

## THIRTY-EIGHTH DAY

Monday, March 17, 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 Diving Blessing was invoked by Father Bartholomew O'Leary of St. Stephen's Seminary, after which the Roll was called showing all Senators present.

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

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

Senator Anderson introduced a group of 32 members of the Laimi Senior Citizens Club of Nuuanu.

Senator Toyofuku then introduced 18 members of the HGEA, Unit 3, Legislative Committee, accompanied by Mrs. Priscilla Hayashi, Chairperson of Unit 3, and Mrs. Clara Kakalia, Legislative Committee Chairperson.

Senator Carpenter, on behalf of the Senators from the 1st Senatorial District, introduced Mr. Franklin Baptiste, Big Island representative on the UPW Legislative Committee.

Senator Chong then introduced some of the Hawaii Delegates to the White House Conference on Library and Information Services as follows: Mr. Wilfred Hokama, Executive Director, Waianae Coast Day Care Center, Inc.; Ms. Donna Marie Garcia, Kauai District Administrator, Office of Library Services, Department of Education; Ms. Sally E. La'i, teacher, Waihee School, Department of Education; and Mr. Clinton K. Akana, police officer, Honolulu Police Department; accompanied by Miss Ruth Itamura, State Librarian, and Mrs. Masae Gotanda, Director of Research, State Library Services.

Senator Yee, after viewing a movie last night with Kevin O'Connor in "Bogey", introduced the "Bogey" of the State Senate, Senator Dennis O'Connor.

Senator Yamasaki then introduced Mr. Charles Iwata, Maui Chairman of the UPW Legislative Committee, and members of the UPW Legislative Committee who were sitting in the gallery.

The Chair then introduced Mr. Jimmy Brown, President of UPW.

At 11:44 o'clock a.m., the Senate stood in recess subject to the call of

the Chair.

The Senate reconvened at 11:46 o'clock a.m.

## HOUSE COMMUNICATIONS

A communication from the House (Hse. Com. No. 305) advising the Senate that the House of Representatives on March 14, 1980, reconsidered its action previously taken on House Bill No. 1494, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT", and has recalled the bill from the Governor, was read by the Clerk and was placed on file.

## SENATE RESOLUTIONS

The following resolutions (S.R. No. 187 to 190) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 187), entitled: "SENATE RESOLUTION HONORING AND COMMENDING THE HAWAII DELEGATES TO THE WHITE HOUSE CONFERENCE ON LIBRARY AND INFORMATION SERVICES", was jointly offered by Senators Chong, Young, Yamasaki, Carpenter, Machida, Cobb, Toyofuku, Ushijima, Kawasaki, Yim, Saiki, Wong, Hara, Kuroda, Ajifu, Abercrombie, Campbell, Mizuguchi, Cayetano, O'Connor, Anderson, Yee, Carroll, George and Soares.

On motion by Senator Chong, seconded by Senator Young and carried, S.R. No. 187 was adopted.

At this time, Senator Chong, on behalf of the Senate, recognized Senator Charles Campbell, a Hawaii Delegate to the White House Conference, and introduced to the members of the Senate Delegate Agnes Conrad, Archivist, State of Hawaii, leader of the delegation. Senator Campbell and Ms. Conrad were then presented with leis and copies of the resolution by Senators Chong and Young.

At 11:50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:51 o'clock a.m.

A resolution (S.R. No. 188), entitled: "SENATE RESOLUTION TO REQUIRE THE PUBLIC UTILITIES COMMISSION TO CONDUCT HEARINGS AND INVESTIGATION INTO THE ANTITRUST EXEMPTION OF THE WESTERN MOTOR TARIFF BUREAU", was offered by Senator Chong.

By unanimous consent, S.R. No. 188 was referred to the Committee on Public Utilities then to the Committee on Judiciary.

A resolution (S.R. No. 189), entitled: "SENATE RESOLUTION CALLING UPON THE REAL ESTATE COMMISSION TO EXPLAIN WHY IT HAS FAILED TO ACT ON ITS OWN RECOMMENDATIONS FOR IMPROVING REAL ESTATE BROKER EDUCATION IN HAWAII", was offered by Senator Chong.

By unanimous consent, S.R. No. 189 was referred to the Committee on Consumer Protection and Commerce.

A resolution (S.R. No. 190), entitled: "SENATE RESOLUTION RELATING TO SAINT PATRICK O' EIRE (OR PATRICIUS), HIS SONS AND DAUGHTERS (REAL OR TEMPORARY) O' ERIN, AN' ALL THE NIGH-GOOD FESTIVITIES O' THE DAY", was jointly offered by Senators O'Connor, Carroll, Abercrombie, Cobb, Ajifu, Hara, Carpenter, Chong, Young, Wong, Toyofuku, Kuroda, Campbell, Yim, Saiki, Machida, Mizuguchi, Soares and Shannon George.

At this time time, Senator O'Connor rose to read portions of the resolution, prior to the motion for adoption.

Senator O'Connor then moved that S.R. No. 190 be adopted, seconded by Senator Carroll.

Senator George then rose to express her reservations on the resolution as follows:

"Mr. President, as a true daughter of County Derry, which I noticed was not mentioned in the resolution, I would like to speak expressing grave reservations, orange reservations, about the passage of this document with serious flaws.

"The first thing I would like to bring up for your attention is enough already with all this green.

"We now have this custom of turning the lights on green that makes us look rather like newts on a golf course, something none of us need ... we all look quite ill.

"This green resolution encourages the proliferation of ads in the newspapers from such ersatz Irishmen as Frank Loo and Ike Sutton and I think for that reason, because of the enrichment of the newspapers, Senator O'Kawasaki ought to join me in urging voting against it.

"It forces good Portagees like Senator Soares into unbecoming shades of green

and as Senator Soares will testify, all Portagees look much better in becoming shades of maroon. It pushes me into annual display of this ridiculous Halloween costume. It turns perfectly good Sassenachs like Senator Abercrombie into temporary leprechauns. It persuades other sensible haoles like John Carroll into unconvincing brogue to tell ethnic jokes and this is a habit which many of us know has gotten many a politician into deep trouble.

"It forms us into an unruly choir to warble such Irish ditties as 'Irish Eyes Are Smiling' to the despair of Joan Hayes and Citizens Against Noise. It adds green Easter egg dye to perfectly good beer.

"Quite apart from all these reasons from considering very seriously voting against the resolution, I'd like to point out that the resolution is plagiarized from a variety of earlier such. I found at least five years worth of resolutions that differ very little from this one.

"It's an anti-home rule proposal, I'm sure you all recognize. We have no business meddling in the internal affairs of foreign jurisdictions.

"Our Clerk couldn't begin to pronounce the Gaelic here. Senator O'Connor, you note, who is the proponent, carefully skipped over all of the parts that are written in the Gaelic and I venture there is no one in this chamber, Father O'Leary apart, who could pronounce the Gaelic in this.

"One of the proponents of the resolution is due to preside, I understand, somewhat later at noon, as bartender at Boyd's and judging from the flawed nature of the resolution it gives one to wonder whether or not he might have been nipping at the sauce a bit early.

"Ladies and gentlemen, I urge you to vote against this resolution."

Senator Carroll then added as follows:

"Mr. President, I rise to speak in favor of the resolution and I'd like to point out that in the comments of the previous speaker, our learned colleague from Kailua, she failed to make one point that she has made on a recurring basis, although she did allude to it, and that is the fact that the resolution is an old and hackneyed one; but I'd like to point out that this year it is quite redone, and I'd like to credit the young colleen from Green Manoa Valley, Miss 'Sheila' O'Yee who put together these comments."

Senator O'Connor announced that the boutonnieres and corsages on everyone's desk were provided by Senators Carroll and O'Connor and then stated as follows:

"Mr. President, I would like to say that you must realize that the lovely land of Ireland is somewhat split. There is a small segment to the North that continues to be at war with the world and that they do wear orange and they do say nasty things about those Irishmen that wear green and live to the South. So you must take it with a grain of salt that that bit of intemperate comment from that otherwise sagacious and judicious lady from Kailua, who today is somewhat swayed by the fact that she continues to wear that terrible orange shirt of hers.

"Be that as it may, Mr. President, we do urge all today to be temporary Irishmen for today there are enough difficult and hard and nasty things around this building and this chamber on an ongoing basis that we can't have a little fun and everyone for a short period of time for gaiety in his and her existence and be an Irishman.

"Thank you very much."

The motion was put by the Chair and carried and S.R. No. 190 was adopted.

At this time, Senator O'Connor introduced to the members of the Senate Mr. Arthur Patrick Murphy, Chairman of the Board of Directors of the Friendly Sons of Saint Patrick of Hawaii, and recognized Father O'Leary who earlier gave the invocation. The Irish gentlemen were then presented with leis by Senators George and Saiki and copies of the resolution by Senator O'Connor.

At 12:00 o'clock noon, the Senate stood in recess subject to the call of the Chair.

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

#### STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 715-80), informing the Senate that Senate Resolution Nos. 182 to 186 and Standing Committee Report Nos. 713-80 and 714-80 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.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 716-80), recommending that Senate Resolution No. 51, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 716-80 and S.R. No. 51, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF HAWAII'S LIMITED BRANCH BANKING LAW", was deferred until Tuesday, March 18, 1980.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 717-80), recommending that Senate Concurrent Resolution No. 12, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 717-80 and S.C.R. No. 12, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF HAWAII'S LIMITED BRANCH BANKING LAW", was deferred until Tuesday, March 18, 1980.

#### ORDER OF THE DAY

##### RE-REFERRAL OF HOUSE BILLS

The President made the following committee assignments of House Bills that were received on Thursday, March 13, 1980:

House Bills	Referred to:
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No. 2022-80, H.D. 1	Committee on Education, then to the Committee on Ways and Means
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No. 2023-80, H.D. 2	Committee on Education, then to the Committee on Ways and Means
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#### ADJOURNMENT

At 12:06 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., Tuesday, March 18, 1980.