

## FOURTEENTH DAY

Monday, February 4, 1980

The Senate of the Tenth Legislature of the State of Hawaii, Regular Session of 1980, convened at 11:30 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Reverend Joseph Justin of First Christian Church, after which the Roll was called showing all Senators present, with the exception of Senators Abercrombie, Saiki and Ushijima who were excused.

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

## MESSAGE FROM THE GOVERNOR

A message from the Governor (Gov. Msg. No. 47), transmitting the 1978-1979 Annual Report prepared by the School Health Services Branch, Family Health Services Division, Department of Health, was read by the Clerk and was referred to the Committee on Health.

## SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 63 to 66) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 63), entitled: "SENATE RESOLUTION EXTENDING CONDOLENCES TO THE FAMILY OF TAKEO OTANI", was jointly offered by Senators Hara, Ushijima, Carpenter, Young, Machida, Toyofuku, Saiki, Kawasaki, Yamasaki, Mizuguchi, Chong, Ajifu, Campbell, George, Kuroda, Cobb, Carroll, Cayetano, Abercrombie and O'Connor.

On motion by Senator Hara, seconded by Senator Carpenter and carried, S.R. No. 63 was adopted.

A resolution (S.R. No. 64), entitled: "SENATE RESOLUTION HONORING THE MEMORY OF THE LATE RONALD TADAO MIYASHIRO AND EXTENDING DEEPEST CONDOLENCES TO HIS WIDOW, CHILDREN, AND PARENTS", was jointly offered by Senators Hara, Ushijima, Carpenter, Anderson, Machida, Chong, Yamasaki, Cobb, Ajifu, Kuroda, Kawasaki, Young, Campbell, Toyofuku, Wong, Mizuguchi, Soares, Yim, George, Carroll, Cayetano, O'Connor and Abercrombie.

On motion by Senator Hara, seconded by Senator Carpenter and carried, S.R. No. 64 was adopted.

A resolution (S.R. No. 65), entitled: "SENATE RESOLUTION OPPOSING THE ESTABLISHMENT OF A GENERAL AVIATION

AIRPORT AT BELLOWS FIELD", was offered by Senator Ajifu.

By unanimous consent, S.R. No. 65 was referred to the Committee on Transportation.

A resolution (S.R. No. 66), entitled: "SENATE RESOLUTION EXPRESSING CONDOLENCES TO THE FAMILY OF THE LATE TEN SUNG 'T.S.' SHINN", was jointly offered by Senators Machida, Yamasaki, Hara, Mizuguchi, Chong, Toyofuku, O'Connor, Ushijima, Campbell, Young, Carpenter, Carroll, Kuroda, Cayetano, George, Anderson, Soares and Abercrombie.

On motion by Senator Machida, seconded by Senator Yamasaki and carried, S.R. No. 66 was adopted.

## INTRODUCTION OF BILLS

On motion by Senator Mizuguchi, seconded by Senator Anderson and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Tuesday, February 5, 1980:

## Senate Bills

No. 2243-80 "A Bill for an Act Making an Appropriation for School Construction and Equipment."

Introduced by: Senator Carroll.

No. 2244-80 "A Bill for an Act Making an Appropriation for Repair and Maintenance of Certain Schools."

Introduced by: Senator Carroll.

No. 2245-80 "A Bill for an Act Relating to Collective Bargaining."

Introduced by: Senator Carroll.

No. 2246-80 "A Bill for an Act Relating to the State Debt Limit."

Introduced by: Senators Cayetano, Kawasaki, Carpenter, Young, Cobb and Kuroda.

No. 2247-80 "A Bill for an Act Proposing an Amendment to the Hawaii Constitution."

Introduced by: Senators Cayetano, Kawasaki, Carpenter, Young, Cobb and Kuroda.

No. 2248-80 "A Bill for an Act Proposing an Amendment to Article XI, Section 7, of the Constitution of the State

of Hawaii to Eliminate the Requirement that the Legislature Create a New Water Resources Agency."

Introduced by: Senator Kawasaki.

No. 2249-80 "A Bill for an Act Relating to Police Departments."

Introduced by: Senator Kawasaki.

No. 2250-80 "A Bill for an Act Relating to Public Administration."

Introduced by: Senator Kawasaki.

No. 2251-80 "A Bill for an Act Relating to Statute of Limitation Period for Violation of Election Campaign Contributions and Expenditures Statute."

Introduced by: Senator Kawasaki.

No. 2252-80 "A Bill for an Act Relating to Firearms."

Introduced by: Senator Carroll.

No. 2253-80 "A Bill for an Act Relating to Land Use."

Introduced by: Senator Carroll.

No. 2254-80 "A Bill for an Act Relating to Time-Sharing."

Introduced by: Senator Carroll.

No. 2255-80 "A Bill for an Act Relating to Retirement."

Introduced by: Senator Carroll.

No. 2256-80 "A Bill for an Act Relating to the Excise Tax Credit."

Introduced by: Senators Chong and Yim.

No. 2257-80 "A Bill for an Act Relating to an Income Tax Refund."

Introduced by: Senators Chong and Yim.

No. 2258-80 "A Bill for an Act Relating to the Income Tax Credit for Child Care Services."

Introduced by: Senators Chong and Yim.

No. 2259-80 "A Bill for an Act Relating to Personal Exemptions."

Introduced by: Senators Chong and Yim.

No. 2260-80 "A Bill for an Act Relating to the Income Tax Credit for Low-Income

Household Renters."

Introduced by: Senators Chong and Yim.

No. 2261-80 "A Bill for an Act Relating to Exemptions from Income Tax."

Introduced by: Senators Chong and Yim.

No. 2262-80 "A Bill for an Act Relating to a State Housing and Land Utilization Agency."

Introduced by: Senator Young.

No. 2263-80 "A Bill for an Act Relating to Housing."

Introduced by: Senator Young.

No. 2264-80 "A Bill for an Act Relating to Defining Developer Liabilities."

Introduced by: Senator Young.

No. 2265-80 "A Bill for an Act Relating to New Housing Development."

Introduced by: Senator Young.

No. 2266-80 "A Bill for an Act Relating to Land Readjustments."

Introduced by: Senator Young.

No. 2267-80 "A Bill for an Act Relating to Housing."

Introduced by: Senator Young.

No. 2268-80 "A Bill for an Act Relating to the Judiciary."

Introduced by: Senator Wong, by request.

No. 2269-80 "A Bill for an Act Relating to the Judiciary."

Introduced by: Senator Wong, by request.

No. 2270-80 "A Bill for an Act Relating to the Judiciary."

Introduced by: Senator Wong, by request.

No. 2271-80 "A Bill for an Act Relating to Judiciary."

Introduced by: Senator Wong, by request.

No. 2272-80 "A Bill for an Act Relating to the Judiciary."

Introduced by: Senator Wong, by request.

No. 2273-80 "A Bill for an Act Relating to the Judiciary."

Introduced by: Senator Wong, by request.

No. 2274-80 "A Bill for an Act Relating to the Grand Jury."

Introduced by: Senator Wong, by request.

No. 2275-80 "A Bill for an Act Relating to the Judiciary."

Introduced by: Senator Wong, by request.

No. 2276-80 "A Bill for an Act Relating to Traveling Expenses of State Officials."

Introduced by: Senator Wong, by request.

No. 2277-80 "A Bill for an Act Relating to the Judiciary."

Introduced by: Senator Wong, by request.

No. 2278-80 "A Bill for an Act Relating to the Judiciary."

Introduced by: Senator Wong, by request.

No. 2279-80 "A Bill for an Act Relating to the Judiciary."

Introduced by: Senator Wong, by request.

No. 2280-80 "A Bill for an Act Relating to the State Code of Ethics."

Introduced by: Senator Wong, by request.

No. 2281-80 "A Bill for an Act Making an Appropriation for the Immigrant Youth Program of the Palama Interchurch Council."

Introduced by: Senators Yim and Wong.

No. 2282-80 "A Bill for an Act Making an Appropriation to Continue the Work Activity Program for Severely Disabled Adults at Lanakila Rehabilitation Center."

Introduced by: Senators Yim, Wong and Campbell.

No. 2283-80 "A Bill for an Act Relating to the Susannah Wesley Community Center."

Introduced by: Senators Yim, Wong and Campbell.

No. 2284-80 "A Bill for an Act Making an Appropriation for the Hawaiian Homes Commission Act of 1920, as Amended, Section 213, Hawaiian Home Education Fund."

Introduced by: Senator Young.

No. 2285-80 "A Bill for an Act Relating

to State Chartered Credit Unions."

Introduced by: Senator Young.

No. 2286-80 "A Bill for an Act Relating to Employment Programs."

Introduced by: Senators Young, Machida, Campbell and O'Connor.

No. 2287-80 "A Bill for an Act Making an Appropriation for Resurfacing of Maunaloa Highway, Molokai."

Introduced by: Senators Yamasaki and Machida.

No. 2288-80 "A Bill for an Act Making an Appropriation for Lahainaluna High School, Maui."

Introduced by: Senators Yamasaki and Machida.

No. 2289-80 "A Bill for an Act Making an Appropriation for Improvements and/or Renovations to Dormitory Facilities at Lahainaluna High School, Maui."

Introduced by: Senators Yamasaki and Machida.

No. 2290-80 "A Bill for an Act Proposing to Repeal Article XI, Section 7, of the Constitution of the State of Hawaii."

Introduced by: Senator Yamasaki, by request.

No. 2291-80 "A Bill for an Act Relating to Health Care Facilities Identification and Regulations."

Introduced by: Senator Yamasaki, by request.

No. 2292-80 "A Bill for an Act Relating to Litter Control."

Introduced by: Senators Yamasaki, Machida, Ajifu, George, Carpenter, Kawasaki, Toyofuku, Cobb, Cayetano and Carroll.

No. 2293-80 "A Bill for an Act Relating to Civil Commitment."

Introduced by: Senators Yamasaki, by request, Machida, Ajifu, Hara, Kawasaki, Mizuguchi and Cayetano.

No. 2294-80 "A Bill for an Act Relating to Firearms."

Introduced by: Senators Kawasaki, Kuroda, Abercrombie, Carpenter, Chong, George, Young and Wong.

No. 2295-80 "A Bill for an Act Relating to the Employees' Retirement System of the State of Hawaii."

Introduced by: Senators Kawasaki, Abercrombie, Carpenter, Cobb and Wong.

No. 2296-80 "A Bill for an Act Relating to Spending Limits."

Introduced by: Senators Kawasaki, Kuroda, Abercrombie, Chong and Wong.

No. 2297-80 "A Bill for an Act Proposing Amendments to the Hawaii State Constitution to Establish Spending Limits."

Introduced by: Senators Kawasaki, Cayetano, Chong, Carpenter, Kuroda, O'Connor, Ajifu, Soares, Wong and Abercrombie.

#### STANDING COMMITTEE REPORT

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 13-80) informing the Senate that Senate Resolution Nos. 56 to 62 and Senate Bill Nos. 2182-80 to 2242-80 have been printed and are ready for distribution.

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

#### ORDER OF THE DAY

##### THIRD READING

Senate Bill No. 1826-80, S.D. 1:

On motion by Senator Cayetano, seconded by Senator Kawasaki and carried, S.B. No. 1826-80, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

#### REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills that were introduced on Friday, February 1, 1980:

Senate Bills Referred to:

No. 2182-80 Committee on Human Resources, then to the Committee on Ways and Means

No. 2183-80 Jointly to the Committee on Public Utilities and the Committee

on Economic Development

No. 2184-80 Committee on Intergovernmental Relations, then to the Committee on Ways and Means

No. 2185-80 Committee on Transportation, then to the Committee on Ways and Means

No. 2186-80 Committee on Intergovernmental Relations

No. 2187-80 Committee on Economic Development, then to the Committee on Ways and Means

No. 2188-80 Committee on Consumer Protection and Commerce

No. 2189-80 Committee on Intergovernmental Relations, then to the Committee on Ways and Means

No. 2190-80 Committee on Intergovernmental Relations, then to the Committee on Ways and Means

No. 2191-80 Committee on Intergovernmental Relations

No. 2192-80 Committee on Transportation, then to the Committee on Ways and Means

No. 2193-80 Committee on Intergovernmental Relations, then to the Committee on Ways and Means

No. 2194-80 Committee on Human Resources

No. 2195-80 Committee on Human Resources

No. 2196-80 Committee on Human Resources

No. 2197-80 Committee on Government Operations and Efficiency

No. 2198-80 Committee on Ecology, Environment and Recreation, then to the Committee on Judiciary

No. 2199-80 Committee on Human Resources, then to the Committee on Judiciary

No. 2200-80 Committee on Judiciary

No. 2201-80 Committee on Health, then to the Committee on Judiciary

No. 2202-80 Committee on Health, then to the Committee on Consumer Protection and Commerce

No. 2203-80 Committee on Human Resources, then to the Committee on Judiciary, then to the Committee

- on Ways and Means
- No. 2204-80 Committee on Human Resources
- No. 2205-80 Committee on Human Resources
- No. 2206-80 Committee on Human Resources, then to the Committee on Ways and Means
- No. 2207-80 Committee on Human Resources, then to the Committee on Ways and Means
- No. 2208-80 Committee on Economic Development
- No. 2209-80 Committee on Economic Development, then to the Committee on Judiciary
- No. 2210-80 Committee on Economic Development, then to the Committee on Judiciary
- No. 2211-80 Committee on Economic Development, then to the Committee on Ways and Means
- No. 2212-80 Committee on Economic Development, then to the Committee on Judiciary
- No. 2213-80 Committee on Human Resources
- No. 2214-80 Committee on Consumer Protection and Commerce
- No. 2215-80 Committee on Consumer Protection and Commerce
- No. 2216-80 Committee on Housing and Hawaiian Homes, then to the Committee on Consumer Protection and Commerce
- No. 2217-80 Committee on Judiciary
- No. 2218-80 Committee on Economic Development, then to the Committee on Ways and Means
- No. 2219-80 Committee on Intergovernmental Relations, then to the Committee on Ways and Means
- No. 2220-80 Committee on Ways and Means
- No. 2221-80 Committee on Transportation, then to the Committee on Judiciary
- No. 2222-80 Jointly to the Committee on Education and the Committee on Transportation, then to the Committee on Ways and Means
- No. 2223-80 Committee on Transportation, then to the Committee on Ways and Means
- No. 2224-80 Committee on Education, then to the Committee on Ways and Means
- No. 2225-80 Committee on Human Resources
- No. 2226-80 Committee on Health
- No. 2227-80 Committee on Human Resources, then to the Committee on Ways and Means
- No. 2228-80 Committee on Housing and Hawaiian Homes
- No. 2229-80 Committee on Ways and Means
- No. 2230-80 Committee on Judiciary, then to the Committee on Ways and Means
- No. 2231-80 Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means
- No. 2232-80 Committee on Transportation
- No. 2233-80 Committee on Higher Education, then to the Committee on Ways and Means
- No. 2234-80 Committee on Human Resources, then to the Committee on Ways and Means
- No. 2235-80 Committee on Human Resources, then to the Committee on Ways and Means
- No. 2236-80 Committee on Education, then to the Committee on Ways and Means
- No. 2237-80 Committee on Human Resources, then to the Committee on Ways and Means
- No. 2238-80 Jointly to the Committee on Economic Development and the Committee on Public Utilities
- No. 2239-80 Committee on Human Resources, then to the Committee on Ways and Means
- No. 2240-80 Committee on Human Resources, then to the Committee on Ways and Means
- No. 2241-80 Committee on Human Resources, then to the Committee on Ways and Means
- No. 2242-80 Committee on Human Resources

## ADJOURNMENT

At 11:42 o'clock a.m., on motion by Senator Mizuguchi, seconded by Senator Anderson and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, February 5, 1980.