

FORTY-THIRD DAY

Tuesday, March 31, 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 Reverend Doctor John T. Norris of the Waipahu United Church of Christ, after which the Roll was called showing all Senators present, with the exception of Senators Abercrombie, Anderson, Cayetano, Kawasaki, Saiki and Yee who were excused.

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

Senator George then introduced to the members of the Senate 40 students from Kalaheo High School's Multi-Culture Club and their teachers, Mr. Al Southard and Ms. Jean Coffman, who visited the Offices of the Governor and the Lieutenant Governor and Washington Place.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 182 and 183) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 182), transmitting the 1980 Annual Report of the Hawaii Foreign-Trade Zone No. 9, prepared by the Department of Planning and Economic Development, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 183), transmitting a report, prepared by the Department of Health, in response to Senate Resolution No. 113 (1980), "Requesting the Department of Health to Develop a File Relating to the State and County Hospitals Operating and Management System," with attachment, was referred to the Committee on Health.

SENATE CONCURRENT RESOLUTION

A concurrent resolution (S.C.R. No. 62), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PREPARATION OF A WEIGHTED CLASS SIZE FORMULA," was offered by Senator Uwaine, and was read by the Clerk.

By unanimous consent, S.C.R. No. 62 was referred to the Committee on Education.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 176 to 188) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 176), entitled: "SENATE RESOLUTION REQUESTING THE PREPARATION OF A WEIGHTED CLASS SIZE FORMULA," was offered by Senator Uwaine.

By unanimous consent, S.R. No. 176 was referred to the Committee on Education.

A resolution (S.R. No. 177), entitled: "SENATE RESOLUTION CONGRATULATING DR. STANLEY J. YAMANE, WAIPAHAU OPTOMETRIST, ON HIS SELECTION TO JOIN THE FACULTY OF OPTIFAIR WEST AND OPTIFAIR MIDWEST," was offered by Senators Young, Mizuguchi, Kuroda, Cayetano, Holt, Yamasaki, Machida, Ushijima, Carpenter, Kobayashi, Toyofuku, Kawasaki, Campbell, O'Connor, Cobb, Soares, Yee, Anderson, George, Henderson, Abercrombie, Ajifu and Uwaine.

On motion by Senator Young, seconded by Senator Mizuguchi and carried, S.R. No. 177 was adopted.

At this time, Senator Young rose to introduce to the members of the Senate the honoree, Dr. Stanley Yamane, and his wife, Joyce, who were presented with leis by Senators Kobayashi and Toyofuku. Senator Young presented Dr. Yamane with a copy of the resolution.

At 11:43 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 resolution (S.R. No. 178), entitled: "SENATE RESOLUTION COMMENDING THE HAWAII SEARCH AND RESCUE TEAM FOR OUTSTANDING COMMUNITY SERVICE IN THE AIR CRASH RECOVERY OPERATION AT PELEKUNU VALLEY, MOLOKAI," was offered by Senators Kobayashi, Saiki, Yee, Young, Cayetano, O'Connor, Carpenter, Holt, Uwaine, George, Soares, Ajifu, Machida and Henderson.

On motion by Senator Kobayashi, seconded by Senator Soares and carried, S.R. No. 178 was adopted.

A resolution (S.R. No. 179), entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO REPORT ON ITS PROGRESS IN IMPLEMENTING THE RECOMMENDATIONS OF THE

LEGISLATIVE AUDITOR'S MANAGEMENT AUDIT OF THE UNIVERSITY OF HAWAII, REPORT NO. 81-9," was offered by Senators Saiki, Cobb, Ushijima, Uwaine, George, Yee, Cayetano, Abercrombie, Kobayashi, Soares, Anderson, Ajifu, Henderson, O'Connor, Holt, Mizuguchi, Campbell, Machida, Kuroda, Carpenter, Toyofuku, Young and Wong.

By unanimous consent, S.R. No. 179 was referred to the Committee on Higher Education.

A resolution (S.R. No. 180), entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY ON THE RE-OPENING OF OLINDA HONOR CAMP," was offered by Senator Cayetano.

By unanimous consent, S.R. No. 180 was referred to the Committee on Judiciary.

A resolution (S.R. No. 181), entitled: "SENATE RESOLUTION REQUESTING A JOINT MEETING OF STATE AND HAWAII COUNTY OFFICIALS TO RESOLVE THE PROBLEM OF 'PAPER ROADS' IN HAWAII COUNTY," was offered by Senators Carpenter, Cayetano, Kobayashi, Saiki, Anderson, Henderson, O'Connor, Soares, Yamasaki, Machida, Ajifu, Kawasaki, Campbell, Uwaine, Cobb and Yee.

By unanimous consent, S.R. No. 181 was referred to the Committee on Government Operations and Intergovernmental Relations.

A resolution (S.R. No. 182), entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO ENTER INTO LONG-TERM LEASES REGARDING CERTAIN PRIVATELY OWNED LANDS IN WAIPIO VALLEY, HAWAII," was offered by Senators Carpenter, Young, Kobayashi, Ajifu, Saiki, Campbell, Uwaine, O'Connor, Soares, Yee, Cayetano and Cobb.

By unanimous consent, S.R. No. 182 was referred to the Committee on Economic Development, then to the Committee on Ways and Means.

A resolution (S.R. No. 183), entitled: "SENATE RESOLUTION CONGRATULATING MR. ERNIE MORGADO, 'THE HULI-HULI CHICKEN KING OF THE WORLD'," was offered by Senators Carpenter, Ajifu, O'Connor, Cayetano, Kobayashi, Machida, Anderson, Henderson, Kawasaki, Uwaine, Soares, Yamasaki, Toyofuku, Saiki, Campbell, Mizuguchi, Cobb and Yee.

On motion by Senator Carpenter, seconded by Senator Ajifu and carried, S.R. No. 183 was adopted.

A resolution (S.R. No. 184), entitled: "SENATE RESOLUTION REQUESTING IMPLEMENTATION IN NORTH KOHALA, HAWAII, OF THE PROVISIONS OF ARTICLE 18, CHAPTER 8, HAWAII COUNTY CODE, RELATING TO INTENSIVE AGRICULTURAL DISTRICTS," was offered by Senators Carpenter, Henderson, Cayetano, Campbell, Anderson, Soares, Uwaine, Kawasaki, Yamasaki, Kobayashi, Machida, Saiki, Ajifu, Yee and Cobb.

By unanimous consent, S.R. No. 184 was referred to the Committee on Agriculture.

A resolution (S.R. No. 185), entitled: "SENATE RESOLUTION REQUESTING THE HAWAII HOUSING AUTHORITY TO DELAY DEMOLITION OF ITS TEACHER HOUSING," was offered by Senators Carpenter, Cayetano, Ajifu, Saiki, Yamasaki, Kobayashi, Machida, Anderson, Henderson, Kawasaki, Campbell, Uwaine, O'Connor, Cobb, Soares and Yee.

By unanimous consent, S.R. No. 185 was referred to the Committee on Housing and Hawaiian Homes.

A resolution (S.R. No. 186), entitled: "SENATE RESOLUTION URGING THE ASSESSMENT OF PAAUILO, HAWAII, AS A SITE FOR THE ESTABLISHMENT OF AN AGRICULTURAL PARK," was offered by Senators Carpenter, Henderson, Cayetano, Kobayashi, Ajifu, Anderson, O'Connor, Cobb, Yee, Soares, Yamasaki, Machida, Saiki, Campbell, Uwaine and Mizuguchi.

By unanimous consent, S.R. No. 186 was referred to the Committee on Agriculture.

A resolution (S.R. No. 187), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO SUBMIT A REPORT TO THE LEGISLATURE CONCERNING PLANS FOR THE DEVELOPMENT AND IMPLEMENTATION OF IMPROVEMENTS TO KAWAIHAE HARBOR, HAWAII," was offered by Senators Carpenter, Cayetano, Kobayashi, Ajifu, Anderson, Henderson, Uwaine, O'Connor, Soares, Yamasaki, Machida, Saiki, Kawasaki, Campbell, Ushijima, Mizuguchi, Cobb and Yee.

By unanimous consent, S.R. No. 187 was referred to the Committee on Transportation.

A resolution (S.R. No. 188), entitled: "SENATE RESOLUTION RELATING TO A FEED PRODUCTION INDUSTRY IN THE STATE OF HAWAII," was offered by Senators Carpenter, Cayetano, Kobayashi, Ajifu, Henderson, Kawasaki, Uwaine, O'Connor, Cobb, Soares, Yee, Yamasaki, Machida, Saiki, Campbell and Mizuguchi.

By unanimous consent, S.R. No. 188

was referred to the Committee on Agriculture, then to the Committee on Legislative Management.

At this time, Senator Kuroda introduced the following guests of the Senate and remarked as follows:

"Mr. President, members of the Senate, ladies and gentlemen, visiting with us are two members of the Guam Legislature, the Speaker, who is the head of the Senate, Mr. Tom Tanaka, and the Assistant Minority Leader, Senator John S. Quan.

"The Guam Legislature is a unicameral body consisting of 21 senators and, according to party affiliation, there are 11 Republicans and 10 Democrats.

"Senator Tanaka and Senator Quan are visiting Hawaii and observing the proceedings of government in operation here in Hawaii.

"Mr. President, it is my pleasure to introduce Senator Tom Tanaka, Speaker of the Guam Legislature, and Senator John Quan, Assistant Minority Leader."

Senators George and Young presented the gentlemen with leis.

At 11:48 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:50 o'clock a.m.

At this time, the Chair invited Speaker Tanaka to address the Senate.

Speaker Tanaka addressed the members of the Senate as follows:

"Thank You. Mr. President, Honorable Senators, it is really quite an honor for my colleague, Senator Quan, and me to be invited to witness your session today. A very special thanks to you, President Wong.

"We bring with us the warmest greetings from the people of Guam to the people of Hawaii and it now gives me the opportunity to publicly thank you for the many, many support we have been receiving not only from this Senate, but from your Senator Inouye whom I visited in Washington last week, and Senator Matsunaga, and, also, Representative Akaka, for coming to the support and assistance of Guam when we've requested for their help.

"As I mentioned, I come from an extended trip to Washington and the Virgin Islands. In Washington, I

was able to touch base with the new Administration, to at least bring to bear the economic recovery plan which Guam intends to pursue in light of a possible cut in our budget.

"We have severe limitations in being a territory, unlike a state, where we don't have many options open to us. We have decided to pursue the positive approach in addressing some of the federal constraints, legislative constraints which prevent Guam from any viable economic progress.

"We've met very possibly with the new Director... Secretary of Agriculture to pursue a public law mandate to find once and for all the viability of agricultural development on Guam. We have been away from the land for forty-some odd years. We have lost the technical knowledge, and although we have been told time and time again, 'agriculture is a viable alternative' we've never really fully pursued it.

"Prior to the war, the Island of Saipan and the Northern Marianas Commonwealth used to provide Japan with all of their sugar needs, developed to the extent that they had put in railroads and other port facilities.

"We're also here on the invitation of Senator Inouye to look at your tax-free zone to see whether this is a viable option for Guam. We have to pursue these areas right now because, unlike a state, we don't have the powers to try to make up for the lost revenues in increased taxes. We only have one tax-making authority and it's the 10% surtax which we can immediately implement.

"We're also pursuing the idea, and I'd like to maybe invite the Senate to pursue the idea of joining with us and the new emerging island nations of the Pacific towards the creation of a Congress of the Pacific.

"As many of you know, we now have the new Republic of Palau, the Federated States of Micronesia, the Commonwealth of Northern Marianas, and they have a new association with the U.S. For the new Republic they have a free association in which they can on their own enter into new economic associations with foreign countries, an association not shared by the Island of Guam. Guam will pursue this, and I will pursue this in writing, personally writing to your President Wong, to set up a meeting for sometime this summer.

"Again, I'd like to thank you for the very warm Aloha spirit shown to my colleague and me today. I thank you for the opportunity and the privilege

of addressing this Senate. Thank you very much."

STANDING COMMITTEE REPORTS

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 699), informing the Senate that Senate Concurrent Resolution No. 61, Senate Resolution Nos. 173 to 175, and Standing Committee Report Nos. 688 to 698 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 Kobayashi, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 700) recommending that Senate Concurrent Resolution No. 29, as amended in S.D. 1, be adopted.

On motion by Senator Kobayashi, seconded by Senator George and carried, the report of the Committee was adopted and S.C.R. No. 29, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO NEGOTIATE INTERSTATE COMPACTS FOR THE DISPOSAL OF LOW-LEVEL RADIOACTIVE WASTES," was adopted.

Senator Ajifu, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 701) recommending that Senate Resolution No. 106 be adopted.

On motion by Senator Ajifu, seconded by Senator Kobayashi and carried, the report of the Committee was adopted and S.R. No. 106, entitled: "SENATE RESOLUTION REQUESTING A CONCERTED EFFORT BY FEDERAL AND STATE OFFICIALS AND AGENCIES TO ELIMINATE FEDERAL REGULATIONS WHICH ADVERSELY AFFECT INTERSTATE AND INTERNATIONAL MARKETING OF MEAT AND POULTRY PRODUCTS," was adopted.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 702) recommending that House Bill No. 150 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 150, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I, SECTION 10, OF THE CONSTITUTION OF THE STATE OF HAWAII TO PERMIT FELONY TRIALS AFTER PRELIMINARY HEARINGS," passed Second Reading and was placed on the calendar for Third Reading

on Thursday, April 2, 1981.

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. 150.

Senator Carpenter, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 703) recommending that House Bill No. 174, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the majority of the Committee was adopted and H.B. No. 174, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRADE REGULATION AND PRACTICE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 174, H.D. 1, S.D. 1.

Senator Carpenter, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 704) recommending that House Bill No. 201, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Anderson and carried, the report of the majority of the Committee was adopted and H.B. No. 201, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH AND MORALS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 201, S.D. 1.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 705) recommending that House Bill No. 205, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF CONVICTED DEFENDANTS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 205, S.D. 1.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 706) recommending that House Bill No. 238 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 238, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 9, OF THE HAWAII CONSTITUTION, TO PROVIDE FOR THE METHOD OF PAYMENT OF LEGISLATIVE SALARIES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 238.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 707) recommending that House Bill No. 338, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 338, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 338, H.D. 1, S.D. 1.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 708) recommending that House Bill No. 339, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 339, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BALLOTS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 339, H.D. 1, S.D. 1.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 709) recommending that House Bill No. 423, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 423, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 423, H.D. 1.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 710) recommending that House Bill No. 428 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 428, entitled: "A BILL FOR AN ACT RELATING TO WOMEN," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 428.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 711) recommending that House Bill No. 429 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 429, entitled: "A BILL FOR AN ACT RELATING TO SEPARATE MAINTENANCE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 429.

Senator Carpenter, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 712) recommending that House Bill No. 456, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the majority of the Committee was adopted and H.B. No. 456, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NUMBER AND GENDER," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 456, S.D. 1.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 713) recommending that House Bill No. 459 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 459, entitled: "A BILL FOR AN ACT RELATING TO THE VALUATION OF PROPERTY," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 459.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 714) recommending that House Bill No. 540, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 540, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST ON JUDGMENTS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 540, H.D. 1.

Senator Carpenter, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 715)

recommending that House Bill No. 549, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the majority of the Committee was adopted and H.B. No. 549, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ARREST BY POLICE OFFICERS WITHOUT WARRANT," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 549, H.D. 1, S.D. 1.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 716) recommending that House Bill No. 567, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 567, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 567, H.D. 1, S.D. 1.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 717) recommending that House Bill No. 582, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 582, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURT MONITORING OF GUARDIANSHIPS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 582, S.D. 1.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 718) recommending

that House Bill No. 1125, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 1125, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII YOUTH CORRECTIONAL FACILITIES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 1125, H.D. 1.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 719) recommending that House Bill No. 1126, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 1126, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII YOUTH CORRECTIONAL FACILITIES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 1126, S.D. 1.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 720) recommending that House Bill No. 1523, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 1523, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 1523, H.D. 1, S.D. 1.

Senator Carpenter, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 721)

recommending that House Bill No. 1657 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the majority of the Committee was adopted and H.B. No. 1657, entitled: "A BILL FOR AN ACT RELATING TO ANTITRUST SUITS BY THE STATE; AMOUNT OF RECOVERY," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 1657.

Senator Carpenter, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 722) recommending that House Bill No. 1881, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Carpenter, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 1881, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 1881, H.D. 1, S.D. 1.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 723) recommending that House Bill No. 20, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the report of the Committee was adopted and H.B. No. 20, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII BANK ACT OF 1931," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 20, H.D. 1, S.D. 1.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 724) recommending that House Bill No. 185 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded

by Senator Uwayne and carried, the report of the Committee was adopted and H.B. No. 185, entitled: "A BILL FOR AN ACT RELATING TO BALL OR MARBLE MACHINES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 185.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 725) recommending that House Bill No. 301 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Uwayne and carried, the report of the Committee was adopted and H.B. No. 301, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 301.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 726) recommending that House Bill No. 393, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Uwayne and carried, the report of the Committee was adopted and H.B. No. 393, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 393, H.D. 1, S.D. 1.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 727) recommending that House Bill No. 495, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded

by Senator Uwayne and carried, the report of the Committee was adopted and H.B. No. 495, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 495, H.D. 1, S.D. 1.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 728) recommending that House Bill No. 514, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Uwayne and carried, the report of the Committee was adopted and H.B. No. 514, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LANDLORD-TENANT CODE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 514, H.D. 1, S.D. 1.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 729) recommending that House Bill No. 774, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Uwayne and carried, the report of the Committee was adopted and H.B. No. 774, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVERSE PEER REVIEW COMMITTEE REPORTS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 774, H.D. 1, S.D. 1.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 730) recommending that House Bill No. 781, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Uwayne and carried, the

report of the Committee was adopted and H.B. No. 781, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF REGULATORY AGENCIES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 781, S.D. 1.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 731) recommending that House Bill No. 930, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the report of the Committee was adopted and H.B. No. 930, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL CORPORATIONS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 930, S.D. 1.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 732) recommending that House Bill No. 1466, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the report of the Committee was adopted and H.B. No. 1466, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RETAIL INSTALLMENT SALES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 1466, H.D. 1.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 733) recommending that House Bill No. 1471, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the report of the Committee was adopted and H.B. No. 1471, H.D. 1, S.D.

1, entitled: "A BILL FOR AN ACT RELATING TO BANKS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 1471, H.D. 1, S.D. 1.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 734) recommending that House Bill No. 1484, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the report of the Committee was adopted and H.B. No. 1484, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 1484, H.D. 1.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 735) recommending that House Bill No. 1736, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the report of the Committee was adopted and H.B. No. 1736, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 1736, H.D. 1.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 736) recommending that House Bill No. 477, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the report of the Committee was adopted and H.B. No. 477, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE OF HOUSEHOLD FURNITURE

AND FURNISHINGS IN DWELLING HOUSES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 2, 1981.

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. 477, H.D. 1, S.D. 1.

ORDER OF THE DAY

MATTER DEFERRED FROM MARCH 30, 1981

Standing Committee Report No. 697
(Gov. Msg. No. 99):

Senator Cobb moved that Stand. Com. Rep. No. 697 be received and placed on file, seconded by Senator Uwaine and carried.

Senator Cobb then moved that the Senate advise and consent to the nomination of Mary Gayle Bitterman, Ph.D., as Director of Regulatory Agencies, term to expire December 6, 1982, seconded by Senator Uwaine.

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

Ayes, 19. Noes, none. Excused, 6 (Abercrombie, Anderson, Cayetano, Kawasaki, Saiki and Yee).

RE-REFERRAL OF A HOUSE BILL

The President made the following re-referral of a House Bill that was received on Thursday, March 19, 1981:

House Bill Referred to:

No. 1636 Committee on Ways and Means

At this time, Senator Uwaine, Chairman of the Committee on Human Resources, requested a waiver of the 48-hour notice of Public Hearing on the following measure:

H.B. No. 749, H.D. 2, entitled:
"A BILL FOR AN ACT RELATING TO
EMPLOYMENT SECURITY,"

and the President granted the waiver.

ADJOURNMENT

At 12:00 o'clock noon, on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, April 1, 1981.