

THIRTEENTH DAY

Friday, February 5, 1982

The Senate of the Eleventh Legislature of the State of Hawaii, Regular Session of 1982, convened at 11:30 o'clock a.m., with the Vice-President in the Chair.

The Divine Blessing was invoked by Father Colin Correa of the Catholic Diocese, Chancery Office, after which the Roll was called showing all Senators present with the exception of Senator Abercrombie who was excused.

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

At this time, Senator Yee introduced to the members of the Senate Ms. Randa Nicholson and Ms. Elizabeth Gray, 10th grade students of Coopers High School in Abilene, Texas. Senator Yee added that the students are working out of his office to learn how the State of Hawaii Legislature functions.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 73 to 77) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 73), transmitting to the President of the Senate, 15 bills and one resolution relating to crime, was placed on file.

A message from the Governor (Gov. Msg. No. 74), transmitting to the President of the Senate, 12 proposed Senate Concurrent Resolutions relating to the 12 State Functional Plans which were sent to the Senate on December 21, 1981, in accordance with the provisions of Section 226-58, HRS, was placed on file.

A message from the Governor (Gov. Msg. No. 75), transmitting copies of a report prepared by the Department of Accounting and General Services, in response to Senate Resolution No. 244 (1981) urging the Department of Accounting and General Services to undertake measures to reduce state employees' travel expenses, was referred to the Committee on Government Operations and Intergovernmental Relations.

A message from the Governor (Gov. Msg. No. 76), transmitting copies of the 1980 Annual Report of the Teacher Education Coordinating Committee, prepared by the Teacher Education

Coordinating Committee in compliance with Section 304-20, HRS, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 77), transmitting copies of a research study entitled: "Migration and Unemployment in Hawaii," a joint publication of the East-West Population Institute and the Hawaii State Commission on Population and the Hawaiian Future, Number 79, January 1982, was referred to the Committee on Economic Development.

At 11:37 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:40 o'clock a.m.

HOUSE COMMUNICATION

A communication from the House (Hse. Com. No. 6), transmitting House Concurrent Resolution No. 23 which was adopted by the House of Representatives on February 3, 1982 was read by the Clerk and was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.C.R. No. 23, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING THE TWELFTH ANNUAL BUILDING MATERIALS EXPO ON ITS EMPHASIS ON TECHNOLOGY TO MEET THE CHANGING MARKET OF THE 1980s," was adopted.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 3 to 14) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 3), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE STATE AGRICULTURE PLAN," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 3 was referred to the Committee on Agriculture, then to the Committee on Economic Development, then to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 4), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE STATE EDUCATION PLAN," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 4 was referred to the Committee on

Education, then to the Committee on Economic Development, then to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 5), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE STATE HEALTH PLAN," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 5, was referred to the Committee on Health, then to the Committee on Economic Development, then to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 6), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE STATE WATER RESOURCES DEVELOPMENT PLAN," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 6 was referred to the Committee on Economic Development, then to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 7), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE STATE RECREATION PLAN," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 7 was referred to the Committee on Ecology, Environment and Recreation, then to the Committee on Economic Development, then to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 8), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE STATE CONSERVATION LANDS PLAN," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 8 was referred to the Committee on Ecology, Environment and Recreation, then to the Committee on Economic Development, then to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 9), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE STATE HISTORIC PRESERVATION PLAN," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 9 was referred to the Committee on Ecology, Environment and Recreation, then to the Committee on Economic Development, then to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 10), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE STATE

TOURISM PLAN," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 10 was referred to the Committee on Tourism, then to the Committee on Economic Development, then to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 11), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE STATE ENERGY PLAN," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 11 was referred to the Committee on Economic Development, then to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 12), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE STATE HOUSING PLAN," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 12 was referred to the Committee on Housing and Hawaiian Homes, then to the Committee on Economic Development, then to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 13), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE STATE TRANSPORTATION PLAN," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 13 was referred to the Committee on Transportation, then to the Committee on Economic Development, then to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 14), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE STATE HIGHER EDUCATION PLAN," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 14 was referred to the Committee on Higher Education, then to the Committee on Economic Development, then to the Committee on Ways and Means.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 8 and 9) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 8), entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF PROPOSED BAIL REFORM LEGISLATION," was offered by Senator Wong, by request.

By unanimous consent, S.R. No. 8

was referred to the Committee on Judiciary.

A resolution (S.R. No. 9), entitled: "SENATE RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON EXCHANGES," was offered by Senator Wong, by request.

By unanimous consent, S.R. No. 9 was referred to the Committee on Economic Development, then to the Committee on Ways and Means.

INTRODUCTION OF SENATE BILLS

On motion by Senator Cobb, seconded by Senator Anderson and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Monday, February 8, 1982:

Senate Bills

No. 2314-82 "A Bill for an Act Relating to the Employees' Retirement System of the State of Hawaii."

Introduced by: Senator Uwaine.

No. 2315-82 "A Bill for an Act Relating to Retirement."

Introduced by: Senator Uwaine.

No. 2316-82 "A Bill for an Act Relating to Inheritance Tax."

Introduced by: Senators George, Cobb, Saiki, Ajifu, Kawasaki, Uwaine, Yamasaki, Young, Anderson, Soares, Abercrombie, Carpenter, Cayetano, Henderson, Kuroda, Mizuguchi and Kobayashi.

No. 2317-82 "A Bill for an Act Relating to the Inheritance Tax."

Introduced by: Senators Cobb, George, Young, Yamasaki, Anderson, Ajifu, Kawasaki, Carpenter and Kuroda.

No. 2318-82 "A Bill for an Act Authorizing the Issuance of General Obligation Bonds and Making an Appropriation for Kaiser High School, Oahu."

Introduced by: Senators Cobb, Soares, Saiki and O'Connor.

No. 2319-82 "A Bill for an Act Relating to Liquor License."

Introduced by: Senator Cobb, by request.

No. 2320-82 "A Bill for an Act Relating to Utilities."

Introduced by: Senator Kawasaki.

No. 2321-82 "A Bill for an Act Amending Section 46-6, Hawaii Revised Statutes, Relating to Parks and Playgrounds for Subdivisions."

Introduced by: Senator Kawasaki.

No. 2322-82 "A Bill for an Act Relating to Vehicle Number Plates."

Introduced by: Senator Kawasaki.

No. 2323-82 "A Bill for an Act Relating to a Tourist Destination Improvement Fee."

Introduced by: Senator Kawasaki.

No. 2324-82 "A Bill for an Act Relating to Land Use."

Introduced by: Senator Kawasaki.

No. 2325-82 "A Bill for an Act Relating to Nonresident Vehicle Permits."

Introduced by: Senator Kawasaki.

No. 2326-82 "A Bill for an Act Relating to Motor Vehicle Safety Responsibility Act."

Introduced by: Senator Kawasaki.

No. 2327-82 "A Bill for an Act Relating to the Housing Loan and Mortgage Program."

Introduced by: Senator Kawasaki.

No. 2328-82 "A Bill for an Act Relating to Fair Housing."

Introduced by: Senator Kawasaki.

No. 2329-82 "A Bill for an Act to Amend Section 707-741, Hawaii Revised Statutes, Creating Two Classes of Incest."

Introduced by: Senator Kawasaki.

No. 2330-82 "A Bill for an Act Relating to Endangering the Welfare of a Minor."

Introduced by: Senator Kawasaki.

No. 2331-82 "A Bill for an Act Relating to Service-Connected Occupational Disability Retirement."

Introduced by: Senator Kawasaki.

No. 2332-82 "A Bill for an Act Relating

to Gambling."

Introduced by: Senator Kawasaki.

No. 2333-82 "A Bill for an Act Relating to the Towing of Abandoned Vehicles."

Introduced by: Senator Kawasaki.

No. 2334-82 "A Bill for an Act Providing Penalties for Violations of Chapter 290 Relating to Abandoned Vehicles."

Introduced by: Senator Kawasaki.

No. 2335-82 "A Bill for an Act Relating to the Price of Purchased Power, Electric Utilities Pay Co-Generators or Small Power Producers."

Introduced by: Senator Kawasaki.

No. 2336-82 "A Bill for an Act Relating to Self-Service Storage Industry."

Introduced by: Senator Cobb, by request.

No. 2337-82 "A Bill for an Act Relating to County Council Employees."

Introduced by: Senator Kawasaki, by request.

No. 2338-82 "A Bill for an Act Relating to the Banning of Aerial Fireworks."

Introduced by: Senator Kawasaki, by request.

No. 2339-82 "A Bill for an Act Relating to Sales of Real Property."

Introduced by: Senator Kawasaki, by request.

No. 2340-82 "A Bill for an Act Amending the Conveyance Tax Law to Provide for County Housing Funds."

Introduced by: Senator Kawasaki, by request.

No. 2341-81 "A Bill for an Act Amending Section 663-11 of the Hawaii Revised Statutes, Relating to Joint Tortfeasors Liability."

Introduced by: Senator Kawasaki.

STANDING COMMITTEE REPORT

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 8-82), informing the Senate that Governor's Message Nos. 71 and 72, Senate Concurrent Resolution Nos. 3 to 14, Senate Resolution Nos. 8 and 9, and Senate Bill Nos. 2269-82 to 2313-82 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.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills that were introduced on Thursday, February 4, 1982:

| Senate Bills | Referred to: |
|--------------|--|
| No. 2269-82 | Committee on Judiciary, then to the Committee on Ways and Means |
| No. 2270-82 | Committee on Judiciary |
| No. 2271-82 | Committee on Judiciary |
| No. 2272-82 | Committee on Judiciary |
| No. 2273-82 | Committee on Judiciary |
| No. 2274-82 | Committee on Judiciary |
| No. 2275-82 | Committee on Judiciary |
| No. 2276-82 | Committee on Judiciary, then to the Committee on Ways and Means |
| No. 2277-82 | Committee on Judiciary, then to the Committee on Ways and Means |
| No. 2278-82 | Committee on Judiciary, then to the Committee on Ways and Means |
| No. 2279-82 | Committee on Judiciary |
| No. 2280-82 | Committee on Judiciary |
| No. 2281-82 | Committee on Judiciary, then to the Committee on Ways and Means |
| No. 2282-82 | Committee on Judiciary |
| No. 2283-82 | Committee on Judiciary |
| No. 2284-82 | Committee on Human Resources |
| No. 2285-82 | Committee on Judiciary |
| No. 2286-82 | Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means |
| No. 2287-82 | Committee on Judiciary |
| No. 2288-82 | Committee on Agriculture |
| No. 2289-82 | Committee on Agriculture, |

| | | |
|---|--|--|
| then to the Committee on Ways and Means | Means | |
| No. 2290-82 Committee on Government Operations and Intergovernmental Relations, then to the Committee on Ways and Means | No. 2301-82 | Committee on Judiciary |
| No. 2291-82 Committee on Human Resources | No. 2302-82 | Committee on Judiciary |
| No. 2292-82 Committee on Economic Development | No. 2303-82 | Committee on Judiciary |
| No. 2293-82 Committee on Judiciary | No. 2304-82 | Committee on Judiciary |
| No. 2294-82 Committee on Judiciary, then to the Committee on Ways and Means | No. 2305-82 | Committee on Human Resources |
| No. 2295-82 Committee on Judiciary, then to the Committee on Ways and Means | No. 2306-82 | Committee on Judiciary |
| No. 2296-82 Committee on Judiciary, then to the Committee on Ways and Means | No. 2307-82 | Committee on Judiciary |
| No. 2297-82 Committee on Judiciary, then to the Committee on Ways and Means | No. 2308-82 | Committee on Ways and Means |
| No. 2298-82 Committee on Judiciary, then to the Committee on Ways and Means | No. 2309-82 | Committee on Economic Development, then to the Committee on Ways and Means |
| No. 2299-82 Committee on Human Resources, then to the Committee on Ways and Means | No. 2310-82 | Committee on Judiciary |
| No. 2300-82 Committee on Judiciary, then to the Committee on Ways and | No. 2311-82 | Committee on Ways and Means |
| | No. 2312-82 | Committee on Ways and Means |
| | No. 2313-82 | Committee on Consumer Protection and Commerce |
| | ADJOURNMENT | |
| | At 11: 44 o'clock a.m., on motion by Senator Cobb, seconded by Senator Anderson and carried, the Senate adjourned until 11: 30 o'clock a.m., Monday, February 8, 1982. | |