

## FIFTIETH DAY

Thursday, April 8, 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 President in the Chair.

The Divine Blessing was invoked by Dr. Edmond Walker, Executive Director of the Hawaii Baptist Convention, after which the Roll was called showing all Senators present with the exception of Senator Yee who was excused.

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

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

Senator Saiki, on behalf of Senator Anderson, introduced 14 members of the Mililani Golden Years Senior Citizens Club.

Senator Abercrombie introduced an old friend, Mr. Jim Loomis.

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

The Senate reconvened at 11:56 o'clock a.m.

At this time, Senator O'Connor rose and stated:

"Mr. President, we have two young people visiting us today that I'd like to introduce to the Senate. Their ties are deep in this State, in the Territory and the Republic and in the Kingdom before that. I'd like to introduce George Robert Carter, IV, and Anne Strong Carter, who are visiting from their respective schools from the Mainland. If the name sounds familiar, the First was once the Governor of the Territory."

Senator Cobb then introduced Judge Philip C. Wilkins, Chief Judge of the Federal District Court, Eastern District of California, his wife Susan, and their friends, the Ellis family.

## SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 60 to 62) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 60), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON POSSIBLE MODIFICATIONS OF THE

OPTIONAL COVERAGE REQUIREMENT OF THE HAWAII NO-FAULT LAW," was offered by Senators Cobb, Uwaine, Soares, Kuroda, Kobayashi, George, Saiki, Ajifu, Holt, Machida, Carpenter and Henderson.

By unanimous consent, S.C.R. No. 60 was referred to the Committee on Consumer Protection and Commerce.

A concurrent resolution (S.C.R. No. 61), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE GENERAL EXCISE TAX ON SALES REPRESENTATIVES AND PURCHASING AGENTS," was offered by Senators Cobb, Uwaine, Soares, Kuroda, Kobayashi, George, Holt, Saiki, Machida, Ajifu, Carpenter and Henderson.

By unanimous consent, S.C.R. No. 61 was referred to the Committee on Ways and Means.

A concurrent resolution (S.C.R. No. 62), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO TERMINATE ITS PLANS TO ACQUIRE THE RESIDENTIAL LOTS IN THE BLOCK BOUNDED BY MONSARRAT AVENUE, LEAHI AVENUE, NOELA AVENUE, AND PAKI AVENUE FOR USE AS PART OF KAPIOLANI PARK," was offered by Senator Uwaine.

By unanimous consent, S.C.R. No. 62 was referred to the Committee on Ecology, Environment and Recreation.

## SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 86 to 89) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 86), entitled: "SENATE RESOLUTION URGING PURSUIT OF ALL AVAILABLE MEANS TO PUT AN END TO THE CAMPAIGN OF GENOCIDE AGAINST THE BAHAI FAITH IN IRAN," was offered by Senator Abercrombie.

By unanimous consent, S.R. No. 86 was referred to the Committee on Judiciary.

A resolution (S.R. No. 87), entitled: "SENATE RESOLUTION REQUESTING A STUDY ON POSSIBLE MODIFICATIONS OF THE OPTIONAL COVERAGE REQUIREMENT OF THE HAWAII NO-FAULT LAW," was offered by Senators Cobb, Yee, Soares, Henderson, Kuroda, Saiki, Carpenter, Uwaine, Machida and Ajifu.

By unanimous consent, S.R. No. 87 was referred to the Committee on Consumer Protection and Commerce.

A resolution (S.R. No. 88), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE GENERAL EXCISE TAX ON SALES REPRESENTATIVES AND PURCHASING AGENTS," was offered by Senators Cobb, Uwaine, Soares, Kuroda, Kobayashi, George, Henderson, Holt, Saiki, Machida, Ajifu and Carpenter.

By unanimous consent, S.R. No. 88 was referred to the Committee on Ways and Means, then to the Committee on Legislative Management.

A resolution (S.R. No. 89), entitled: "SENATE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO TERMINATE ITS PLANS TO ACQUIRE THE RESIDENTIAL LOTS IN THE BLOCK BOUNDED BY MONSARRAT AVENUE, LEAHI AVENUE, NOELA AVENUE, AND PAKI AVENUE FOR USE AS PART OF KAPIOLANI PARK," was offered by Senator Uwaine.

By unanimous consent, S.R. No. 89 was referred to the Committee on Ecology, Environment and Recreation.

#### STANDING COMMITTEE REPORTS

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 808-82) informing the Senate that Senate Concurrent Resolution Nos. 60 to 62, Senate Resolution Nos. 86 to 89 and Standing Committee Report No. 809-82 have been printed and have been distributed to the members of the Senate.

On motion by Senator Young, seconded by Senator George and carried, the report of the Committee was adopted.

Senator Henderson, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 809-82) recommending that Senate Resolution No. 37, as amended in S.D. 1, be adopted.

Senator Henderson moved that Stand. Com. Rep. No. 809-82 and S.R. No. 37, S.D. 1, be adopted, seconded by Senator Anderson.

At this time, Senator Abercrombie rose and stated:

"Mr. President, I'd like to rise to speak in favor of this resolution, very briefly, mostly to thank the Chairman of the Economic Development Committee for hearing this resolution and paying the kind of attention to it that is deserved. I've been working in this area for several years now with respect to a floating

drydock ship repair facility, and I think that this request is entirely in order today, more so than ever before, and I appreciate the fact that it has been recognized as such by the Economic Development Committee."

The motion was put by the Chair and carried, and the report of the Committee was adopted and S.R. No. 37, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STATE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT STUDY OF THE FEASIBILITY OF A PRIVATE SECTOR FLOATING DRYDOCK SHIP REPAIR FACILITY," was adopted.

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

The Senate reconvened at 12:04 o'clock p.m.

#### ORDER OF THE DAY

#### MATTERS DEFERRED FROM APRIL 7, 1982

Senate Bill No. 103, H.D. 1:

On motion by Senator Uwaine, seconded by Senator Abercrombie and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 103, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Uwaine, Chairman, Henderson and Yee as Managers on the part of the Senate at such conference.

Senate Bill No. 262, S.D. 1, H.D. 2:

On motion by Senator Kawasaki, seconded by Senator Abercrombie and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 262, 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 the Final Reading of S.B. No. 262, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DELINQUENT PENALTIES FOR LATE RENEWAL OF MOTOR VEHICLE REGISTRATIONS."

Senate Bill No. 365, S.D. 2, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Ajifu and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 365, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President

appointed Senators Yamasaki, Chairman, Ajifu and Young as Managers on the part of the Senate at such conference.

Senate Bill No. 486, H.D. 1:

On motion by Senator Cayetano, seconded by Senator Carpenter and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 486, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Cayetano, Chairman, Toyofuku and Ajifu as Managers on the part of the Senate at such conference.

Senate Bill No. 536, S.D. 2, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Uwaine and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 536, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Uwaine and Yee as Managers on the part of the Senate at such conference.

Senate Bill No. 553, S.D. 2, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Henderson and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 553, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Henderson and Yee as Managers on the part of the Senate at such conference.

At 12:08 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.

Senate Bill No. 561, S.D. 2, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Kobayashi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 561, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Henderson and Kobayashi as Managers on the part of the Senate at such conference.

Senate Bill No. 594, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the Senate

agreed to the amendments proposed by the House to S.B. No. 594, 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 the Final Reading of S.B. No. 594, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CEMETERIES AND MORTUARIES."

Senate Bill No. 1287, S.D. 1, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Uwaine and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1287, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Uwaine and Young as Managers on the part of the Senate at such conference.

Senate Bill No. 1308, S.D. 2, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Kobayashi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1308, S.D. 2, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 1308, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION."

Senate Bill No. 1447, S.D. 1, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Uwaine and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1447, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Uwaine and Young as Managers on the part of the Senate at such conference.

Senate Bill No. 2269-82, S.D. 2, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Carpenter and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2269-82, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Carpenter and Kawasaki as Managers on the part of the Senate at such conference.

Senate Bill No. 2304-82, S.D. 1, H.D. 1:

On motion by Senator Carpenter, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2304-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Carpenter, Chairman, Kuroda and Soares as Managers on the part of the Senate at such conference.

Senate Bill No. 2334-82, H.D. 1:

On motion by Senator George, seconded by Senator Kawasaki and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2334-82, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators George, Chairman, Cobb and Soares as Managers on the part of the Senate at such conference.

Senate Bill No. 2353-82, S.D. 1, H.D. 2:

On motion by Senator Abercrombie, seconded by Senator Kuroda and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2353-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Abercrombie, Chairman, Kuroda and Saiki as Managers on the part of the Senate at such conference.

Senate Bill No. 2389-82, H.D. 1:

On motion by Senator Henderson, seconded by Senator Cobb and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2389-82, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 2389-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Senate Bill No. 2399-82, S.D. 2, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2399-82, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Cobb and Machida as Managers on the part of the Senate at such conference.

Senate Bill No. 1697, S.D. 1, H.D. 2:

On motion by Senator Abercrombie, seconded by Senator Kuroda and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1697, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Abercrombie, Chairman, Carpenter and Soares as Managers on the part of the Senate at such conference.

Senate Bill No. 2144-82, S.D. 2, H.D. 1:

On motion by Senator Cobb, seconded by Senator Kuroda and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2144-82, S.D. 2, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 2144-82, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUGS."

Senate Bill No. 2189-82, S.D. 1, H.D. 1:

On motion by Senator Carpenter, seconded by Senator Cobb and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2189-82, 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 the Final Reading of S.B. No. 2189-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL."

Senate Bill No. 2245-82, S.D. 1, H.D. 1:

On motion by Senator Carpenter, seconded by Senator Cobb and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2245-82, 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 the Final Reading of S.B. No. 2245-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECIPROCAL ENFORCEMENT OF SUPPORT."

Senate Bill No. 2350-82, H.D. 2:

On motion by Senator Abercrombie, seconded by Senator Kuroda and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2350-82, and requested a conference on the subject matter thereof.

In accordance therewith, the President

appointed Senators Abercrombie, Chairman, Cayetano and Kobayashi as Managers on the part of the Senate at such conference.

Senate Bill No. 2379-82, H.D. 1:

On motion by Senator Carpenter, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2379-82, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Carpenter, Chairman, Cayetano and Soares as Managers on the part of the Senate at such conference.

Senate Bill No. 2382-82, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Kuroda and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2382-82, 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 the Final Reading of S.B. No. 2382-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY."

Senate Bill No. 2386-82, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2386-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Cobb, Chairman, Kuroda and Soares as Managers on the part of the Senate at such conference.

Senate Bill No. 2401-82, S.D. 2, H.D. 1:

On motion by Senator Carpenter, seconded by Senator Uwaine and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2401-82, S.D. 2, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 2401-82, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT."

Senate Bill No. 2467-82, S.D. 1, H.D. 1:

On motion by Senator Carpenter, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2467-82, S.D.

1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Carpenter, Chairman, Cobb and Yee as Managers on the part of the Senate at such conference.

Senate Bill No. 2470-82, S.D. 2, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Cobb and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2470-82, S.D. 2, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 2470-82, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH."

Senate Bill No. 2471-82, S.D. 2, H.D. 1:

On motion by Senator Carpenter, seconded by Senator George and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2471-82, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Carpenter, Chairman, George and Cayetano as Managers on the part of the Senate at such conference.

Senate Bill No. 2496-82, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Young and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2496-82, 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 the Final Reading of S.B. No. 2496-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES."

Senate Bill No. 2513-82, S.D. 1, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Soares and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2513-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Soares and Cobb as Managers on the part of the Senate at such conference.

Senate Bill No. 2531-82, S.D. 1, H.D. 1:

On motion by Senator Uwaine, seconded by Senator Abercrombie and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2531-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Uwaine, Chairman, Henderson and Abercrombie as Managers on the part of the Senate at such conference.

Senate Bill No. 2636-82, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Kuroda and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2636-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Cayetano, Chairman, Carpenter and Ajifu as Managers on the part of the Senate at such conference.

At 12:20 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:21 o'clock p.m.

Senate Bill No. 2646-82, H.D. 1:

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2646-82, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 2646-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PATIENTS' COMPENSATION FUND."

Senate Bill No. 2682-82, S.D. 1, H.D. 2:

On motion by Senator Cobb, seconded by Senator Carpenter and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2682-82, 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 the Final Reading of S.B. No. 2682-82, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Senate Bill No. 2696-82, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Campbell and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2696-82, 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 the Final Reading of S.B. No. 2696-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER COOPERATIVE ASSOCIATIONS."

Senate Bill No. 2709-82, S.D. 1, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Henderson and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2709-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Henderson and Yee as Managers on the part of the Senate at such conference.

Senate Bill No. 2765-82, S.D. 1, H.D. 2:

On motion by Senator George, seconded by Senator Kawasaki and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2765-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators George, Chairman, Kobayashi and Kuroda as Managers on the part of the Senate at such conference.

Senate Bill No. 2759-82, S.D. 1, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Uwaine and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2759-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Uwaine, Ajifu, Young and Carpenter as Managers on the part of the Senate at such conference.

At 12:23 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:27 o'clock p.m.

Senate Bill No. 2814-82, S.D. 2, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Young and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2814-

82, S.D. 2, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 2814-82, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Senate Bill No. 2816-82, S.D. 2, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Campbell and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2816-82, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Kawasaki and Abercrombie as Managers on the part of the Senate at such conference.

Senate Bill No. 2904-82, S.D. 1, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Henderson and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2904-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Henderson, Ajifu and Abercrombie as Managers on the part of the Senate at such conference.

Senate Bill No. 2868-82, S.D. 1, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Cobb and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2868-82, 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 the Final Reading of S.B. No. 2868-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION."

Senate Bill No. 2915-82, H.D. 2:

On motion by Senator Henderson, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2915-82, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Henderson, Chairman, Machida and Yee as Managers on the part of the Senate at such conference.

Senate Bill No. 2926-82, S.D. 1, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2926-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Cayetano and Uwaine as Managers on the part of the Senate at such conference.

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. 2947-82, S.D. 1, H.D. 1:

On motion by Senator Abercrombie, seconded by Senator Kuroda and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2947-82, 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 the Final Reading of S.B. No. 2947-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FILIPINO 75TH ANNIVERSARY COMMISSION."

Senate Bill No. 2955-82, S.D. 2, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2955-82, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Cayetano and Saiki as Managers on the part of the Senate at such conference.

Senate Bill No. 2978-82, S.D. 1, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2978-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Cayetano and Kawasaki as Managers on the part of the Senate at such conference.

Senate Bill No. 65, S.D. 1, H.D. 1:

On motion by Senator Carpenter, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 65, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Carpenter, Chairman, Cobb and Kobayashi as Managers on the part of the Senate at such conference.

Senate Bill No. 397, S.D. 2, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator George and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 397, S.D. 2, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading on S.B. No. 397, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION."

Senate Bill No. 400, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 400, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Cobb, Chairman, Uwaine and Henderson as Managers on the part of the Senate at such conference.

Senate Bill No. 544, S.D. 2, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 544, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Ajifu and Young as Managers on the part of the Senate at such conference.

Senate Bill No. 732, S.D. 1, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 732, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Anderson, Abercrombie, Campbell, Cayetano, Kawasaki, Young, Ajifu, Henderson, Saiki and Yee as Managers on the part of the Senate at such conference.

Senate Bill No. 1859, S.D. 1, H.D. 1:

On motion by Senator Henderson, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1859, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Henderson, Chairman, Saiki and Yee as Managers on the part of the Senate at such conference.

Senate Bill No. 1925, S.D. 1, H.D. 1:

On motion by Senator Uwaine, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1925, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Uwaine, Chairman, Abercrombie and Henderson as Managers on the part of the Senate at such conference.

Senate Bill No. 2145-82, S.D. 1, H.D. 1:

On motion by Senator George, seconded by Senator Uwaine and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2145-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators George, Chairman, Uwaine and Cobb as Managers on the part of the Senate at such conference.

Senate Bill No. 2147-82, S.D. 2, H.D. 1:

On motion by Senator Carpenter, seconded by Senator George and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2147-82, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Carpenter, Chairman, George and Uwaine as Managers on the part of the Senate at such conference.

Senate Bill No. 2183-82, S.D. 1, H.D. 1:

On motion by Senator Uwaine, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2183-82, S.D. 1, and requested a conference on the subject matter thereof.



In accordance therewith, the President appointed Senators Uwaine, Chairman, Saiki and Yamasaki as Managers on the part of the Senate at such conference.

Senate Bill No. 2224-82, S.D. 2, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Henderson and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2224-82, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Henderson and Campbell as Managers on the part of the Senate at such conference.

Senate Bill No. 2228-82, H.D. 1:

On motion by Senator Henderson, seconded by Senator Cobb and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2228-82, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 2228-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Senate Bill No. 2288-82, H.D. 1:

On motion by Senator Ajifu, seconded by Senator Kobayashi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2288-82, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 2288-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGRICULTURE."

Senate Bill No. 2309-82, S.D. 2, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Henderson and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2309-82, S.D. 2, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 2309-82, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS."

Senate Bill No. 2343-82, S.D. 1, H.D. 1:

On motion by Senator Kobayashi, seconded by Senator George and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2343-82, S.D. 1, and requested a conference

on the subject matter thereof.

In accordance therewith, the President appointed Senators Kobayashi, Chairman, George and Uwaine as Managers on the part of the Senate at such conference.

Senate Bill No. 2346-82, S.D. 2, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Abercrombie and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2346-82, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Abercrombie and Kuroda as Managers on the part of the Senate at such conference.

Senate Bill No. 2366-82, S.D. 1, H.D. 1:

On motion by Senator Carpenter, seconded by Senator Cobb and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2366-82, 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 the Final Reading of S.B. No. 2366-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING REPORT."

Senate Bill No. 2388-82, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2388-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Cobb, Chairman, Uwaine and Yee as Managers on the part of the Senate at such conference.

Senate Bill No. 2434-82, S.D. 2, H.D. 2:

On motion by Senator Yamasaki, seconded by Senator Ajifu and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2434-82, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Ajifu and Henderson as Managers on the part of the Senate at such conference.

Senate Bill No. 2454-82, S.D. 1, H.D. 1:

On motion by Senator Young, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2454-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Young, Chairman, Abercrombie and Holt as Managers on the part of the Senate at such conference.

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

The Senate reconvened at 12:41 o'clock p.m.

Senate Bill No. 2477-82, H.D. 1:

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2477-82, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 2477-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REPAIRS."

Senate Bill No. 2517-82, S.D. 2, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Cobb and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2517-82, S.D. 2, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the 48-hour notice was given on the Final Reading of S.B. No. 2517-82, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH."

Senate Bill No. 2524-82, S.D. 1, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Uwaine and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2524-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Uwaine and Yee as Managers on the part of the Senate at such conference.

Senate Bill No. 2550-82, S.D. 1, H.D. 1:

On motion by Senator Carpenter, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2550-82, S.D.

1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Carpenter, Chairman, Kawasaki and Uwaine as Managers on the part of the Senate at such conference.

Senate Bill No. 2561-82, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2561-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Cobb, Chairman, Uwaine and Yee as Managers on the part of the Senate at such conference.

Senate Bill No. 2566-82, S.D. 1, H.D. 1:

On motion by Senator Carpenter, seconded by Senator Cobb and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2566-82, 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 the Final Reading of S.B. No. 2566-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPEALS BY THE STATE IN CRIMINAL CASES."

At 12:44 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:45 o'clock p.m.

Senate Bill No. 2615-82, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Yamasaki and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2615-82, 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 the Final Reading on S.B. No. 2615-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THEFT OF UTILITY SERVICES."

Senate Bill No. 2624-82, S.D. 1, H.D. 1:

On motion by Senator Carpenter, seconded by Senator Cobb and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2624-82, 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 the Final Reading of S.B. No. 2624-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GRAND JURY COUNSEL."

Senate Bill No. 2638-82, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Uwaine and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2638-82, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Cobb, Chairman, Kuroda and George as Managers on the part of the Senate at such conference.

Senate Bill No. 2642-82, H.D. 1:

On motion by Senator Carpenter, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2642-82, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Carpenter, Chairman, O'Connor and Anderson as Managers on the part of the Senate at such conference.

Senate Bill No. 2760-82, S.D. 2, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2760-82, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Henderson and Kuroda as Managers on the part of the Senate at such conference.

Senate Bill No. 2829-82, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2829-82, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, Chairman, Anderson, Abercrombie, Campbell, Cayetano, Kawasaki, Young, Ajifu, Henderson, Saiki and Yee as Managers on the part of the Senate at such conference.

Senate Bill No. 2913-82, S.D. 1, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Abercrombie and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2913-82, S.D. 1, H.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Uwaine, Chairman, Henderson and Cayetano as Managers on the part of the Senate at such conference.

At this time, Senator Abercrombie rose and addressed the members of the Senate as follows:

"Mr. President, I rise on a point of personal privilege.

"Mr. President, this morning, I was informed through the media of the Honolulu Advertiser, on page A-12, by virtue of the headline, 'Clement Calls for State School Facilities.' I went on to read that article and to the degree that that article reflects accurately the remarks made by Councilman Daniel Clement yesterday I believe that I've been aggrieved.

"I think that Councilman Clement needs a little lesson in economics and he needs a little lesson in history, and I am going to give it to him.

"Now, Councilman Clement states that the City will be paying off loans for the acquisition and construction of schools over the next decade following the transfer of City-owned schools and the responsibility for construction and maintenance of school facilities on Oahu in 1967. We're continuing to support the school system, and I am quoting from the paper, 'Clement cited a measure in the State Senate this spring that would have required the federal government to pay the State Department of Education tuition for non-resident students. "Why does the state go after the federal government and yet, not reimburse the City," Clement asked. He indicated the City could reduce its property tax rate by 12% if it didn't have the continuing school obligations.'

"First, no property taxes are going for the operating budgets to pay any of the operating budgets of the 158 schools on Oahu, amounting to hundreds of millions of dollars per year that ordinarily would be paid by the City and County taxpayers alone, rather than on a statewide basis, as is done in virtually every other area of the country. And, Mr. President, I have been reviewing the educational situation

in other areas of the country, and let me tell you there are mass layoffs of teachers; there are mass reductions in programs; there are schools being closed all over the country.

"This state has escaped all of that because of the funding system that we have. If Councilman Clement wants to take a giant step backwards, that's his privilege, but I see no reason why he should be allowed to advocate it without being corrected.

"Second, tens of millions of dollars in state grants-in-aid are given to the City and County of Honolulu as well as to other counties throughout the state. Is Mr. Clement suggesting that the grants-in-aid that the state has provided through this Legislature be cut off to the City and County? He neglects to mention the benefits that have been received by the City as a result and how his job has been made so much easier by the generosity of the taxpayers of the state as a whole with respect to projects that he no doubt likes to take credit for when he goes in front of the voters.

"Third, he neglected to mention that all the public libraries on Oahu are funded by the state rather than by county funds...save, for the one at Makiki, which both Mayors Fasi and Anderson have supported...no thanks to the City Council. I don't notice any great pressing attack by Councilman Clement to return the counties to funding all the public libraries on Oahu.

"Fourth, children of military personnel are entitled by federal law to a free public education. The state is already entitled by the law for reimbursement. We are, 'going after the federal government,' in Councilman Clement's phrase because they are not paying their lawful bill,

forcing the local taxpayers to make up the difference which presumably includes Councilman Clement.

"Fifth, what are we going to reimburse the City for? I'll do a little homework for Councilman Clement because he seems incapable of doing it himself. Let's take seven of the schools for example, which are now on military federal locations.

"It may surprise Councilman Clement to learn that seven of those locations were federal surplus land to the county. They didn't have to pay a cent for it. Now, if he wants the federal government to charge the City and County of Honolulu for the surplus land, I suppose he can go ask for that.

"I might point out that only one of those was actually county land to begin with. So, the end result, Mr. President, is that the county has been receiving enormous benefits in return for the exchange that was made in 1967 and that Councilman Clement is in dire need of doing a little homework.

"Now I know that all the children in the state who are in school look forward to summer vacation, because they can rest. The only difference with Councilman Clement is that his mind already appears to be on vacation while his mouth is working overtime.

"Thank you."

#### ADJOURNMENT

At 12:54 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., Monday, April 12, 1982.