and Abercrombie, for the Committees on Education and Higher Education, presented a joint report (Stand. Com. Rep. No. 1032), recommending that Senate Resolution No. 27 be adopted.

On motion by Senator Campbell, seconded by Senator Mizuguchi and carried, the joint report of the Committees was adopted and S.R. No. 27, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES PRESIDENT AND CONGRESS TO MORE FULLY FUND EDUCATIONAL PROGRAMS FOR THE HANDICAPPED", was adopted.

#### ORDER OF THE DAY

#### MATTER DEFERRED FROM APRIL 2, 1979

Standing Committee Report No. 797 (H.B. No. 4):

By unanimous consent, action on Stand. Com. Rep. No. 797 and H.B. No. 4, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR", was deferred until Thursday, April 19, 1979.

#### MATTER DEFERRED FROM APRIL 9, 1979:

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

By unanimous consent, action on S.B. No. 1611, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

PREMARITAL EXAMINATIONS", was deferred until Thursday, April 19, 1979.

#### MATTERS DEFERRED FROM APRIL 16, 1979

Standing Committee Report No. 1015 (S.R. No. 194, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1015 and S.R. No. 194, S.D. 1, entitled: "SENATE RESOLUTION RECOGNIZING AND COMMENDING THE 'NUCLEAR ARMS: CONSCIENCE, LAW AND SURVIVAL' FORUM FOR ITS OUTSTANDING EFFORTS TO ALERT HAWAII'S PUBLIC TO THE POTENTIAL DANGERS OF NUCLEAR WEAPON STORAGE NEAR POPULATION CENTERS AND FOR PRESENTING ISSUES RELATING TO THE NUCLEAR ARMS RACE AND THE DISARMAMENT QUESTION", was deferred until Wednesday, April 18, 1979.

Standing Committee Report No. 1011 (Gov. Msg. No. 46):

Senator Young moved that Stand. Com. Rep. No. 1011 be received and placed on file, seconded by Senator Cayetano and carried.

Senator Young then moved that the Senate advise and consent to the nomination of Georgiana K. Padeken as Chairperson of the Hawaiian Homes Commission, term to expire December 31, 1982, seconded by Senator Cayetano.

Roll Call having been ordered, the motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Ushijima and Yee).

Standing Committee Report No. 1012 (Gov. Msg. No. 48):

Senator Toyofuku moved that Stand. Com. Rep. No. 1012 be received and placed on file, seconded by Senator Yamasaki and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Joshua C. Aagsalud as Director of the Department of Labor and Industrial Relations, term to expire December 6, 1982, seconded by Senator Yamasaki.

Roll Call having been ordered, the motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Ushijima and Yee).

Standing Committee Report No. 1013 (Gov. Msg. No. 50):



Senator Toyofuku moved that Stand. Com. Rep. No. 1013 be received and placed on file, seconded by Senator Yamasaki and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Donald A. Botelho as Director of the Department of Personnel Services, term to expire December 6, 1982, seconded by Senator Yamasaki.

Roll Call having been ordered, the motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Ushijima and Yee).

Standing Committee Report No. 1014 (Gov. Msg. No. 53):

By unanimous consent, action on Stand. Com. Rep. No. 1014 and Gov. Msg. No. 53 was deferred to the end of the morning calendar.

Standing Committee Report No. 1016 (Gov. Msg. No. 52):

Senator Cobb moved that Stand. Com. Rep. No. 1016 be received and placed on file, seconded by Senator Chong and carried.

Senator Cobb then moved that the Senate advise and consent to the nomination of Tany S. Hong as Director of the Department of Regulatory Agencies, term to expire December 6, 1982, seconded by Senator Chong.

Roll Call having been ordered, the motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Ushijima and Yee).

At 10:50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:52 o'clock a.m., and the President directed the Clerk to note the presence of Senators Ushijima and Yee.

#### MISCELLANEOUS COMMUNICATIONS

The following communications (Misc. Com. Nos. 37 to 39) were read by the Clerk and were disposed of as follows:

A communication from Ms. C. Matano, Administrative Assistant to the Honorable Spark Matsunaga, United States Senator, (Misc. Com. No. 37), acknowledging receipt of Senate Resolution No. 133

(1979) which requested the Governor of the State of Hawaii to take immediate action toward the acquisition and return of Tern Island and its facilities to the State of Hawaii, was placed on file.

A communication from Mr. David M. Peters, Executive Assistant to the Honorable Daniel K. Inouye, United States Senator, (Misc. Com. No. 38), acknowledging receipt of Senate Resolution No. 110 (1979), which requested Hawaii's Congressional delegation to take whatever action possible at the Federal level to assist the sugar industry of Hawaii, was placed on file.

A communication from the Honorable Spark Matsunaga, United States Senator, (Misc. Com. No. 39), advising the Senate that the U.S. Special Trade Representative has agreed to reopen negotiations with the Philippine government in order to retain present levels of tariff on pineapple juice and adding that representatives of the pineapple industry met with Ambassador McDonald and it appears now that there will be no reduction in the tariff on pineapple juice, with a minimum of reduction in tariff on processed pineapple, was referred to the Committee on Agriculture.

#### MATTER DEFERRED FROM EARLIER ON THE CALENDAR

Standing Committee Report No. 1014 (Gov. Msg. No. 53):

Senator Toyofuku moved that Stand. Com. Rep. No. 1014 be received and placed on file, seconded by Senator Yamasaki and carried.

Senator Toyofuku then moved that the Senate advise and consent to the nomination of Andrew I.T. Chang as Director of the Department of Social Services and Housing, term to expire December 6, 1982, seconded by Senator Yamasaki.

Senator Soares then stated as follows:

"Mr. President, I'd like to clarify the reason why I made a request earlier for deferment of this matter to the end of the calendar. I wanted to be absolutely sure that we had twenty-five Senators present to make our voices known on our votes for the man I consider to be one of the most outstanding department heads I have seen here in my thirteen years in the State House of Representatives and the Senate. I didn't want to cause anyone any grievance or cause anyone in the gallery to have a heart attack, but I did want to make sure that we would have twenty-five strong for an outstanding department head as 'Andy' Chang. Thank you."

Roll Call having been ordered, the motion was put by the Chair and carried

on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Abercrombie).

At this time, Senator Yim, Chairman of the Committee on Economic Development, requested a waiver of the 48-hour notice of a Public Hearing on the following measures:

Gov. Msg. No. 49, submitting for consideration and confirmation of Susumu Ono as Chairman of the Board of Land and Natural Resources; and

Gov. Msg. No. 51, submitting for consideration and confirmation of Hideto Kono as Director of the Department of Planning and Economic Development,

and the President granted the waiver.

Senator Kawasaki then rose on a point of personal privilege and stated as follows:

"Mr. President, I rise on a point of personal privilege to express a concern that I have relative to the good Chairman of the Committee on Ways and Means being singled out to be on the receiving end of epitaphs and insults of sorts, primarily because he has expressed a concern for us to maintain some fiscally responsible position relative to COLA (cost of living allowance).

"I think it is important for us to notify elements, minority elements, in the community who are concerned about this problem, that we on the Ways and Means Committee--unless other members of the Committee take exception to my remark and they may so record it--that we are in full support of the Chairman's posture relative to his concern about the state's inability to include COLA payments in the collective bargaining agreements.

"I just wanted to express my wholehearted support of the Chairman's position and I don't think that he should be singled out to be on the receiving end of all of these insults and epitaphs."

Senator Cayetano then responded:

"Mr. President, I want to thank the Vice-Chairman of the Committee on Ways and Means for those remarks. I'm not certain that all of the members of this Honorable Body share those sentiments. However, I'd like to inform the members of this Body that I'm perfectly capable of defending myself and I want to thank you."

Senator Anderson then remarked:

"Mr. President, I'd like the remarks of Senator Kawasaki attributed to him and him only, rather than the members of the Ways and Means Committee. I for one would like to hold judgment until I see the package on the table. Right now, all I've done is had a chance to read it in the press and I would like to see the document before me for discussion before I'm committed."

At this time, Senator Yim rose on a point of personal privilege and stated as follows:

"Mr. President, I rise on a point of personal privilege regarding certain reporting particularly in an editorial in this morning's Honolulu Advertiser.

"It's rather shocking that the newspaper makes certain accusations in the editorial section that is so wrong. The editorial with the title 'Hawaii's Energy Research' gives the impression that all of the energy activity in the state was the result of the efforts of DPED. That's not true. It's just the opposite. Whether it be geothermal, ocean thermal energy conversion (OTEC) in particular, that was the result of the University's effort.

"Let me say very clearly that major differences that the Chairman of the Senate Economic Development Committee has with Hideto Kono are in three areas.

"One in the area of the legislative power versus the executive, in that where we passed a bill, or budget, on energy, the Governor does not veto it but the department does not implement it because they disagree with the program and then that program does not move.

"The other is the violation of legislative intent, where we clearly indicate certain activities should be going, say without federal support, such as the rum plant, a program we passed last year to convert sugar molasses into ethanol on Maui.

"The DPED's position would be no release of funds until we get the federal match, even though it was so clearly stated at the hearing, a floor speech and so on that energy is of such high priority for the state that we should move in certain areas even without federal support, and that was one of it.

"The third difference which I consider rather significant between myself and Hideto Kono, is in the area of energy research, whether it be at the University or at DPED.

"Last session we made it very clear

that research energy be at the University of Hawaii and we held extensive hearings. This year we find that at the beginning of the session, other than the funding for OTEC, practically everything we did last year was not funded. In addition to that, minimum funds were released for the operation of the Research Office at the University. In addition to that, in the Governor's budget this year, we find no research money for the University and the research money for energy was in DPED--a violation of the legislative intent last session and for several years past.

"The research amount...the DPED, CIP and the executive budget was \$500,000. What we did this session in the budget that was agreed to by the House, was to include an item of \$5,000,000 for energy research.

"So, this is the last difference between Hideto and myself as to how rapid the energy activity should be moving in this state. These are the areas of differences.

"It has nothing to do with personalities. I have high regards for Hideto, a classmate of mine at the University. I've known him for years. When he first came aboard in 1975, I told him that, other than Andrew Chang, that he is one of the best I have seen appointed to a directorship. But after four sessions and now this year, we end up with those major differences.

"I made my intentions known to the Governor when I met him two weeks ago, and I told him of my concern and what I'll be doing and it was nothing personal; that I would commit myself to the Governor, that if he can, if we do not confirm Hideto, that I'll be in favor of whatever position he may wish to assign Hideto.

"Now in this morning's paper, there is a picture of the Mini-OTEC barge. Let me give you briefly the background how that came about.

"In January, 1978, I was called to a meeting at the University campus--a meeting which was called by the University professors. There were over fifteen of them doing research for the prior two years on the ocean thermal activities on Keahole. The purpose of the meeting was to hear out the idea to be presented to the group about a Mini-OTEC at Keahole by the Lockheed representatives. So in addition to the professors, we had the Lockheed people, the Dillingham people and myself. I went there as an observer.

"Upon hearing the presentation that Hawaii move fast even though the

Mini-OTEC would generate no more than 50 kilowatt hours of electricity, a small amount...but it would be symbolic to the world--the first of its kind...and we're telling the federal people and the Department of Energy that Hawaii ought to be looked upon as the center of OTEC research; and that the State and the University, Lockheed and Dillingham ought to go into a partnership to accomplish this effort, and all of this can be done within twelve months.

"It seems to be going well and hopefully this event will take place in June of this year. But what was missing was the need for an additional \$2,000,000 for that project.

"At that meeting, I committed my support to that project that I would try to include a \$2,000,000 item for the Mini-OTEC, but I did not promise that it would get the support of all legislators. Of course, all of you know by now, that we were able to do just that. So this article with the picture of the Mini-OTEC implies that DPED has the major input. It's not correct.

"In the other part of the editorial, it mentions that 'Yim can call the shots at the University.'

"The major program of the energy research of the state was developed in the summer of 1977 by a task force of over a hundred people including just everyone you can think of. It was an open-end deal; no one was closed out. They in turn formed several sub-task forces on wind, solar, geothermal and so on. It is their effort, not mine, that came up with those ideas and with all the legislation that we passed last session.

"I did not dictate. I did not originate. I did not call the shots. All I did was to participate and I thought the best way to get good results here was to get grass root, public input. That is what I did.

"At no time did I control the University research. I went through the whole area of reading, interviewing, visiting, holding public hearings and from that we developed a legislative program on energy.

"I am calling in all the University professors to meet some of you today, if they're available, to testify to the role that I play on energy--whether or not I dictate and call the shots and that is exactly what I want to do. That is not right.

"Now the issue between myself and Hideto is again not personal. I cannot accept that there's only one person in this whole state who can be director of DPED. I think on this matter, contrary to other newspaper reporting, I have a large number of

Senators in this chamber supporting my stand. I am not alone on this.

"At the same time, I cannot accept that Senator Yim is the only Senator who can be Chairman of the Economic Development Committee. Now if this Body wishes to accept Hideto, I can say at this time I'd be more than happy to resign the Chairmanship.

"I can say publicly now, it's not personally. It's on all other areas as I have stated earlier, and if Hideto Kono is the choice and we'll find it out soon, so be it. Good luck to him, but I would like to resign from the Economic Development Committee, because it's no big thing.

"If I continue to be Chairman of the Economic Development Committee and Hideto is Director of DPED, it would not work. I would prefer that a new Chairman be designated.

"I wasn't prepared to make any statement at this time, but it is so unusual for the press to play up about the confirmation of Hideto Kono.

"I wonder when can a legislator sincerely differ with the Governor's appointment without all of this kind of publicity, with all these accusations.

"So, Mr. President, I want to make very clear my feelings about this whole matter. It doesn't matter one bit whether I am Chairman of the Economic Development Committee or not.

"Thank you very much."

Senator Abercrombie then stated, "Mr. President, I rise on a point of personal privilege. It matters a great deal to me as to whether or not Senator Yim is Chairman of the Economic Development Committee and I want to assure him of that."

At 11:12 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:15 o'clock a.m.

#### RECONSIDERATION OF ACTION TAKEN

Senator Ushijima moved that the Senate reconsider its action on S.B. No. 664, S.D. 1, H.D. 1, seconded by Senator Kuroda.

Senator Ushijima then stated as follows:

"Mr. President, the reason for this request for reconsideration is that this

matter has been in conference. The measure relates to assignment of wages in child support cases.

"Now originally when the bill came into the Senate, it was the understanding that the request from the Family Court was to make certain situations insofar as assignment of wages and custody matters 'mandatory', and the House made it 'discretionary'--'shall' to 'may'.

"Now the conference committee met yesterday and in view of a letter which we received from the Family Court stating that they have no opposition to the 'discretionary' amendment made by the House, we decided that we're going to agree with the amendments made by the House.

"Mr. President, in other words, this is purely a change from 'shall' to 'may'. We made it 'mandatory' and the House made it 'discretionary'. Since the Family Court is happy with it, we have presented this motion now to reconsider our action."

The motion to reconsider the action was put by the Chair and carried.

On motion by Senator Ushijima, seconded by Senator Kuroda and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 664, S.D. 1, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 664, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ASSIGNMENT OF WAGES FOR CHILD SUPPORT."

In accordance therewith, the President discharged the Managers who were appointed on the part of the Senate.

Senator Cobb then moved that the Senate reconsider its action on S.B. No. 1752, S.D. 1, H.D. 1, seconded by Senator Chong.

Senator Cobb then explained as follows:

"Mr. President, when this bill was sent over, there was a drafting error; the original bill from the administration was missing several lines. I communicated that information to the House of Representatives and they corrected the problem.

"They further amended the bill to provide that a student may sit for an accounting exam within 120 days of graduation and further provided that the Board of Accountancy has the authority to grant by waiver any amount of time necessary for a student to finish the additional 30 hours required for the CPA certificate, which was a change from the Senate position, but one that we found acceptable.

"We had disagreed originally to insure that most of these concerns had been taken care of in the drafting problem as well and I had so indicated at the time of the disagreeing vote being carried.

"Furthermore, Mr. President, the areas of differences with respect to the effective date and other provisions within the bill are so narrow as to leave very little room for discussion in conference. It's after having ample time to receive input from students and others both from the neighbor islands, as well as locally in accounting fields, I feel now that a motion to reconsider is in order on this bill."

The motion to reconsider the action was put by the Chair and carried.

On motion by Senator Cobb, seconded by Senator Chong and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1752, S.D. 1, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 1752, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY."

In accordance therewith, the President discharged the Managers who were appointed on the part of the Senate.

At 11:17 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:21 o'clock a.m.

Senator Kawasaki then rose on a point of personal privilege and stated as follows:

"Mr. President, I again rise on a point of personal privilege to express a concern that I have on the statements made by the Chairman of the Committee on Economic Development.

"I consider the resignation of Senator Yim from that committee to be a great loss to this state, in view of his great concern and the energy and the imagination he has expended in the area of energy, aquaculture, etc. And if I were left with the choice of either supporting him..."

Senator Anderson then rose on a point of order and stated, "Mr. President, the Chairman of the Committee on Economic Development has called for a public hearing tomorrow on the appointments of Hideto Kono and Susumu Ono. I really believe that remarks should be made

at that public hearing; that any remarks that might prejudice that decision be held in abeyance until the public hearing is held and the committee members have made their choice as to whether they will 'kill' it there or pass it out."

Senator Kawasaki then continued, "Mr. President, expressing a concern about the state of unresolve in the mind of Senator Yim is perfectly in order and I think it is perfectly in keeping with the question of personal privilege.

"As I said...as I started to say, if I had the choice of either supporting him or losing his chairmanship by supporting the confirmation of one person, I'd most certainly, in behalf of the State of Hawaii, support Senator Yim."

At 11:25 o'clock a.m., on motion by Senator Mizuguchi, seconded by Senator Anderson and carried, the Senate stood in recess until 7:00 o'clock p.m., this evening.

#### EVENING SESSION

The Senate reconvened at 7:35 o'clock p.m., with all Senators present with the exception of Senator Abercrombie, Chong and Ushijima, who were excused.

#### HOUSE COMMUNICATION

A communication from the House (Hse. Com. No. 563), returning Senate Concurrent Resolution No. 121 which was adopted by the House of Representatives on April 17, 1979, was read by the Clerk and was placed on file.

#### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 468 to 470) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 468), entitled: "SENATE RESOLUTION CONGRATULATING PUNAHOU ON WINNING THE 1979 STATE BOYS' TENNIS TOURNAMENT CHAMPIONSHIPS", was jointly offered by Senators Yee, Saiki, Mizuguchi, Takitani, George, Hara, Ajifu, Chong, Young, Anderson, Carpenter and Carroll.

On motion by Senator Yee, seconded by Senator Saiki and carried, S.R. No. 468 was adopted.

A resolution (S.R. No. 469), entitled: "SENATE RESOLUTION CONGRATULATING AND COMMENDING THE IOLANI SCHOOL STAGE BAND ON ITS FIRST PLACE PERFORMANCE IN THE 18TH RENO INTERNATIONAL JAZZ FESTIVAL", was jointly offered by Senators Yee, Carroll, Ajifu, George, Anderson, Soares, Takitani, Chong, Carpenter and Toyofuku.

On motion by Senator Yee, seconded by Senator Ajifu and carried, S.R. No. 469 was adopted.

A resolution (S.R. No. 470), entitled: "SENATE RESOLUTION HONORING THE CHAMINADE UNIVERSITY TEAM FOR THEIR PARTICIPATION IN THE REGIONAL COLLEGE BOWL", was jointly offered by Senators Carpenter, Cobb, Takitani, Mizuguchi, Abercrombie, Ajifu, Carroll, Anderson, Chong, Campbell, Wong, Cayetano, Kuroda, Saiki and George.

On motion by Senator Carpenter, seconded by Senator Cobb and carried, S.R. No. 470 was adopted.

#### CONFERENCE COMMITTEE REPORTS

Senator Yim, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1232, presented a report (Conf. Com. Rep. No. 18), recommending that H.B. No. 1232, S.D. 1, as amended in C.D. 1, pass Final 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. 1232, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE."

Senator Cayetano, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1647, H.D. 2, presented a report (Conf. Com. Rep. No. 19), recommending that H.B. No. 1647, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final 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. 1647, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADDITIONAL SUPPORT TO THE UNIVERSITY OF HAWAII FROM EXTRAMURAL FUNDS".

Senator Chong, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 181, H.D. 1, presented a report (Conf. Com. Rep. No. 20), recommending that H.B. No. 181, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 181, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER

LAW".

Senator Ushijima, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1557, H.D. 1, presented a report (Conf. Com. Rep. No. 21), recommending that H.B. No. 1557, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 1557, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY COMMITTEES ON THE STATUS OF WOMEN".

Senator Abercrombie, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1588, presented a report (Conf. Com. Rep. No. 22), recommending that H.B. No. 1588, S.D. 2, as amended in C.D. 1, pass Final 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. 1588, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEGREE GRANTING INSTITUTIONS".

Senator Toyofuku, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 80, H.D. 2, presented a report (Conf. Com. Rep. No. 23), recommending that H.B. No. 80, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final 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. 80, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NURSING HOMES".

Senator Mizuguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1646, H.D. 1, presented a report (Conf. Com. Rep. No. 24), recommending that H.B. No. 1646, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 1646, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY".

Senator Carpenter, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 520,

H.D. 1, presented a report (Conf. Com. Rep. No. 25), recommending that H.B. No. 520, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final 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. 520, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MINORS".

Senator Carpenter, for the majority of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1322, H.D. 1, presented a report (Conf. Com. Rep. No. 26), recommending that H.B. No. 1322, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 1322, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY".

Senator Mizuguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1473, H.D. 1, presented a report (Conf. Com. Rep. No. 27), recommending that H.B. No. 1473, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 1473, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII WING, CIVIL AIR PATROL".

Senator Carpenter, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 166, H.D. 1, presented a report (Conf. Com. Rep. No. 28), recommending that House Bill No. 166, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final 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. 166, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD, DRUGS, AND COSMETICS".

Senator Cobb, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 82, H.D. 1, presented a report

(Conf. Com. Rep. No. 29), recommending that H.B. No. 82, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 82, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII REGULATORY LICENSING REFORM ACT".

Senator Cobb, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 173, H.D. 1, presented a report (Conf. Com. Rep. No. 30), recommending that H.B. No. 173, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 173, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR".

Senator Cobb, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 479, H.D. 1, presented a report (Conf. Com. Rep. No. 31), recommending that H.B. No. 479, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 479, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVERTISING BY OPTOMETRISTS".

Senator Cobb, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 531, presented a report (Conf. Com. Rep. No. 32), recommending that H.B. No. 531, S.D. 1, as amended in C.D. 1, pass Final 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. 531, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS".

Senator Cobb, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1459, H.D. 1, presented a report (Conf. Com. Rep. No. 33), recommending that H.B. No. 1459, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 1459, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOWING COMPANIES OR REPAIR BUSINESSES".

Senator Cayetano, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1, H.D. 1, presented a report (Conf. Com. Rep. No. 34), recommending that H.B. No. 1, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 1, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET".

Senator Cayetano, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 2, H.D. 1, presented a report (Conf. Com. Rep. No. 35), recommending that H.B. No. 2, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final 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. 2, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY BUDGET".

Senator Cayetano, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 48, H.D. 2, presented a report (Conf. Com. Rep. No. 36), recommending that H.B. No. 48, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final 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. 48, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PROGRAM FOR THE UNEMPLOYED".

Senator Young, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1686, H.D. 2, presented a report (Conf. Com. Rep. No. 37), recommending that H.B. No. 1686, H.D. 2, S.D. 3, as amended in C.D. 1, pass Final 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. 1686, H.D. 2, S.D. 3, C.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO THE HAWAII HOUSING AUTHORITY".

Senator Carpenter, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1634, S.D. 2, presented a report (Conf. Com. Rep. No. 38), recommending that S.B. No. 1634, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 1634, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII FOOD, DRUG, AND COSMETIC ACT".

Senator Campbell, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1373, S.D. 1, presented a report (Conf. Com. Rep. No. 39), recommending that S.B. No. 1373, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 1373, S.D. 1, H.D. 1, C.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".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1703, S.D. 1, presented a report (Conf. Com. Rep. No. 40), recommending that S.B. No. 1703, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 1703, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVII, SECTION 2, OF THE HAWAII CONSTITUTION, TO SPECIFY VOTING PROCEDURE FOR CONSTITUTIONAL AMENDMENTS".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 451, presented a report (Conf. Com. Rep. No. 41), recommending that H.B. No. 451, S.D. 1, as amended in C.D. 1, pass Final 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. 451, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROMOTING A DANGEROUS DRUG".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1216, H.D. 1, presented a report (Conf. Com. Rep. No. 42), recommending that H.B. No. 1216, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 1216, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1386, H.D. 1, presented a report (Conf. Com. Rep. No. 43), recommending that H.B. No. 1386, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 1386, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMES".

Senator Cobb, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 692, presented a report (Conf. Com. Rep. No. 44), recommending that S.B. No. 692, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 692, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF MASSAGE".

Senator Cobb, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 694, presented a report (Conf. Com. Rep. No. 45), recommending that S.B. No. 694, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 694, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COLLECTION AGENCY BOARD".

Senator Cobb, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 695, S.D. 1, presented a report (Conf. Com. Rep. No. 46), recommending that S.B. No. 695, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 695, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELEVATOR MECHANICS LICENSING BOARD".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 102, H.D. 1, presented a report (Conf. Com. Rep. No. 47), recommending that H.B. No. 102, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 102, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO QUIETING TITLE".

Senator Mizuguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1432, H.D. 1, presented a report (Conf. Com. Rep. No. 48), recommending that H.B. No. 1432, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 1432, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS".

Senator Ushijima, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 581, S.D. 1, presented a report (Conf. Com. Rep. No. 49), recommending that S.B. No. 581, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 581, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES".

Senator Cayetano, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 14, H.D. 1, presented a report (Conf. Com. Rep.

No. 50), recommending that H.B. No. 14, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 14, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAX REVIEW COMMISSION".

Senator Cayetano, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 77, S.D. 3, presented a report (Conf. Com. Rep. No. 51), recommending that S.B. No. 77, S.D. 3, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 77, S.D. 3, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PARKS".

Senator Hara, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1091, S.D. 1, presented a report (Conf. Com. Rep. No. 52), recommending that S.B. No. 1091, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 1091, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LAPSING OF CAPITAL IMPROVEMENT FUNDS".

Senator Cayetano, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1252, H.D. 2, presented a report (Conf. Com. Rep. No. 53), recommending that H.B. No. 1252, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final 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. 1252, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FARM LOANS".

Senator Cayetano, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1657, S.D. 2, presented a report (Conf. Com. Rep. No. 54), recommending that S.B. No. 1657, S.D. 2, H.D. 1,

as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 1657, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUGAR PRODUCERS CROP LOANS".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 98, H.D. 2, presented a report (Conf. Com. Rep. No. 55), recommending that H.B. No. 98, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final 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. 98, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIAL SALARY COMMISSION".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 99, H.D. 1, presented a report (Conf. Com. Rep. No. 56), recommending that H.B. No. 99, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final 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. 99, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 421, H.D. 1, presented a report (Conf. Com. Rep. No. 57), recommending that H.B. No. 421, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 421, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE: DEFERRED ACCEPTANCE OF GUILTY PLEA".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 643, H.D. 1, presented a report (Conf. Com. Rep. No. 58), recommending that H.B. No. 643, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final 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. 643, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 181, S.D. 2, presented a report (Conf. Com. Rep. No. 59), recommending that S.B. No. 181, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 181, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROSECUTION".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1682, S.D. 1, presented a report (Conf. Com. Rep. No. 60), recommending that S.B. No. 1682, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 1682, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FORFEITURE OF PROPERTY USED IN ILLEGAL GAMBLING".

Senator Campbell, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 923, H.D. 1, presented a report (Conf. Com. Rep. No. 61), recommending that H.B. No. 923, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 923, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1634, H.D. 1, presented a report (Conf. Com. Rep. No. 62), recommending that H.B. No. 1634, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 1634, H.D. 1, S.D. 1,

C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COSTS, ATTORNEY'S FEES AND JURY TRIALS UNDER THE STATE TORT LIABILITY ACT".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1049, S.D. 1, presented a report (Conf. Com. Rep. No. 63), recommending that S.B. No. 1049, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 1049, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE".

Senator Hara, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1215, H.D. 1, presented a report (Conf. Com. Rep. No. 64), recommending that H.B. No. 1215, H.D. 1, S.D. 3, as amended in C.D. 1, pass Final 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. 1215, H.D. 1, S.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT TO AMEND SECTION 46-6, HAWAII REVISED STATUTES, RELATING TO PARKS AND PLAYGROUNDS FOR SUBDIVISIONS".

Senator Yim, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 732, presented a report (Conf. Com. Rep. No. 65), recommending that H.B. No. 732, S.D. 2, as amended in C.D. 1, pass Final 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. 732, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CAPITAL LOAN PROGRAM".

Senator Chong, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1667, presented a report (Conf. Com. Rep. No. 66), recommending that H.B. No. 1667, S.D. 1, as amended in C.D. 1, pass Final 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. 1667, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY LAW".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1043, S.D. 1, presented a report (Conf. Com. Rep. No. 67), recommending that S.B. No. 1043, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 1043, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AWARDING OF INTEREST IN CIVIL CASES".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 95, H.D. 2, presented a report (Conf. Com. Rep. No. 68), recommending that H.B. No. 95, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final 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. 95, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GRAND JURY".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 282, H.D. 1, presented a report (Conf. Com. Rep. No. 69), recommending that H.B. No. 282, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final 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. 282, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD INFORMATION".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 723, H.D. 1, presented a report (Conf. Com. Rep. No. 70), recommending that H.B. No. 723, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 723, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FRAUDULENT CLAIMS SUBMITTED AGAINST THE STATE".

Senator Carpenter, for the Committee

on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1539, S.D. 1, presented a report (Conf. Com. Rep. No. 71), recommending that S.B. No. 1539, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 1539, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXCEPTION TO LIABILITY".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1230, presented a report (Conf. Com. Rep. No. 72), recommending that S.B. No. 1230, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 1230, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 92, H.D. 2, presented a report (Conf. Com. Rep. No. 73), recommending that H.B. No. 92, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final 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. 92, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1716, presented a report (Conf. Com. Rep. No. 74), recommending that H.B. No. 1716, S.D. 1, as amended in C.D. 1, pass Final 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. 1716, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMBLEMS AND SYMBOLS".

Senator Campbell, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 38, H.D. 2, presented a report (Conf. Com. Rep. No. 75), recommending that H.B. No. 38, H.D. 2, S.D. 3, as amended in C.D. 1, pass Final 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. 38, H.D. 2, S.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1680, S.D. 1, presented a report (Conf. Com. Rep. No. 76), recommending that S.B. No. 1680, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on S.B. No. 1680, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A CRIME COMMISSION".

Senator Young, for the majority of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 890, H.D. 1, presented a report (Conf. Com. Rep. No. 77), recommending that H.B. No. 890, H.D. 1, S.D. 3, as amended in C.D. 1, pass Final 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. 890, H.D. 1, S.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AN OFFICE ON HAWAIIAN AFFAIRS".

Senator Hara, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1642, H.D. 1, presented a report (Conf. Com. Rep. No. 78), recommending that H.B. No. 1642, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final 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. 1642, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT".

Senator O'Connor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1671, H.D. 1, presented a report (Conf. Com. Rep. No. 79), recommending that H.B. No. 1671, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final 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. 1671, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING".

#### STANDING COMMITTEE REPORTS

Senator Carpenter, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1033), recommending that Senate Resolution No. 206, as amended in S.D. 1, be adopted.

On motion by Senator Carpenter, seconded by Senator Campbell and carried, the report of the Committee was adopted and S.R. No. 206, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE COST EFFECTIVENESS OF AND OTHER RAMIFICATIONS OF THE USE OF HEALTH PARAPROFESSIONALS", was adopted.

Senator Carpenter, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1034), recommending that Senate Resolution No. 266 be adopted.

On motion by Senator Carpenter, seconded by Senator Campbell and carried, the report of the Committee was adopted and S.R. No. 266, entitled: "SENATE RESOLUTION REQUESTING REQUIREMENT OF PATIENT RIGHTS PROTOCOLS IN HOSPITALS", was adopted.

Senator Yim, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1035), recommending that Senate Resolution No. 125 be adopted.

On motion by Senator Yim, seconded by Senator Carpenter and carried, the report of the Committee was adopted and S.R. No. 125, entitled: "SENATE RESOLUTION URGING COOPERATION AND JOINT EFFORTS IN THE REFORESTATION/ENERGY PROGRAM DEVELOPMENT", was adopted.

Senator Yim, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1036), recommending that Senate Resolution No. 225 be adopted.

On motion by Senator Yim, seconded by Senator Carpenter and carried, the report of the Committee was adopted and S.R. No. 225, entitled: "SENATE RESOLUTION RELATING TO NATURAL HAZARD EVALUATION AND EARTHQUAKE PREDICTION", was adopted.

Senator Yim, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1037), recommending that Senate Resolution No. 335 be adopted.

On motion by Senator Yim, seconded by Senator Carpenter and carried, the report of the Committee was adopted and S.R. No. 335, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO INITIATE APPROPRIATE ACTIONS TO ENABLE MEMBERS OF THE MAUNALAHA VALLEY COMMUNITY ASSOCIATION TO OBTAIN LONGER TERM LAND LEASES", was adopted.

Senator Yim, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1038), recommending that Senate Resolution No. 385 be adopted.

On motion by Senator Yim, seconded by Senator Carpenter and carried, the report of the Committee was adopted and 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 adopted.

Senator Yim, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1039), recommending that Senate Resolution No. 423 be adopted.

On motion by Senator Yim, seconded by Senator Carpenter and carried, the report of the Committee was adopted and 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 adopted.

Senator Yim, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1040), recommending that Senate Concurrent Resolution No. 78 be adopted.

On motion by Senator Yim, seconded by Senator Carpenter and carried, the report of the Committee was adopted and S.C.R. No. 78, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO INITIATE APPROPRIATE ACTIONS TO ENABLE MEMBERS OF THE MAUNALAHA VALLEY COMMUNITY ASSOCIATION TO OBTAIN LONGER TERM LAND LEASES", was adopted.

Senator Yim, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1041), recommending that Senate Concurrent Resolution No. 93 be adopted.

On motion by Senator Yim, seconded by Senator Carpenter and carried, the report of the Committee was adopted and 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 adopted.

Senator Yim, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1042), recommending that Senate Concurrent Resolution No. 110 be adopted.

On motion by Senator Yim, seconded by Senator Carpenter and carried, the report of the Committee was adopted and 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 adopted.

At 7:38 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 7:39 o'clock p.m.

Senator Kuroda, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1043), recommending that Senate Resolution No. 435 be adopted.

On motion by Senator Kuroda, seconded by Senator Takitani and carried, the report of the Committee was adopted and S.R. No. 435, entitled: "SENATE RESOLUTION REQUESTING AN INTERIM STUDY OF THE PROPOSED STATE TOURISM FUNCTIONAL PLAN", was adopted.

Senator Kuroda, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1044), recommending that Senate Concurrent Resolution No. 113 be adopted.

On motion by Senator Kuroda, seconded by Senator Takitani and carried, the report of the Committee was adopted and S.C.R. No. 113, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN INTERIM STUDY OF THE PROPOSED STATE TOURISM FUNCTIONAL PLAN", was adopted.

Senators Campbell and Mizuguchi, for the Committees on Education and Transportation, presented a joint report (Stand. Com. Rep. No. 1045), recommending that Senate Resolution No. 35 be adopted.

On motion by Senator Campbell, seconded by Senator Mizuguchi and carried, the joint report of the Committees was adopted and S.R. No. 35, entitled: "SENATE

RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF TRANSPORTATION TO DETERMINE THE FEASIBILITY OF STAGGERED SCHOOL HOURS TO ALLEVIATE TRAFFIC CONGESTION", was adopted.

Senator Campbell, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1046), recommending that Senate Resolution No. 224 be adopted.

On motion by Senator Campbell, seconded by Senator Young and carried, the report of the Committee was adopted and S.R. No. 224, entitled: "SENATE RESOLUTION RELATING TO THE APPLICATION OF ELECTRONICS DATA PROCESSING (EDP) TECHNIQUES BY DOE", was adopted.

Senators Campbell and Abercrombie, for the majority of the Committees on Education and Higher Education, presented a joint report (Stand. Com. Rep. No. 1047), recommending that Senate Resolution No. 253, as amended in S.D. 1, be adopted.

On motion by Senator Campbell, seconded by Senator Mizuguchi and carried, the joint report of the majority of the Committees was adopted, and S.R. No. 253, S.D. 1, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION AND THE COMMUNITY COLLEGES OF THE UNIVERSITY OF HAWAII SYSTEM TO DEVELOP A COMPREHENSIVE AND INTEGRATED PROGRAM FOR STUDENTS PURSUING CAREERS IN COMMERCIAL AGRICULTURE", was adopted.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1048), recommending that Senate Resolution No. 377 be adopted.

On motion by Senator Cobb, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and 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 adopted.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1049), recommending that Senate Resolution No. 442 be adopted.

On motion by Senator Cobb, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and S.R. No. 442, entitled: "SENATE

RESOLUTION REQUESTING A REVIEW AND STUDY OF CERTIFIED PUBLIC ACCOUNTANCY REQUIREMENTS IN HAWAII", was adopted.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1050), recommending that Senate Concurrent Resolution No. 117 be adopted.

On motion by Senator Cobb, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and S.C.R. No. 117, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW AND STUDY OF CERTIFIED PUBLIC ACCOUNTANCY REQUIREMENTS IN HAWAII", was adopted.

Senator Cayetano, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1051), recommending that Senate Resolution No. 100, S.D. 1, be adopted.

On motion by Senator Cayetano, seconded by Senator Kawasaki and carried, the report of the Committee was adopted and S.R. No. 100, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO SEEK FUNDS FOR THE DEVELOPMENT OF A SEWAGE TREATMENT FACILITY IN THE HONOKAA AREA", was adopted.

Senator Cayetano, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1052), recommending that Senate Resolution No. 409 be adopted.

On motion by Senator Cayetano, seconded by Senator Kawasaki and carried, the report of the Committee was adopted and 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 adopted.

Senator Cayetano, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1053), recommending that Senate Resolution No. 410 be referred to the Committee on Legislative Management.

On motion by Senator Cayetano, seconded by Senator Kawasaki and carried, the report of the Committee was adopted and 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 referred to the Committee on Legislative Management.

Senator Cayetano, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1054), recommending that Senate Concurrent Resolution No. 102 be adopted.

On motion by Senator Cayetano, seconded by Senator Kawasaki and carried, the report of the Committee was adopted and 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 adopted.

Senator Cayetano, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1055), recommending that Senate Concurrent Resolution No. 103 be referred to the Committee on Legislative Management.

On motion by Senator Cayetano, seconded by Senator Kawasaki and carried, the report of the Committee was adopted and 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 referred to the Committee on Legislative Management.

Senator Cayetano, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1056), recommending that House Concurrent Resolution No. 149 be adopted.

On motion by Senator Cayetano, seconded by Senator Kawasaki and carried, the report of the Committee was adopted and H.C.R. No. 149, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF ADOPTING THE FEDERAL METHOD OF COMPUTING THE STANDARD DEDUCTION THROUGH ZERO BRACKET AMOUNTS", was adopted.

Senator Cayetano, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1057), recommending that the Senate advise and consent to the nomination of Hideo Murakami as Comptroller, in accordance with Governor's Message No. 41.

By unanimous consent, action on Stand. Com. Rep. No. 1057 and Gov. Msg. No. 41 was deferred until Wednesday, April 18, 1979.

Senator Cayetano, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1058), recommending that the Senate advise and consent to the nomination of Eileen R. Anderson as Director of the Department of Budget and Finance, in accordance with Governor's Message No. 45.

By unanimous consent, action on Stand. Com. Rep. No. 1058 and Gov. Msg. No. 45 was deferred until Wednesday, April 18, 1979.

Senator Cayetano, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1059), recommending that the Senate advise and consent to the nomination of George Freitas as Director of the Department of Taxation, in accordance with Governor's Message No. 54.

By unanimous consent, action on Stand. Com. Rep. No. 1059 and Gov. Msg. No. 54 was deferred until Wednesday, April 18, 1979.

Senator Mizuguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1060), recommending that Senate Resolution No. 66, 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.R. No. 66, S.D. 1, entitled: "SENATE RESOLUTION RELATING TO HIGHWAY BEAUTIFICATION", was adopted.

Senator Mizuguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1061), recommending that Senate Resolution No. 436 be adopted.

On motion by Senator Mizuguchi, seconded by Senator Yim and carried, the report of the Committee was adopted and 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 adopted.

Senator Mizuguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1062), recommending that the Senate advise and consent to the nomination of Ryokichi Higashionna as Director of the Department of Transportation, in accordance with Governor's Message No. 55.

By unanimous consent, action on Stand. Com. Rep. No. 1062 and Gov. Msg. No. 55 was deferred until Wednesday, April 18, 1979.



Senator Chong, for the Committee on Public Utilities, presented a report (Stand. Com. Rep. No. 1063), recommending that Senate Resolution No. 82, as amended in S.D. 1, be adopted.

On motion by Senator Mizuguchi, seconded by Senator Campbell and carried, the report of the Committee was adopted and S.R. No. 82, S.D. 1, entitled: "SENATE RESOLUTION RELATING TO ENERGY", was adopted.

Senator Carpenter, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 1064), recommending that Senate Resolution No. 265, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1064 and S.R. No. 265, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING DEVELOPMENT AND FORMULATION OF PATIENT'S RIGHTS STANDARDS", was deferred until Wednesday, April 18, 1979.

Senator Carpenter, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1065), recommending that Senate Resolution No. 373, as amended in S.D. 1, be referred to the Committee on Legislative Management.

On motion by Senator Carpenter, seconded by Senator Campbell and carried, the report of the Committee was adopted and S.R. No. 373, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY OF THE USE OF DRUGS IN OPTOMETRIC PRACTICE", was referred to the Committee on Legislative Management.

Senator Carpenter, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1066), recommending that Senate Concurrent Resolution No. 74, as amended in S.D. 1, be referred to the Committee on Legislative Management.

On motion by Senator Carpenter, seconded by Senator Campbell and carried, the report of the Committee was adopted and S.C.R. No. 74, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY OF THE USE OF DRUGS IN OPTOMETRIC PRACTICE", was referred to the Committee on Legislative Management.

Senator Takitani, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1067), recommending that the Senate advise and consent to the nomination of John Farias as Chairman of the Board of Agriculture, in accordance with Governor's Message No. 42.

By unanimous consent, action on

Stand. Com. Rep. No. 1067 and Gov. Msg. No. 42 was deferred until Wednesday, April 18, 1979.

Senator Abercrombie, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1068), recommending that Senate Resolution No. 223, as amended in S.D. 1, be adopted.

On motion by Senator Mizuguchi, seconded by Senator Campbell and carried, the report of the Committee was adopted and S.R. No. 223, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE PRESIDENT OF THE UNIVERSITY OF HAWAII TO SUBMIT A STATUS REPORT ON THE NURSING DEGREE PROGRAM OF THE UNIVERSITY OF HAWAII", was adopted.

Senator Yim, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1069), recommending that Senate Resolution No. 384, as amended in S.D. 1, be adopted.

On motion by Senator Yim, seconded by Senator Carpenter and carried, the report of the Committee was adopted and S.R. No. 384, S.D. 1, entitled: "SENATE RESOLUTION EXPRESSING SUPPORT FOR THE ESTABLISHMENT OF A FILM PROCESSING INDUSTRY IN HAWAII", was adopted.

Senators Campbell and Abercrombie, for the Committees on Education and Higher Education, presented a joint report (Stand. Com. Rep. No. 1070), recommending that Senate Resolution No. 190, as amended in S.D. 1, be adopted.

On motion by Senator Campbell, seconded by Senator Mizuguchi and carried, the joint report of the Committees was adopted and S.R. No. 190, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF EDUCATION TO INVESTIGATE THE FEASIBILITY OF ALLOWING SECONDARY STUDENTS WHO HAVE DROPPED OUT OF SCHOOL OR WHO ARE POTENTIAL DROPOUTS TO ENROLL IN VOCATIONAL EDUCATION COURSES WITHIN OUR COMMUNITY COLLEGE SYSTEM", was adopted.

Senator Campbell, for the majority of the Committee on Education, presented a report (Stand. Com. Rep. No. 1071), recommending that Senate Resolution No. 215 be referred to the Committee on Legislative Management.

On motion by Senator Campbell, seconded by Senator Young and carried, Roll Call vote having been requested, the report of the majority of the Committee was adopted and S.R. No. 215, entitled: "SENATE RESOLUTION REQUESTING A STUDY TO EXPLORE THE FEASIBILITY OF CONVERTING WAIANAE HIGH SCHOOL TO THE STATE'S FIRST MARINE HIGH SCHOOL", was referred to the Committee

on Legislative Management on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Kawasaki).  
Excused, 3 (Abercrombie, Chong and Ushijima).

Senator Carpenter, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1072), recommending that Senate Resolution No. 94 be referred to the Committee on Human Resources.

On motion by Senator Carpenter, seconded by Senator Campbell and carried, the report of the Committee was adopted and S.R. No. 94, entitled: "SENATE RESOLUTION ENCOURAGING EMPLOYERS TO CONSIDER EPILEPTICS FOR EMPLOYMENT", was referred to the Committee on Human Resources.

At 7:45 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 7:50 o'clock p.m.

#### RECONSIDERATION OF ACTION TAKEN EARLIER

Senator Mizuguchi moved that the Senate reconsider its action taken earlier

on Stand. Com. Rep. No. 1072 and S.R. No. 94, seconded by Senator Carpenter and carried.

By unanimous consent, the referral of S.R. No. 94 to the Committee on Human Resources was waived.

Senator Mizuguchi then moved that Stand. Com. Rep. No. 1072 be received and placed on file, seconded by Senator Carpenter and carried.

On motion by Senator Carroll, seconded by Senator Ajifu and carried, S.R. No. 94, entitled: "SENATE RESOLUTION ENCOURAGING EMPLOYERS TO CONSIDER EPILEPTICS FOR EMPLOYMENT", was adopted.

At this time, Senator Kuroda introduced to the members of the Senate the following visitors from Pearl City: Dr. and Mrs. Ken Uejo, Mr. Bob Kubo, Mrs. Fajardo, Mr. and Mrs. Stanley Sumida, Mrs. Elaine Funakoshi and Mr. Dean Sensui.

#### ADJOURNMENT

At 7:58 o'clock p.m., on motion by Senator Mizuguchi, seconded by Senator Anderson and carried, the Senate adjourned until 11:30 o'clock a.m., on Wednesday, April 18, 1979.