

## FORTY-NINTH DAY

Wednesday, April 2, 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 the Reverend Masanori Ogasawara of the Palolo Higashi Hongwanji Church, after which the Roll was called showing all Senators present with the exception of Senator Saiki who was excused.

The President announced that he had read and approved the Journal of the Forty-Eighth Day.

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

Senator Anderson introduced 50 members of the Area Wide Horizons Senior Citizens Club.

Senator Yamasaki introduced eighteen students from the eighth grade at Kihei School, Island of Maui, together with their teachers, Mr. Vance Yatsushiro and Mr. Dennis Irimata and a chaperone, Ms. Stephanie Kamakeeia.

Senator O'Connor introduced Mr. Phillip Nicholson, an attorney from Los Angeles, California.

#### MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 245 to 255) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 245), informing the Senate of the withdrawal of the nominations to the Library Advisory Commission, City and County of Honolulu, dated March 17, 1980, under Governor's Message No. 165, as follows:

Edith L. Clements, term to expire December 31, 1983;

Clinton K. Akana, term to expire December 31, 1983;

Lilyan C. Tom, term to expire December 31, 1983; and

Roy K. Sasaki, term to expire December 31, 1981,

was placed on file.

In compliance with Gov. Msg. No. 245, the nominations listed under Gov. Msg. No. 165 were returned.

A message from the Governor (Gov. Msg. No. 246), informing the Senate of the withdrawal of the nominations to the Defender Council, dated March 11, 1980, under Governor's Message No. 221, as follows:

Myrtle Mokiao, to serve at the pleasure of the Governor;

H. K. Bruss Keppeler, to serve at the pleasure of the Governor;

Terence T. Yoshioka, to serve at the pleasure of the Governor;

Thomas R. Cole, to serve at the pleasure of the Governor; and

Mervyn E. Masumura, to serve at the pleasure of the Governor,

was placed on file.

In compliance with Gov. Msg. No. 246, the nominations listed under Gov. Msg. No. 221 were returned.

A message from the Governor (Gov. Msg. No. 247), submitting for consideration and confirmation to the Board of Agriculture, the nomination of Shoichi Nagamine, term to expire December 31, 1981, was referred to the Committee on Agriculture.

A message from the Governor (Gov. Msg. No. 248), submitting for consideration and confirmation the nominations to the Elevator Mechanics Licensing Board of the following:

Richard E. Peterson, OSHA Representative, new appointment under Act 217, SLH 1979, term to expire December 31, 1983; and

Arthur Fink, Public Member, new appointment under Act 217, SLH 1979, term to expire December 31, 1983,

was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 249), submitting for consideration and confirmation to the Board of Medical Examiners, the nomination of George Goto, M.D., term to expire December 31, 1981, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 250), submitting for consideration and confirmation to the Land Use Commission, the nominations of Shinsei Miyasato and Richard B.F. Choy, terms to expire December 31, 1983, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 251), submitting for consideration and confirmation to the Library Advisory Commission, County of Maui, the nominations of G. Joette Kelley, Lawrence Kawasaki, Edward Espiritu, Jr., and Mary S. Monden, terms to expire December 31, 1983, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 252), submitting for consideration and confirmation to the Kauai County Hospital Management Advisory Committee, the following nominations:

Angela M. Morehead, term to expire December 31, 1983;

Manuel Maxie Moreno, term to expire December 31, 1983; and

Tamotsu Hiraoka, term to expire December 31, 1982,

was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 253), submitting for consideration and confirmation to the State Advisory Council for Children and Youth, the following nominations:

Bernadine M. Mokiao, term to expire December 31, 1983;

Shirley K. Kamakele, term to expire December 31, 1981;

Rena Alao, term to expire December 31, 1980;

Velma M. Santos, term to expire December 31, 1982;

Edward K. Fujimoto, Ph.D., term to expire December 31, 1983; and

Josephine E. Day, term to expire December 31, 1983,

was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 254), submitting for consideration and confirmation to the Board of Trustees, Hawaii Public Employees Health Fund, the nominations of Gordon C. Murakami, Thomas T. Toguchi and Christian Tirre, terms to expire December 31, 1983, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 255), submitting for consideration and confirmation to the Civil Defense Advisory Council, the nominations of David K. Kaupu and Victor K. Punua, terms to expire December 31, 1983,

was referred to the Committee on Intergovernmental Relations.

#### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 235 to 240) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 235), entitled: "SENATE RESOLUTION IN SUPPORT OF A BIKEWAY BETWEEN WAIMEA AND KEKAHA, KAUAI", was jointly offered by Senators Toyofuku, Mizuguchi, Machida, O'Connor, Young, Yamasaki, Kawasaki, Hara, Yee, Anderson, George, Yim, Ushijima, Carroll, Saiki, Campbell, Cayetano, Chong, Kuroda, Abercrombie, Soares, Carpenter, Cobb, Ajifu and Wong.

By unanimous consent, S.R. No. 235 was referred to the Committee on Transportation.

A resolution (S.R. No. 236), entitled: "SENATE RESOLUTION HONORING THE MEMORY OF DAVID E. THOMPSON AND OFFERING SYMPATHY TO HIS FAMILY AND FRIENDS", was jointly offered by Senators Yamasaki, Machida, Ushijima, Cayetano, Carpenter, Saiki, Ajifu, Young, Anderson, Wong, Toyofuku, Cobb, Mizuguchi, Hara, Abercrombie, Campbell, Chong, O'Connor, Kawasaki, Yim, Soares, Carroll, Yee, Kuroda and George.

On motion by Senator Yamasaki, seconded by Senator Machida and carried, S.R. No. 236 was adopted.

A resolution (S.R. No. 237), entitled: "SENATE RESOLUTION CONGRATULATING AND RECOGNIZING THE 1979 MISS HAWAII, MISS SHERON LEIHUANANI BISSEN AND THE MISS HAWAII SCHOLARSHIP PAGEANT", was jointly offered by Senators Yamasaki, Machida, Hara, Kawasaki, Cobb, Saiki, Yim, Ajifu, Mizuguchi, Cayetano, Ushijima, Campbell, O'Connor, Chong, Young, Toyofuku, Kuroda, Abercrombie, Soares, Wong, Anderson, Carpenter, George, Carroll and Yee.

On motion by Senator Yamasaki, seconded by Senator Machida and carried, S.R. No. 237 was adopted.

Senator Yamasaki then introduced to the members of the Senate the 1979 Miss Hawaii, Miss Sheron Leihuanani Bissen and Mr. Thomas McGarvey, who is in charge of public relations for the Miss Hawaii Pageant, who accompanied her.

Senator Yamasaki then presented a lei to Miss Bissen while Senator Machida presented her with a certified copy of the resolution.

At 11:53 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11: 58 o'clock a.m.

Senator Young introduced to the members of the Senate Mrs. Agnes "Aunty Aggie" Cope from Waianae.

A resolution (S.R. No. 238), entitled: "SENATE RESOLUTION CONGRATULATING AND COMMENDING ADOLPH JOHANSEN FOR BEING NAMED THE 1979 'OUTSTANDING EMPLOYEE OF THE YEAR' FOR THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND FOR BEING THE DEPARTMENT'S CANDIDATE FOR THE 1979 'GOVERNOR'S AWARD FOR DISTINGUISHED STATE SERVICE'", was jointly offered by Senators Hara, Ushijima, Carpenter, Machida, George, Mizuguchi, Yamasaki, Chong, Young, Wong, Toyofuku, Yim, Soares, Yee, Cobb, Kuroda, Carroll, Abercrombie, Kawasaki and O'Connor.

On motion by Senator Hara, seconded by Senator Ushijima and carried, S.R. No. 238 was adopted.

A resolution (S.R. No. 239), entitled: "SENATE RESOLUTION CONGRATULATING AND COMMENDING MITSUO MURASHIGE FOR BEING NAMED THE 1979 'OUTSTANDING EMPLOYEE OF THE YEAR' FOR THE DEPARTMENT OF AGRICULTURE AND FOR BEING THE DEPARTMENT'S CANDIDATE FOR THE 1979 'GOVERNOR'S AWARD FOR DISTINGUISHED STATE SERVICE'", was jointly offered by Senators Hara, Ushijima, Carpenter, Machida, George, Mizuguchi, Yamasaki, Chong, Young, Wong, Toyofuku, Yim, Soares, Cobb, Kuroda, Yee, Carroll, Abercrombie, Kawasaki and O'Connor.

On motion by Senator Hara, seconded by Senator Ushijima and carried, S.R. No. 239 was adopted.

A resolution (S.R. No. 240), entitled: "SENATE RESOLUTION REQUESTING THE ADMINISTRATION'S DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO CANCEL ITS ARBITRARY POLICY OF TAGGING MOTORCYCLES FOR MAKING GOOD USE OF WASTED SPACES IN STATE PARKING LOTS", was offered by Senator Chong.

By unanimous consent, S.R. No. 240 was referred to the Committee on Government Operations and Efficiency.

#### STANDING COMMITTEE REPORT

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1016-80) informing the Senate that Senate Concurrent Resolution Nos. 46 to 48, Senate Resolution Nos. 231 to 234 and Standing Committee Report No.

1015-80 have been printed and are ready for distribution.

On motion by Senator Yamasaki, seconded by Senator George and carried, Stand. Com. Rep. No. 1016-80 was adopted.

#### ORDER OF THE DAY

#### MATTERS DEFERRED FROM APRIL 1, 1980

Senate Bill No. 2093-80, H.D. 1:

Senator Cobb moved that the Senate agree to the amendments proposed by the House to S.B. No. 2093-80, and S.B. No. 2093-80, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chong.

Senator Cobb then stated as follows:

"Mr. President, the House amended the time period for the Board of Barbers to be sunsetted from the Senate position of six years down to a period of four years, so it will sunset on December 31, 1984. Given the fact that a conference committee will probably be useless on this point, I recommend that the Senate concur to these changes and that the bill pass Final Reading."

At 12: 02 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12: 11 o'clock p.m.

The motion was then put by the Chair and carried, and the Senate agreed to the amendments proposed by the House to S.B. No. 2093-80, and S.B. No. 2093-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF BARBERS", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 2097-80, H.D. 1:

Senator Cobb moved that the Senate agree to the amendments proposed by the House to S.B. No. 2097-80, and S.B. No. 2097-80, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chong.

Senator Abercrombie then inquired if the Chairman of the Committee on Consumer Protection and Commerce would yield to a question to which Senator Cobb replied in the affirmative.

Senator Abercrombie then queried: "How many years is the extension of the

board?"

Senator Cobb replied: "Mr. President, there was a four-year extension of the board and then on page 4, the House amended the bill to state the board may waive the requirement if the operator in charge of the shop has practiced in the State for at least a year upon a showing that a person has had other experiences as an operator equivalent to one year's practice in this State and upon further showing that the aforesaid requirement creates an undue hardship on the shop."

Senator Abercrombie continued: "That is not the question I asked. The question I asked is, is there a four-year extension for the board?"

Senator Cobb answered: "Yes, the board is extended to December 31, 1984."

Senator Abercrombie asked: "Was that the position of the Senate?"

In response, Senator Cobb said: "The position of the Senate was six years; the House amended that to four years."

Senator Abercrombie inquired: "Can the Chairman explain why this four-year term is acceptable and not the six-year term?"

Senator Cobb answered: "Yes, this particular Chairman was told by the House that it was four years or nothing. We decided to take the four years."

Senator Abercrombie further questioned: "Is it going to be the position of the Senate that if the House tells us it's something or nothing, that we agree to it?"

Senator Cobb replied: "Not in all cases, no; and I imagine the Senate would be doing the same thing with a number of bills in conference also."

Senator Abercrombie continued: "Was it the position of the Chairman then that in the absence of four years, there would have been nothing, that the board would have been sunsetted?"

Senator Cobb said: "No, the Senate took the position which my committee supported--the six-years extension."

Senator Abercrombie then queried: "Can the Chairman explain why he considers that it is not useful to take this bill to conference?"

Senator Cobb answered: "Yes,

Mr. President. I consider four years to be better than nothing."

Senator Abercrombie then stated: "Mr. President, I'm faced with a contradiction; perhaps I didn't hear it correctly. Can the Chairman tell us whether or not he believes that the result of a conference would be that the board would be sunsetted, because nothing means it would be sunsetted."

Senator Cobb replied: "Mr. President, after two parties in conference fail to agree, the Senate would be faced with a choice of either accepting the original position or watching the board die."

Senator Abercrombie then stated as follows:

"Mr. President, then I would have to oppose the agreement. I don't think it's a good idea to take the position ahead of time to discuss with the House a position that the Senate had which the House disagreed to the point where it is said, 'well, this is what we will have or nothing.' After all one goes into conference and determines that that is in fact the case one can move to agree."

"The whole idea of going into conference is to give oneself some time to discuss whether what might be an ultimatum or a supposedly fixed position today which will in fact remain the same."

"The Senate position was six years; I was at the meeting of the House Committee where it was decided that four years was the circumstance. I did not notice at that time any file and drum corps come into the committee room; I did not notice any circumstances in which a suggestion was made where hostages were going to be taken; I was under the assumption that while that position was that of the House, it did not mean that the situation could not still be discussed."

"It bothers me if the Chairman is going to stand up and say that I was told by somebody it was this or nothing, so I'm going to agree to it. Nothing meaning that in this instance that the board would be sunsetted or in some other case that a law that the Senate might desire to have enacted would not take place, when there has been indication in this case in particular in that it is not the desire to see the board sunsetted."

"The House after all passed the bill with four years on it; the Senate position was six. The House didn't pass a bill saying 'no' or say that it was going to fail to pass the bill and let's sunset this board. It seems to be a rather unfortunate approach to a legislative activity to simply stand up and answer the question and say that if somebody told me that it's

this or nothing so I guess that's the way it has to be. I don't think that that's an approach that will be very useful to us in this legislature.

"Mr. President, I do not consider the explanation adequate. As I understand our legislative process, there's nothing to prevent us from coming back to this body at some point in the next three weeks and saying that we have made a good effort to try to change the mind of the House and, if after those efforts it is concluded that a lesser time is acceptable and in order, why then we can do so. But to do it before we even discuss it with them seems to me a capitulation to the House position from the Senate position which is unwarranted, given the circumstances.

"Therefore, I would like to see it disagreed with and we take this matter to conference, both on the grounds that I have stated in relation to this particular bill and the general philosophical framework of the utilization of the conference committee to come to mutual agreements in a bicameral legislature."

The motion was put by the Chair and carried, and the Senate agreed to the amendments proposed by the House to S.B. No. 2097-80, and S.B. No. 2097-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF COSMETOLOGY", having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Abercrombie and Kawasaki). Excused, 1 (Saiki).

At 12: 22 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12: 26 o'clock p.m.

Senator Chong then introduced to the members of the Senate Mrs. Jean Minton.

At 12: 27 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

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

Senate Bill No. 2120-80, H.D. 1:

By unanimous consent, action on S.B. No. 2120-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MINORS", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2186-80, S.D. 1, H.D. 1:

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. 2186-80, 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. 2186-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NUMBER PLATES".

Senate Bill No. 2208-80, S.D. 1, H.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Carpenter and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2208-80, 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. 2208-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS".

Senate Bill No. 2358-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2358-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUDIT AND ACCOUNTING", was deferred until Thursday, April 3, 1980.

Senate Bill No. 3145-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 3145-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRADE REGULATION", was deferred until Thursday, April 3, 1980.

At 12: 29 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12: 31 o'clock p.m.

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

By unanimous consent, action on S.B. No. 3, S.D. 3, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS AND AUTHORIZING THE ISSUANCE OF BONDS", was deferred until Thursday, April 3, 1980.

Senate Bill No. 118, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 118, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND OCCUPATIONAL BOARDS AND COMMISSIONS", was deferred until Thursday, April 3, 1980.

Senate Bill No. 209, S.D. 2, H.D. 2:

By unanimous consent, action on S.B. No. 209, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NO-FAULT INSURANCE", was deferred until Thursday, April 3, 1980.

Senate Bill No. 1003, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 1003, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY ZONING", was deferred until Thursday, April 3, 1980.

Senate Bill No. 1161, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 1161, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES AND COSTS AND EXPENSES OF LITIGATION", was deferred until Thursday, April 3, 1980.

Senate Bill No. 1441, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 1441, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES", was deferred until Thursday, April 3, 1980.

Senate Bill No. 1831-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 1831-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMES", was deferred until Thursday, April 3, 1980.

Senate Bill No. 1832-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 1832-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREER CRIMINALS", was deferred until Thursday, April 3, 1980.

Senate Bill No. 1834-80, H.D. 1:

By unanimous consent, action on S.B. No. 1834-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANNULMENT OF A MARRIAGE", was deferred until Thursday, April 3, 1980.

Senate Bill No. 1838-80, S.D. 3, H.D. 1:

By unanimous consent, action on S.B. No. 1838-80, S.D. 3, H.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO THE HAWAII CRIME COMMISSION", was deferred until Thursday, April 3, 1980.

Senate Bill No. 1851-80, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 1851-80, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUVENILE JUSTICE SYSTEM", was deferred until Thursday, April 3, 1980.

Senate Bill No. 1897-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 1897-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES", was deferred until Thursday, April 3, 1980.

Senate Bill No. 1944-80, S.D. 1, H.D. 2:

By unanimous consent, action on S.B. No. 1944-80, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", was deferred until Thursday, April 3, 1980.

Senate Bill No. 1960-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 1960-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NO-FAULT INSURANCE", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2006-80, H.D. 1:

By unanimous consent, action on S.B. No. 2006-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE HIGHWAYS", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2007-80, H.D. 1:

By unanimous consent, action on S.B. No. 2007-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VENDING FROM STATE HIGHWAYS", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2070-80, H.D. 1:

By unanimous consent, action on S.B. No. 2070-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NO-FAULT INSURANCE", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2071-80, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 2071-80, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL CLAIMS COURT", was deferred

until Thursday, April 3, 1980.

Senate Bill No. 2081-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2081-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2155-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2155-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTAKE SERVICE CENTERS", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2156-80, H.D. 1:

By unanimous consent, action on S.B. No. 2156-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2202-80, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 2202-80, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LICENSING OF RADIATION THERAPY TECHNOLOGISTS", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2232-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2232-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIRPORT PARKING CONTROL", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2253-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2253-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2277-80, H.D. 2:

By unanimous consent, action on S.B. No. 2277-80, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2292-80, S.D. 1, H.D. 2:

By unanimous consent, action on S.B. No. 2292-80, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2302-80, S.D. 2, H.D. 2:

By unanimous consent, action on S.B. No. 2302-80, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION PROGRAM COMMISSION", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2329-80, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 2329-80, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEFERRED ACCEPTANCE OF GUILTY PLEA", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2419-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2419-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2501-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2501-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABSOLUTE LIABILITY OF ANIMAL OWNERS; PENALTIES FOR VIOLATIONS", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2512-80, S.D. 1, H.D. 2:

By unanimous consent, action on S.B. No. 2512-80, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC PURCHASING AND CONTRACTING", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2514-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2514-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2531-80, H.D. 1:

By unanimous consent, action on S.B. No. 2531-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2571-80, H.D. 1:

By unanimous consent, action on S.B. No. 2571-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLANNING ACT", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2581-80, H.D. 1:

By unanimous consent, action on S.B. No. 2581-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEASED OR RENTED PERSONAL PROPERTY", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2635-80, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 2635-80, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR INDUSTRIAL ENTERPRISES", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2665-80, S.D. 2, H.D. 2:

By unanimous consent, action on S.B. No. 2665-80, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2682-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2682-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2693-80, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 2693-80, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORICAL OBJECTS AND SITES; CULTURE AND ARTS; AND HISTORY AND THE HUMANITIES", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2741-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2741-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FITNESS TO PROCEED", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2744-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2744-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INSANITY DEFENSE", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2770-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2770-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2784-80, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 2784-80, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR AND OTHER VEHICLES", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2795-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2795-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGETARY PROCESS", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2869-80, S.D. 3, H.D. 1:

By unanimous consent, action on S.B. No. 2869-80, S.D. 3, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURT EXPENSES", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2870-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2870-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ARRESTS BY POLICE OFFICERS WITHOUT WARRANT", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2877-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2877-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL OFFENSES", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2914-80, S.D. 2, H.D. 2:

By unanimous consent, action on S.B. No. 2914-80, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION", was deferred until Thursday, April 3, 1980.



Senate Bill No. 2927-80, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 2927-80, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2938-80, H.D. 1:

By unanimous consent, action on S.B. No. 2938-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY", was deferred until Thursday, April 3, 1980.

Senate Bill No. 2977-80, S.D. 2, H.D. 2:

By unanimous consent, action on S.B. No. 2977-80, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES COVERED BY CHAPTER 77, HAWAII REVISED STATUTES", was deferred until Thursday, April 3, 1980.

Senate Bill No. 3003-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 3003-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS", was deferred until Thursday, April 3, 1980.

Senate Bill No. 3012-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 3012-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF LOBBYISTS", was deferred until Thursday, April 3, 1980.

Senate Bill No. 3146-80, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 3146-80, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING", was deferred until Thursday, April 3, 1980.

### THIRD READING

Standing Committee Report No. 679-80 (S.B. No. 1829-80, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 679-80 and S.B. No. 1829-80, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII BUSINESS CORPORATION ACT", was deferred until Thursday, April 3, 1980.

Standing Committee Report No. 695-80 (S.B. No. 1828-80, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 695-80 and S.B. No. 1828-80, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII NONPROFIT CORPORATION ACT", was deferred until Thursday, April 3, 1980.

At 12:32 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:33 o'clock p.m.

House Bill No. 1816-80:

On motion by Senator Cobb, seconded by Senator Chong and carried, H.B. No. 1816-80, entitled: "A BILL FOR AN ACT RELATING TO TRUST COMPANIES", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Carroll, Saiki, Yee and Yim).

House Bill No. 1817-80:

On motion by Senator Cobb, seconded by Senator Chong and carried, H.B. No. 1817-80, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Carroll, Saiki, Yee and Yim).

House Bill No. 2351-80, H.D. 1:

By unanimous consent, action on H.B. No. 2351-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES", was deferred until Thursday, April 3, 1980.

House Bill No. 721, H.D. 1:

On motion by Senator Cobb, seconded by Senator Chong and carried, H.B. No. 721, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER TRANSACTIONS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Saiki, Yee and Yim).

House Bill No. 1827-80:

On motion by Senator Cobb, seconded by Senator Chong and carried, H.B. No. 1827-80, entitled: "A BILL FOR AN

ACT RELATING TO PARTNERSHIPS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Anderson).  
Excused, 3 (Saiki, Yee and Yim).

Standing Committee Report No. 905-80 (H.B. No. 1969-80, H.D. 1):

On motion by Senator Cobb, seconded by Senator Chong and carried, Stand. Com. Rep. No. 905-80 was adopted and H.B. No. 1969-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Saiki, Yee and Yim).

House Bill No. 2284-80:

On motion by Senator Cobb, seconded by Senator Chong and carried, H.B. No. 2284-80, entitled: "A BILL FOR AN ACT RELATING TO FROZEN FOOD PRODUCTS", having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Abercrombie).  
Excused, 3 (Saiki, Yee and Yim).

House Bill No. 2259-80:

By unanimous consent, action on H.B. No. 2259-80, entitled: "A BILL FOR AN ACT RELATING TO CRIMES", was deferred until Thursday, April 3, 1980.

House Bill No. 2127-80:

By unanimous consent, action on H.B. No. 2127-80, entitled: "A BILL FOR AN ACT RELATING TO THE IMPOUNDMENT OF VESSELS", was deferred until Thursday, April 3, 1980.

House Bill No. 2487-80:

By unanimous consent, action on H.B. No. 2487-80, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION", was deferred until Thursday, April 3, 1980.

House Bill No. 2645-80, H.D. 2:

By unanimous consent, action on H.B. No. 2645-80, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION", was deferred until Thursday, April 3, 1980.

House Bill No. 2533-80, H.D. 1:

By unanimous consent, action on H.B. No. 2533-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII OCCUPATIONAL SAFETY AND HEALTH LAW", was deferred until Thursday, April 3, 1980.

House Bill No. 2064-80:

By unanimous consent, action on H.B. No. 2064-80, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", was deferred until Thursday, April 3, 1980.

House Bill No. 2166-80, H.D. 1:

By unanimous consent, action on H.B. No. 2166-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", was deferred until Thursday, April 3, 1980.

Standing Committee Report No. 987-80 (H.B. No. 2589-80):

By unanimous consent, action on Stand. Com. Rep. No. 987-80 and H.B. No. 2589-80, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR", was deferred until Thursday, April 3, 1980.

At 12:36 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:37 o'clock p.m.

House Bill No. 2629-80, H.D. 1:

By unanimous consent, action on H.B. No. 2629-80, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING", was deferred until Thursday, April 3, 1980.

Standing Committee Report No. 909-80 (H.B. No. 2339-80):

Senator Cobb moved that Stand. Com. Rep. No. 909-80 be adopted and H.B. No. 2339-80, having been read throughout, pass Third Reading, seconded by Senator Chong.

Senator Kawasaki then inquired if the Chairman of the Committee on Consumer Protection and Commerce would yield to a question to which Senator Cobb replied that he would.

Senator Kawasaki queried: "Is this the bill that does away with the requirement of the pilots association carrying liability insurance to protect the State?"

Senator Cobb replied that it was.

Senator Kawasaki then continued:  
"Do we have assurances that the pilots association is carrying some kind of liability insurance if this one is done away with?"

Senator Cobb replied: "I believe that is the case, Mr. President, but the bill was also heard in the Transportation Committee as well and perhaps the committee Chairman would want to elaborate on that point."

Senator Mizuguchi, Chairman of the Committee on Transportation, then stated: "Yes, Mr. President, we've had some assurances that they will carry some kind of liability insurance."

Senator Kawasaki then said: "Under those premises then I trust that its absolutely accurate and I will vote for this bill."

The motion was put by the Chair and carried, and Stand. Com. Rep. No. 909-80 was adopted and H.B. No. 2339-80, entitled: "A BILL FOR AN ACT RELATING TO PORT PILOTS",

having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Abercrombie).  
Excused, 3 (Saiki, Yee and Yim).

House Bill No. 2853-80:

By unanimous consent, action on H.B. No. 2853-80, entitled: "A BILL FOR AN ACT RELATING TO HARBORS", was deferred until Thursday, April 3, 1980.

At 12:40 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:42 o'clock p.m.

#### ADJOURNMENT

At 12:43 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., Thursday, April 3, 1980.