

TWENTY-SIXTH DAY

Thursday, March 5, 1981

The Senate of the Eleventh Legislature of the State of Hawaii, Regular Session of 1981, convened at 11:30 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Mrs. Geraldine Thompson, First Church of Christ Scientists, after which the Roll was called showing all Senators present, with the exception of Senator Machida who was excused.

The President announced that he had read and approved the Journal of the Twenty-Fifth Day.

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

Senator Anderson introduced 21 members from the Crestview Senior Citizens Club.

Senator Yee introduced 29 fifth grade students from Jefferson School accompanied by their teacher, Mrs. Fran Heatherman and parent, Mrs. Keech.

Senator Holt then introduced 40 sophomores from a U.S. History class at Kamehameha School accompanied by their teacher, Mrs. Virginia Bail.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 88 to 90) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 88), transmitting a report prepared by the Department of Health in response to Senate Resolution No. 269 (1980), which requested a feasibility study on the establishment of a Hawaii State Veterans Home, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 89), transmitting a report prepared by the University of Hawaii in response to House Resolution No. 10 (1980), which requested the School of Travel Industry Management, University of Hawaii, and the Hawaii Hotel Association to develop uniform job classifications, descriptions, qualifications, and titles and career ladders for jobs in the visitor industry, was referred to the Committee on Tourism.

A message from the Governor (Gov. Msg. No. 90), transmitting a report prepared by the Department of Social

Services and Housing in response to Section 346-53 (b), HRS as amended, regarding cost of living adjustments for public assistance, was referred to the Committee on Human Resources.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 22 to 30) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 22), returning Senate Concurrent Resolution No. 37, which was adopted in the House of Representatives on March 4, 1981, was placed on file.

A communication from the House (Hse. Com. No. 23), returning Senate Bill No. 233, S.D. 1, which passed Third Reading in the House of Representatives on March 4, 1981, was placed on file.

A communication from the House (Hse. Com. No. 24), transmitting House Bill No. 14, H.D. 1, which passed Third Reading in the House of Representatives on March 4, 1981, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.B. No. 14, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE CONTRACTS," passed First Reading by title and was referred to the Committee on Consumer Protection and Commerce.

A communication from the House (Hse. Com. No. 25), transmitting House Bill No. 693, H.D. 1, which passed Third Reading in the House of Representatives on March 4, 1981, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.B. No. 693, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPOSIT OF STATE FUNDS IN TREASURY," passed First Reading by title and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 26), transmitting House Bill No. 796, H.D. 1, which passed Third Reading in the House of Representatives on March 4, 1981, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.B. No. 796, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

TAXATION," passed First Reading by title and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 27), transmitting House Bill No. 798, H.D. 1, which passed Third Reading in the House of Representatives on March 4, 1981, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.B. No. 798, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST ON UNDERPAYMENTS AND OVERPAYMENTS," passed First Reading by title and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 28), transmitting House Bill No. 800, which passed Third Reading in the House of Representatives on March 4, 1981, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.B. No. 800, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed First Reading by title and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 29), transmitting House Concurrent Resolution No. 165, which was adopted in the House of Representatives on March 4, 1981, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.C.R. No. 165, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING, CONGRATULATING, AND COMMENDING KEITH NAKASONE, JUDO EXPERT, FOR BEING SELECTED TO THE 1980 U.S. OLYMPIC TEAM AND FOR HIS OTHER OUTSTANDING ACHIEVEMENTS IN JUDO," was adopted.

At 11:41 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:45 o'clock a.m.

A communication from the House (Hse. Com. No. 30), transmitting House Concurrent Resolution No. 166, which was adopted in the House of Representatives on March 5, 1981, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.C.R. No. 166, entitled: "HOUSE CONCURRENT

RESOLUTION EXPRESSING THE SENTIMENT OF THE LEGISLATURE ON THE CRIME COMMITTED UPON OUR JAPANESE GUESTS," was adopted.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 38 and 39) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 38), entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEVELOP THROUGH PRIVATE DEVELOPERS AND CAPITAL CERTAIN SUBMERGED LANDS FOR CERTAIN ENUMERATED PURPOSES," was offered by Senator Wong, by request.

At 11:47 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:55 o'clock a.m.

By unanimous consent, action on S.C.R. No. 38 was deferred to Friday, March 6, 1981.

A concurrent resolution (S.C.R. No. 39), entitled: "SENATE CONCURRENT RESOLUTION HONORING THE MEMORY OF EDWARD J. KOVACK AND EXTENDING DEEPEST CONDOLENCES TO HIS WIDOW AND CHILDREN," was offered by Senators Wong, Kawasaki, Cayetano, Cobb, Kuroda, Toyofuku, Campbell, Holt, Mizuguchi, O'Connor, Uwayne, Ajifu, Henderson, Soares, Kobayashi, Carpenter, Saiki, Anderson and Abercrombie.

On motion by Senator Cayetano, seconded by Senator Cobb and carried, S.C.R. No. 39 was adopted.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 100 to 104) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 100), entitled: "SENATE RESOLUTION CONGRATULATING THE HILO HIGH SCHOOL KEY CLUB FOR OUTSTANDING ACHIEVEMENT," was offered by Senators Ushijima, Henderson, Carpenter, O'Connor, Toyofuku, Holt, Mizuguchi, Machida and Campbell.

On motion by Senator Ushijima, seconded by Senator Henderson and carried, S.R. No. 100 was adopted.

A resolution (S.R. No. 101), entitled: "SENATE RESOLUTION REQUESTING

A HEARING ON MOTOR VEHICLE INSURANCE," was offered by Senators Wong, Kuroda, Carpenter, Abercrombie, Mizuguchi, Machida, Toyofuku, Ajifu, Campbell, Saiki, Yamasaki, Cobb, Young, O'Connor, George, Kobayashi, Uwaine and Kawasaki.

By unanimous consent, S.R. No. 101 was referred to the Committee on Consumer Protection and Commerce.

At 11:57 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.

A resolution (S.R. No. 102), entitled: "SENATE RESOLUTION CONGRATULATING THE KONA CHAPTER #1802, NATIONAL ASSOCIATION OF RETIRED FEDERAL EMPLOYEES ON THE OCCASION OF THE RECEIPT OF THEIR CHARTER AND THE INSTALLATION OF THEIR NEWLY ELECTED OFFICERS," was offered by Senators Carpenter, Henderson, Young, Yamasaki, Cobb, O'Connor, Kobayashi, Yee, Soares, Toyofuku, Campbell, Uwaine, Cayetano, Abercrombie, Saiki, Ajifu, Kawasaki and Anderson.

On motion by Senator Carpenter, seconded by Senator Henderson and carried, S.R. No. 102 was adopted.

A resolution (S.R. No. 103), entitled: "SENATE RESOLUTION REQUESTING AN EVALUATION OF THE FUEL POTENTIAL OF ALL PLANTED FOREST STANDS," was offered by Senators Carpenter, Henderson, Kobayashi, Young, Toyofuku, Machida, Uwaine, Campbell, Ushijima, Yamasaki, Cobb, Mizuguchi, Cayetano and Abercrombie.

By unanimous consent, S.R. No. 103 was referred to the Committee on Agriculture.

A resolution (S.R. No. 104), entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO ACQUIRE CERTAIN PRIVATELY OWNED LANDS IN WAIPIO VALLEY, HAWAII," was offered by Senators Carpenter, Kawasaki, Young, Yamasaki, Uwaine, Abercrombie and Cayetano.

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

STANDING COMMITTEE REPORTS

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 284) informing the Senate that Senate Resolution Nos. 97 to 99 and Standing Committee Report Nos. 72 to 283 have been printed and are ready for distribution.

On motion by Senator Young, 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. 285) recommending that Senate Bill No. 1867, as amended in S.D. 1, pass First Reading and be recommended to the Committee on Consumer Protection and Commerce.

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the report of the Committee was adopted and S.B. No. 1867, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAKE-OVER BIDS," passed First Reading and was recommended to the Committee on Consumer Protection and Commerce.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 286) recommending that Senate Bill No. 1947, as amended in S.D. 1, pass First Reading and be recommended to the Committee on Consumer Protection and Commerce.

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the report of the Committee was adopted and S.B. No. 1947, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES," passed First Reading and was recommended to the Committee on Consumer Protection and Commerce.

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

The Senate reconvened at 12:02 o'clock p.m.

ADJOURNMENT

At 12:04 o'clock p.m., on motion by Senator Cobb, seconded by Senator Anderson and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, March 6, 1981.