

FIFTY-SECOND DAY

Tuesday, April 13, 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 the Reverend Mitzi Eilts, Campus Minister of the United Church of Christ, 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 Fifty-First Day.

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

Senator Anderson, on behalf of the Senate, introduced 30 members of the Paoakalani Senior Citizens Club of Pawaa.

Senator Kuroda introduced his sister, Mrs. Betty Hill, accompanied by two friends from Long Island, Mr. and Mrs. Leo Falkenstein.

Senator Holt then introduced 40 tenth grade U.S. history students from the Kamehameha Schools, accompanied by their teacher, Mrs. Virginia Bail.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 271 to 298) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 271), submitting for consideration and confirmation to the Governor's Agriculture Coordinating Council, the nomination of Susan Matsushima, term to expire December 31, 1985, was referred to the Committee on Agriculture.

A message from the Governor (Gov. Msg. No. 272), submitting for consideration and confirmation to the Advisory Committee on Flowers and Foliage, the nominations of Patrick A. T. Takahashi and Lelan C. Nishek, terms to expire December 31, 1985, was referred to the Committee on Agriculture.

A message from the Governor (Gov. Msg. No. 273), submitting for consideration and confirmation to the Board of Public Accountancy, the nominations of Walter T. Y. Lau and Manuel R. Sylvester, terms to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 274), submitting for consideration and confirmation to the Boxing Commission, the nomination of Clifford Tamura, term to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 275), submitting for consideration and confirmation to the Board of Dental Examiners, the nominations of Howard K. Miyamoto, D.D.S., Walter A. Lichota, D.D.S. and Shirley A. Batad, terms to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 276), submitting for consideration and confirmation to the Board of Medical Examiners, the nominations of Ben K. Azman, M.D., term to expire December 31, 1985, and Thomas G. Cahill, M.D., term to expire December 31, 1983, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 277), submitting for consideration and confirmation to the Board of Dispensing Opticians, the nomination of Ronald Okamura, term to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 278), submitting for consideration and confirmation to the Environmental Council, the nominations of Royce S. Fukunaga, term to expire December 31, 1982, and Arthur Jack Darvill and George Krasnick, terms to expire December 31, 1985, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 279), submitting for consideration and confirmation to the Environmental Quality Commission, the nominations of James W. Morrow, term to expire December 31, 1984, and Richard Santiago, Jessie Hoomalu and Jake Manegdeg, terms to expire December 31, 1985, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 280), submitting for consideration and confirmation to the Stadium Authority, the nominations of Wallace Fujiyama and R. J. Pfeiffer, terms

to expire December 31, 1985, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 281), submitting for consideration and confirmation to the State Foundation on Culture and the Arts, the nomination of Dennis T. Toyomura, term to expire December 31, 1985, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 282), submitting for consideration and confirmation to the Library Advisory Commission, County of Maui, the nominations of Alyce B. Haines and Susumu Matoi, terms to expire December 31, 1985, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 283), submitting for consideration and confirmation, the appointment of Charles G. Clark, Director of Health, term to expire December 6, 1982, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 284), submitting for consideration and confirmation to the State Planning Council on Developmental Disabilities, the nominations of Dirk Wasano, Thomas Culbertson, Robert E. Laurie, M.D. and Jo-Alyce K. Peterson, terms to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 285), submitting for consideration and confirmation to the State Emergency Medical Services Advisory Committee, the nominations of Eugene K. Kawaguchi, M.D., Cynthia C. Nakasato, M.D. and John R. Mueh, M.D., terms to expire December 31, 1985, and Karl T. Pregitzer, M.D., term to expire December 31, 1983, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 286), submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of Charles G. Clark, term to expire December 31, 1983, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 287), submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nominations of Austin Dias, Justo Dela Cruz, Carl T. Hamada, Carol Zinger Kotsubo, Dean Tajima, Charles R. Lyden and Kenneth A. Haling, M.D., terms to expire December 31, 1985, and Shaina V. Caporoz, term to expire December 31, 1983, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 288), submitting for consideration

and confirmation to the Waianae Coast Subarea Health Planning Council, the nomination of Joseph W. Lapilio, III, term to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 289), submitting for consideration and confirmation to the Maui County Subarea Health Planning Council, the nominations of Bert Ken Akitake, M.D. and Judith S. Mikami, terms to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 290), submitting for consideration and confirmation to the Board of Regents, University of Hawaii, the following nominations:

Walter R. Steiger, term to expire December 31, 1982;

James F. Gary, term to expire December 31, 1984; and

Kenneth N. Kato, term to expire December 31, 1985,

was referred to the Committee on Higher Education.

A message from the Governor (Gov. Msg. No. 291), submitting for consideration and confirmation to the Board of Directors, Research Corporation, University of Hawaii, the nominations of Robert M. Ota, Simon Schneiderman, Ph.D. and Brian K. Minaai, terms to expire December 31, 1985, was referred to the Committee on Higher Education.

A message from the Governor (Gov. Msg. No. 292), submitting for consideration and confirmation to the Hawaiian Homes Commission, the nomination of Melvin D. Kalahiki, term to expire December 31, 1983, was referred to the Committee on Housing and Hawaiian Homes.

A message from the Governor (Gov. Msg. No. 293), submitting for consideration and confirmation to the Board of Social Services and Housing, the nomination of Beppie Shapiro, term to expire December 31, 1985, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 294), submitting for consideration and confirmation to the Hawaii Employment Relations Board, the nomination of Dean Edward Hutter, term to expire December 31, 1985, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 295), submitting for consideration and confirmation to the Criminal

Injuries Compensation Commission, the nomination of Edward M. Yoshimasu, term to expire December 31, 1985, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 296), submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of Elsie M. Hirai, term to expire December 31, 1985, was referred to the Committee on Judiciary.

A message from the Governor (Gov. Msg. No. 297), submitting for consideration and confirmation to the Commission on Transportation, the nominations of Jack Richardson, Norrie Thompson, David Hasegawa and A. Duane Black, terms to expire December 31, 1985, was referred to the Committee on Transportation.

A message from the Governor (Gov. Msg. No. 298), submitting for consideration and confirmation to the Medical Advisory Board, the nomination of Arthur T. Kobayashi, O.D., term to expire, December 31, 1985, was referred to the Committee on Transportation.

HOUSE COMMUNICATION

A communication from the House (Hse. Com. No. 421), transmitting House Concurrent Resolution No. 76, H.D. 1, which was adopted by the House of Representatives on April 12, 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. 76, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR CONTINUING THE UNIVERSITY OF HAWAII'S NEW/YOUNG FARMER PROGRAM," was adopted.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 65 to 91) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 65), entitled: "SENATE CONCURRENT RESOLUTION URGING THE COUNTIES TO ADOPT ORDINANCES TO ENSURE CONSTRUCTION OF AFFORDABLE HOUSING IN CONJUNCTION WITH NEW DEVELOPMENTS," was offered by Senators Young, Abercrombie and Ajifu.

By unanimous consent, S.C.R. No. 65 was referred to the Committee on Housing and Hawaiian Homes.

A concurrent resolution (S.C.R. No. 66), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FEDERAL GOVERNMENT TO GIVE THE STATE OF

- HAWAII THE FIRST RIGHT TO PURCHASE ANY FEDERAL PROPERTY IN THE FORT DERUSSY AREA IF THE PROPERTY IS OFFERED FOR SALE," was offered by Senator Wong.

By unanimous consent, S.C.R. No. 66 was referred to the Committee on Ecology, Environment and Recreation.

A concurrent resolution (S.C.R. No. 67), entitled: "SENATE CONCURRENT RESOLUTION OPPOSING THE NUCLEAR ARMS RACE," was offered by Senators Abercrombie, Young, Kuroda, Uwaine and Holt.

By unanimous consent, S.C.R. No. 67 was referred to the Committee on Government Operations and Intergovernmental Relations.

A concurrent resolution (S.C.R. No. 68), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PREPARE AND SUBMIT A CONSTITUTIONAL AMENDMENT REQUIRING A BALANCING OF THE FEDERAL BUDGET, OR TO CALL A CONSTITUTIONAL CONVENTION TO PROPOSE SUCH CONSTITUTIONAL AMENDMENT," was offered by Senators George, Yee, Anderson, Kawasaki, Holt, Kobayashi, Carpenter, Abercrombie, Machida, Cobb and Henderson.

By unanimous consent, S.C.R. No. 68 was referred to the Committee on Government Operations and Intergovernmental Relations.

A concurrent resolution (S.C.R. No. 69), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE U.S. CONGRESS TO AUTHORIZE THE EXTENSION THROUGH FY 1985 OF PUBLIC LAW 92-444, THE CENTRAL, WESTERN AND SOUTH PACIFIC FISHERIES DEVELOPMENT ACT AND THE FUNDING AT \$5 MILLION PER YEAR," was offered by Senator Henderson.

By unanimous consent, S.C.R. No. 69 was referred to the Committee on Economic Development.

A concurrent resolution (S.C.R. No. 70), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE RECLASSIFICATION OF LIFE GUARDS OF THE COUNTIES OF HAWAII, KAUAI, AND MAUI AND ASSIGNMENT OF LIFE GUARDS OF ALL JURISDICTIONS TO THE SAME SALARY RANGE," was offered by Senators Machida, Yamasaki, Ushijima, Henderson, Carpenter and Toyofuku.

By unanimous consent, S.C.R. No. 70 was referred to the Committee on Human Resources.

A concurrent resolution (S.C.R. No. 71), entitled: "SENATE CONCURRENT RESOLUTION CONCERNING AN AD HOC COMMITTEE TO STUDY AND SUBMIT AMENDMENTS TO CHAPTER 269 OF THE HAWAII REVISED STATUTES RELATING TO PUBLIC UTILITIES," was offered by Senator Soares.

By unanimous consent, S.C.R. No. 71 was referred to the Committee on Public Utilities.

A concurrent resolution (S.C.R. No. 72), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO SEEK A DECLARATORY JUDGMENT ON THE CONSTITUTIONALITY OF A TOTAL PROHIBITION ON TIME SHARING," was offered by Senators Cobb, Abercrombie, Kawasaki, Carpenter, Kuroda, Henderson and Uwaine.

By unanimous consent, action on S.C.R. No. 72 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 73), pertaining to creating a context for world peace, was offered by Senator O'Connor.

By unanimous consent, action on S.C.R. No. 73 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 74), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY INTO THE EXISTING DUTIES AND RESPONSIBILITIES OF THE REAL ESTATE COMMISSION AND TO DEVELOP RECOMMENDATIONS TO IMPROVE THE SERVICES TO LICENSEES AND THE PUBLIC," was offered by Senators Carpenter and Uwaine.

By unanimous consent, action on S.C.R. No. 74 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 75), entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING CONCURRENCE WITH THE FINDINGS OF THE HOSPITAL ASSOCIATION OF HAWAII REGARDING THE SHORTAGE OF NURSES AND ENCOURAGING THE ASSOCIATION IN ITS CONTINUED DATA GATHERING AND ANALYSIS OF THE PROBLEM," was offered by Senators Carpenter, Cayetano, Abercrombie, Yamasaki, Uwaine, Soares, George, Holt, Kobayashi, Cobb and Kuroda.

By unanimous consent, action on S.C.R. No. 75 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 76), entitled: "SENATE CONCURRENT RESOLUTION DIRECTING THE DEPARTMENT

OF LAND AND NATURAL RESOURCES TO MAKE A STUDY OF THE HISTORICAL IMPORTANCE OF UMI'S HEIAU AND TO DO A FEASIBILITY STUDY TO RESTORE UMI'S HEIAU AND THE NECESSARY INFRASTRUCTURE FOR ACCESSIBILITY," was offered by Senators Carpenter, Cobb, Kuroda, Soares, Kobayashi and Holt.

By unanimous consent, action on S.C.R. No. 76 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 77), entitled: "SENATE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY DEPARTMENT OF PARKS AND RECREATION TO WORK WITH ALL DUE DELIBERATE SPEED IN RESOLVING THE ISSUE OF ACCESS TO HOOMALUHIA PARK," was offered by Senators Ajifu, Henderson, Soares, Cobb, Kawasaki, Campbell and Kuroda.

By unanimous consent, action on S.C.R. No. 77 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 78), entitled: "SENATE CONCURRENT RESOLUTION URGING THE LEGISLATIVE REFERENCE BUREAU TO DRAFT A BILL FOR AN ACT TO CREATE A CENTRAL HOUSING FINANCE AGENCY," was offered by Senator Young, by request.

By unanimous consent, action on S.C.R. No. 78 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 79), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONDUCT A STUDY OF PRESENT STATE LAWS AND EXISTING COMPENSATION SYSTEMS AND MAKE RECOMMENDATIONS TO ASSURE EQUALITY OF PAY FOR WORK OF COMPARABLE VALUE," was offered by Senator Abercrombie.

By unanimous consent, action on S.C.R. No. 79 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 80), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE EXCHANGE OF PARKS AND RECREATION AREAS, INCLUDING RELATED PERSONNEL, EQUIPMENT AND OTHER RESOURCES BETWEEN THE STATE AND THE CITY AND COUNTY OF HONOLULU," was offered by Senator Kobayashi.

By unanimous consent, action on S.C.R. No. 80 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 81), entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A SMALL BUSINESS ADVISORY COMMITTEE AND REQUESTING THE GOVERNOR TO APPOINT ITS MEMBERS," was offered by Senators Cobb, Kuroda, Carpenter, Henderson, Uwaine, Machida, Kobayashi, O'Connor and Ushijima.

By unanimous consent, action on S.C.R. No. 81 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 82), entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING OPPOSITION TO THE FEDERAL GOVERNMENT'S PROPOSAL TO SELL FORT DERUSSY IN HAWAII AND URGING THE PRESIDENT AND CONGRESS OF THE UNITED STATES AND HAWAII'S CONGRESSIONAL DELEGATION TO TAKE APPROPRIATE ACTION TO PREVENT THE SALE OF FORT DERUSSY," was offered by Senators Cobb, Kobayashi, Uwaine, Abercrombie, Kuroda, Machida, Saiki, Anderson, Yamasaki, Ajifu, Carpenter and Wong.

By unanimous consent, action on S.C.R. No. 82 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 83), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A COMPREHENSIVE REVIEW OF HAWAII'S SUBSTANCE ABUSE AND MENTAL HEALTH SERVICE SYSTEM," was offered by Senator Carpenter.

By unanimous consent, action on S.C.R. No. 83 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 84), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE TO TAKE OVER THE SADDLE ROAD ON THE BIG ISLAND," was offered by Senator Carpenter.

By unanimous consent, action on S.C.R. No. 84 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 85), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE SHORTAGE OF LICENSED NURSES," was offered by Senators Cayetano and Carpenter.

By unanimous consent, action on S.C.R. No. 85 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 86), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIAL SELECTION COMMISSION TO ENCOURAGE PUBLIC INPUT TO THE SELECTION OF JUDGES," was offered by Senators Cayetano

and Carpenter.

By unanimous consent, action on S.C.R. No. 86 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 87), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE FEASIBILITY OF ALLOWING STATE EMPLOYEES TO ESTABLISH AN INDIVIDUAL RETIREMENT ACCOUNT WITH CONTRIBUTIONS FROM THE STATE IN LIEU OF PARTICIPATION IN THE STATE EMPLOYEES' RETIREMENT SYSTEM," was offered by Senators Cayetano and Carpenter.

By unanimous consent, action on S.C.R. No. 87 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 88), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT MANAGEMENT AND PROGRAM AUDITS ON HUMAN SERVICES PROGRAMS RECEIVING LEGISLATIVE GRANTS-IN-AID," was offered by Senators Cayetano and Carpenter.

By unanimous consent, action on S.C.R. No. 88 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 89), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A PROGRAM AUDIT OF THE STATE'S PROGRAM OF SPECIAL TAX CREDITS AND EXEMPTIONS," was offered by Senators Cayetano and Carpenter.

By unanimous consent, action on S.C.R. No. 89 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 90), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY AND EFFECTS OF ENACTING LEGISLATION IN THE STATE OF HAWAII BASED ON THE MODEL BUSINESS CORPORATION ACT, THE MODEL NONPROFIT CORPORATION ACT, AND THE GENERAL CORPORATION LAW OF DELAWARE," was offered by Senator Wong.

By unanimous consent, action on S.C.R. No. 90 was deferred until Wednesday, April 14, 1982.

A concurrent resolution (S.C.R. No. 91), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO STUDY AND EVALUATE THE PROCEDURES USED BY THE STATE

OF HAWAII TO AWARD NON-BID CONTRACTS," was offered by Senators Abercrombie, George, Soares, Toyofuku, Saiki and Carpenter.

By unanimous consent, action on S.C.R. No. 91 was deferred until Wednesday, April 14, 1982.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 91 to 139) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 91), entitled: "SENATE RESOLUTION URGING THE COUNTIES TO ADOPT ORDINANCES TO ENSURE CONSTRUCTION OF AFFORDABLE HOUSING IN CONJUNCTION WITH NEW DEVELOPMENTS," was offered by Senators Young, Abercrombie and Holt.

By unanimous consent, S.R. No. 91 was referred to the Committee on Housing and Hawaiian Homes.

A resolution (S.R. No. 92), entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE CITY AND COUNTY OF HONOLULU DEPARTMENT OF PARKS AND RECREATION ADDRESS THE FUTURE OF THE WAIKIKI WAR MEMORIAL NATATORIUM," was offered by Senators Kobayashi, Abercrombie, Ajifu, Kuroda, Carpenter and Kawasaki.

By unanimous consent, S.R. No. 92 was referred to the Committee on Ecology, Environment and Recreation.

A resolution (S.R. No. 93), entitled: "SENATE RESOLUTION URGING THE ENVIRONMENTAL PROTECTION AGENCY AND THE HAWAII STATE DEPARTMENT OF HEALTH TO CONSIDER REDUCING WATER QUALITY STANDARDS FOR SUGAR PRODUCERS ON HAWAII'S HILO COAST," was offered by Senators Henderson, Carpenter, Ushijima, Machida, Yamasaki, Ajifu, Yee, George, Soares, Kawasaki, Kuroda, Mizuguchi, Uwayne, Holt and Campbell.

By unanimous consent, S.R. No. 93 was referred to the Committee on Ecology, Environment and Recreation.

A resolution (S.R. No. 94), entitled: "SENATE RESOLUTION REQUESTING THE FEDERAL GOVERNMENT TO GIVE THE STATE OF HAWAII THE FIRST RIGHT TO PURCHASE ANY FEDERAL PROPERTY IN THE FORT DERUSSY AREA IF THE PROPERTY IS OFFERED FOR SALE," was offered by Senator Wong.

By unanimous consent, S.R. No. 94 was referred to the Committee on Ecology, Environment and Recreation.

A resolution (S.R. No. 95), entitled: "SENATE RESOLUTION OPPOSING THE NUCLEAR ARMS RACE," was offered by Senators Abercrombie, Young, Cayetano, Kuroda, Kawasaki, Uwayne and Holt.

By unanimous consent, S.R. No. 95 was referred to the Committee on Government Operations and Intergovernmental Relations.

A resolution (S.R. No. 96), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY ON CULTURAL LIVE-IN PARKS," was offered by Senator Kobayashi.

By unanimous consent, S.R. No. 96 was referred to the Committee on Ecology, Environment and Recreation.

A resolution (S.R. No. 97), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY FEDERAL AND STATE REGULATIONS RELATING TO TINTED MOTOR VEHICLE GLAZING MATERIAL," was offered by Senator George.

By unanimous consent, S.R. No. 97 was referred to the Committee on Transportation.

A resolution (S.R. No. 98), entitled: "SENATE RESOLUTION REQUESTING THAT PUBLIC INSTITUTIONS IN HAWAII USE LOCALLY CANNED TUNA," was offered by Senators Yee, Yamasaki, Carpenter and Abercrombie.

By unanimous consent, S.R. No. 98 was referred to the Committee on Economic Development.

A resolution (S.R. No. 99), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE EFFECTIVENESS AND FEASIBILITY OF IMPLEMENTING EDUCATION PROGRAMS AND MANDATORY SAFETY RESTRAINTS FOR CHILDREN IN MOTOR VEHICLES," was offered by Senator George.

By unanimous consent, S.R. No. 99 was referred to the Committee on Transportation.

A resolution (S.R. No. 100), entitled: "SENATE RESOLUTION REQUESTING THE U.S. CONGRESS TO AUTHORIZE THE EXTENSION THROUGH FY 1985 OF PUBLIC LAW 92-444, THE CENTRAL, WESTERN AND SOUTH PACIFIC FISHERIES DEVELOPMENT ACT AND THE FUNDING AT \$5 MILLION PER YEAR," was offered by Senator Henderson.

By unanimous consent, S.R. No. 100 was referred to the Committee

on Economic Development.

A resolution (S.R. No. 101), entitled: "SENATE RESOLUTION REQUESTING THE RECLASSIFICATION OF LIFE GUARDS OF THE COUNTIES OF HAWAII, KAUAI, AND MAUI AND ASSIGNMENT OF LIFE GUARDS OF ALL JURISDICTIONS TO THE SAME SALARY RANGE," was offered by Senators Machida, Yamasaki, Ushijima, Henderson, Carpenter and Toyofuku.

By unanimous consent, S.R. No. 101 was referred to the Committee on Human Resources.

A resolution (S.R. No. 102), entitled: "SENATE RESOLUTION REQUESTING THE ATTORNEY GENERAL TO SEEK A DECLARATORY JUDGMENT ON THE CONSTITUTIONALITY OF A TOTAL PROHIBITION ON TIME SHARING," was offered by Senators Cobb, Abercrombie, Kawasaki, Carpenter, Kuroda, Henderson and Uwaine.

By unanimous consent, action on S.R. No. 102 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 103), entitled: "SENATE RESOLUTION REQUESTING APPROPRIATE ACTION BY CONGRESS TO PROPOSE AN AMENDMENT TO THE CLEAN WATER ACT (P.L. 92-500) ELIMINATING THE REQUIREMENT OF A NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT (NPDES PERMIT) FOR WATER RELEASES FROM RESERVOIRS," was offered by Senator Kobayashi.

By unanimous consent, action on S.R. No. 103 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 104), pertaining to creating a context for world peace, was offered by Senator O'Connor.

By unanimous consent, action on S.R. No. 104 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 105), entitled: "SENATE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO REVIEW AND MODIFY POLICIES AND PROCEDURES RELATING TO THE REGULATION OF TAXI CAB DRIVERS," was offered by Senators Kawasaki and Kuroda.

By unanimous consent, action on S.R. No. 105 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 106), entitled: "SENATE RESOLUTION REQUESTING A STUDY INTO THE EXISTING DUTIES AND RESPONSIBILITIES OF THE REAL ESTATE COMMISSION AND TO DEVELOP

RECOMMENDATIONS TO IMPROVE THE SERVICES TO LICENSEES AND THE PUBLIC," was offered by Senators Carpenter and Uwaine.

By unanimous consent, action on S.R. No. 106 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 107), entitled: "SENATE RESOLUTION EXPRESSING CONCURRENCE WITH THE FINDINGS OF THE HOSPITAL ASSOCIATION OF HAWAII REGARDING THE SHORTAGE OF NURSES AND ENCOURAGING THE ASSOCIATION IN ITS CONTINUED DATA GATHERING AND ANALYSIS OF THE PROBLEM," was offered by Senators Carpenter, Cayetano, Abercrombie, Yamasaki, Mizuguchi, Uwaine, Soares, George, Holt, Kobayashi, Cobb and Kuroda.

By unanimous consent, action on S.R. No. 107 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 108), entitled: "SENATE RESOLUTION DIRECTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO MAKE A STUDY OF THE HISTORICAL IMPORTANCE OF UMI'S HEIAU AND TO DO A FEASIBILITY STUDY TO RESTORE UMI'S HEIAU AND THE NECESSARY INFRASTRUCTURE FOR ACCESSIBILITY," was offered by Senators Carpenter, Cobb, Kobayashi, Holt, Soares and Kuroda.

By unanimous consent, action on S.R. No. 108 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 109), entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF THE HAWAII CRIMINAL JUSTICE SYSTEM TO INSURE THE RIGHT TO SPEEDY TRIAL," was offered by Senators Carpenter, Cobb, Kuroda, Holt, Kobayashi and Soares.

By unanimous consent, action on S.R. No. 109 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 110), entitled: "SENATE RESOLUTION REQUESTING THE CHIEF JUSTICE OF THE SUPREME COURT OF THE STATE OF HAWAII TO INCLUDE DISPOSITIONAL INFORMATION IN HIS ANNUAL REPORT," was offered by Senators Carpenter, Cobb, Kuroda, Kobayashi, Holt and Soares.

By unanimous consent, action on S.R. No. 110 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 111), entitled: "SENATE RESOLUTION REQUESTING

THE HAWAII CRIME COMMISSION TO CONDUCT A STUDY ON SPEEDING UP HAWAII'S CRIMINAL JUSTICE PROCEDURES," was offered by Senators Carpenter, Cobb, Soares, Kobayashi, Holt and Kuroda.

By unanimous consent, action on S.R. No. 111 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 112), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE MODEL CORPORATION ACT AND THE MODEL NONPROFIT CORPORATION ACT," was offered by Senators Carpenter, Cobb and Kuroda.

By unanimous consent, action on S.R. No. 112 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 113), entitled: "SENATE RESOLUTION URGING THE CITY AND COUNTY DEPARTMENT OF PARKS AND RECREATION TO WORK WITH ALL DUE DELIBERATE SPEED IN RESOLVING THE ISSUE OF ACCESS TO HOOMALUHIA PARK," was offered by Senators Ajifu, Henderson, Cobb, Kawasaki, Yamasaki and Kuroda.

By unanimous consent, action on S.R. No. 113 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 114), entitled: "SENATE RESOLUTION REQUESTING A STUDY ON ALTERNATIVE SOLUTIONS TO THE PROBLEMS SURROUNDING THE TRANSPORTATION OF DIVERSIFIED AGRICULTURAL PRODUCTS IN HAWAII," was offered by Senator Ajifu.

By unanimous consent, action on S.R. No. 114 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 115), entitled: "SENATE RESOLUTION RESPECTFULLY URGING THAT THE UNITED STATES CONGRESS AND PRESIDENT REAGAN EVALUATE ALL REASONABLE ALTERNATIVE APPROACHES TO THE U.S. CARIBBEAN AID PACKAGE BEFORE APPROVING OR OTHERWISE PERMITTING IMPLEMENTATION OF THE CARIBBEAN AID PACKAGE," was offered by Senator Ajifu.

By unanimous consent, action on S.R. No. 115 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 116), entitled: "SENATE RESOLUTION URGING A CONCERTED NATIONAL EFFORT TO CONTROL AND ERADICATE THE SO-CALLED 'TRI-FLY' PROBLEM," was offered by Senators Ajifu, Henderson, Soares, Cobb, Kawasaki, Campbell, Yamasaki and Kuroda.

By unanimous consent, action on S.R. No. 116 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 117), entitled: "SENATE RESOLUTION REQUESTING THE RELEASE OF THE EXISTING KAPALAMA MILITARY RESERVATION BY THE UNITED STATES GOVERNMENT TO THE STATE OF HAWAII AND ITS USE AS A CENTRAL MARSHALLING FACILITY FOR AN AGRICULTURAL COOPERATIVE," was offered by Senators Ajifu, Henderson, Soares, Kawasaki, Campbell, Yamasaki and Kuroda.

By unanimous consent, action on S.R. No. 117 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 118), entitled: "SENATE RESOLUTION ENCOURAGING ACCELERATION AND BROADENING OF ECONOMIC TRADE RELATIONS BETWEEN CANADA AND HAWAII, REQUESTING THE GOVERNOR OF HAWAII TO PROCLAIM 'CANADA-HAWAII WEEK,' AND REQUESTING A REPORT FROM THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT (DPED) AS TO THE FEASIBILITY OF ESTABLISHING A 'CANADA-HAWAII TRADE ASSOCIATION,'" was offered by Senator Ajifu.

By unanimous consent, action on S.R. No. 118, was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 119), entitled: "SENATE RESOLUTION URGING THE LEGISLATIVE REFERENCE BUREAU TO DRAFT A BILL FOR AN ACT TO CREATE A CENTRAL HOUSING FINANCE AGENCY," was offered by Senator Young, by request.

By unanimous consent, action on S.R. No. 119 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 120), entitled: "SENATE RESOLUTION URGING THE GOVERNOR TO ESTABLISH A STATEWIDE POLICY REQUIRING HOUSING PROJECTS ON PUBLIC LANDS TO INCLUDE AFFORDABLE HOUSING," was offered by Senator Young, by request.

By unanimous consent, action on S.R. No. 120 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 121), entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONDUCT A STUDY OF PRESENT STATE LAWS AND EXISTING COMPENSATION SYSTEMS AND MAKE RECOMMENDATIONS TO

ASSURE EQUALITY OF PAY FOR WORK OF COMPARABLE VALUE," was offered by Senator Abercrombie.

By unanimous consent, action on S.R. No. 121 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 122), entitled: "SENATE RESOLUTION URGING THE GOVERNOR TO PROCLAIM NOVEMBER 14-20, 1982 AS COMMUNITY EDUCATION WEEK," was offered by Senators Abercrombie, Kuroda, Kawasaki, Saiki, Kobayashi, Ajifu, Henderson, Cayetano, Ushijima, Mizuguchi, Yamasaki, Holt, Campbell, Anderson, Uwaine, Machida, George, Carpenter, Toyofuku, Cobb, Young, O'Connor, Soares and Wong.

By unanimous consent, action on S.R. No. 122 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 123), entitled: "SENATE RESOLUTION RELATING TO THE BOARD OF EDUCATION," was offered by Senator Abercrombie.

By unanimous consent, action on S.R. No. 123 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 124), entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE CONCEPT OF CREATING A DEPARTMENT OF CORRECTIONS," was offered by Senators Carpenter, Uwaine, O'Connor, Abercrombie, Kuroda, Cayetano, Soares and Ushijima.

By unanimous consent, action on S.R. No. 124 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 125), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF THE PURCHASE AND USE BY THE STATE OF THE ARMED SERVICES YMCA," was offered by Senators Carpenter, Cayetano, O'Connor, Yamasaki, Kuroda and Soares.

By unanimous consent, action on S.R. No. 125 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 126), entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE ORGANIZATIONAL PLACEMENT OF THE INTAKE SERVICE CENTER," was offered by Senators Carpenter, O'Connor, Abercrombie, Kuroda, Soares, Ushijima and Cayetano.

By unanimous consent, action on S.R. No. 126 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 127), entitled: "SENATE RESOLUTION REQUESTING

THE EXCHANGE OF PARKS AND RECREATION AREAS, INCLUDING RELATED PERSONNEL, EQUIPMENT AND OTHER RESOURCES BETWEEN THE STATE AND THE CITY AND COUNTY OF HONOLULU," was offered by Senator Kobayashi.

By unanimous consent, action on S.R. No. 127 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 128), entitled: "SENATE RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A SMALL BUSINESS ADVISORY COMMITTEE AND REQUESTING THE GOVERNOR TO APPOINT ITS MEMBERS," was offered by Senators Cobb, Kuroda, Carpenter, Henderson, Uwaine, Machida, Kobayashi, O'Connor and Ushijima.

By unanimous consent, action on S.R. No. 128 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 129), entitled: "SENATE RESOLUTION EXPRESSING OPPOSITION TO THE FEDERAL GOVERNMENT'S PROPOSAL TO SELL FORT DERUSSY IN HAWAII AND URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES AND HAWAII'S CONGRESSIONAL DELEGATION TO TAKE APPROPRIATE ACTION TO PREVENT THE SALE OF FORT DERUSSY," was offered by Senators Cobb, Kobayashi, Uwaine, Abercrombie, Kuroda, Machida, Saiki, Anderson, Yamasaki, Ajifu, Carpenter and Wong.

By unanimous consent, action on S.R. No. 129 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 130), entitled: "SENATE RESOLUTION REQUESTING A COMPREHENSIVE REVIEW OF HAWAII'S SUBSTANCE ABUSE AND MENTAL HEALTH SERVICE SYSTEM," was offered by Senator Carpenter.

By unanimous consent, action on S.R. No. 130 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 131), entitled: "SENATE RESOLUTION REQUESTING THE STATE TO TAKE OVER THE SADDLE ROAD ON THE BIG ISLAND," was offered by Senator Carpenter.

By unanimous consent, action on S.R. No. 131 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 132), entitled: "SENATE RESOLUTION RELATING TO THE SHORTAGE OF LICENSED NURSES," was offered by Senators Cayetano and Carpenter.

By unanimous consent, action on S.R. No. 132 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 133), entitled: "SENATE RESOLUTION REQUESTING THE JUDICIAL SELECTION COMMISSION TO ENCOURAGE PUBLIC INPUT TO THE SELECTION OF JUDGES," was offered by Senators Cayetano and Carpenter.

By unanimous consent, action on S.R. No. 133 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 134), entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE FEASIBILITY OF ALLOWING STATE EMPLOYEES TO ESTABLISH AN INDIVIDUAL RETIREMENT ACCOUNT WITH CONTRIBUTIONS FROM THE STATE IN LIEU OF PARTICIPATION IN THE STATE EMPLOYEES' RETIREMENT SYSTEM," was offered by Senators Cayetano, Carpenter and Uwaine.

By unanimous consent, action on S.R. No. 134 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 135), entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT MANAGEMENT AND PROGRAM AUDITS ON HUMAN SERVICES PROGRAMS RECEIVING LEGISLATIVE GRANTS-IN-AID," was offered by Senators Cayetano, Carpenter and Uwaine.

By unanimous consent, action on S.R. No. 135 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 136), entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A PROGRAM AUDIT OF THE STATE'S PROGRAM OF SPECIAL TAX CREDITS AND EXEMPTIONS," was offered by Senators Cayetano and Carpenter.

By unanimous consent, action on S.R. No. 136 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 137), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY AND EFFECTS OF ENACTING LEGISLATION IN THE STATE OF HAWAII BASED ON THE MODEL BUSINESS CORPORATION ACT, THE MODEL NONPROFIT CORPORATION ACT, AND THE GENERAL CORPORATION LAW OF DELAWARE," was offered by Senator Wong.

By unanimous consent, action on S.R. No. 137 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 138), entitled: "SENATE RESOLUTION URGING THE CITY COUNCIL OF THE CITY AND COUNTY OF HONOLULU TO ADOPT AN ORDINANCE REQUIRING INSTALLATION OF AN EMERGENCY WARNING SYSTEM IN TAXICABS," was offered by Senators Carpenter and George.

By unanimous consent, action on S.R. No. 138 was deferred until Wednesday, April 14, 1982.

A resolution (S.R. No. 139), entitled: "SENATE RESOLUTION CONDUCTING AN INVESTIGATION OF THE ALLEGATIONS OF BRUTALITY AGAINST INMATES OF THE OAHU COMMUNITY CORRECTIONAL CENTER ARISING FROM THE PRISON SHAKEDOWN," was offered by Senator Carpenter.

By unanimous consent, action on S.R. No. 139 was deferred until Wednesday, April 14, 1982.

STANDING COMMITTEE REPORTS

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 817-82) informing the Senate that Senate Concurrent Resolution Nos. 65 to 72, Senate Resolution Nos. 91 to 103, Governor's Message Nos. 271 to 298, and Standing Committee Report Nos. 818-82 to 819-82 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 Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 818-82) recommending that House Bill No. 2447-82 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. 2447-82, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF DISPENSING OPTICIANS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 15, 1982.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 819-82) recommending that the Senate advise and consent to the following nominations:

Wayne T. Takahashi and Lawrence

N.C. Ng, to the Hawaii Housing Authority, in accordance with Gov. Msg. No. 166;

Maurice H. Yamasato and Jose L. Encarnacion, to the Factory-Built Housing Advisory Board, in accordance with Gov. Msg. No. 167;

George Nitta, to the Hawaii Community Development Authority, in accordance with Gov. Msg. No. 168;

Joseph A. Tanega and Howard H. Tasaka, to the Advisory Council for Housing and Construction Industry, in accordance with Gov. Msg. No. 219; and

Donald R. Gradle, Harry H. Kiyota and Christine G. K. Dahilig, to the Factory-Built Housing Advisory Board, in accordance with Gov. Msg. No. 220.

By unanimous consent, action on Stand. Com. Rep. No. 819-82 and Gov. Msg. Nos. 166, 167, 168, 219 and 220 was deferred until Wednesday, April 14, 1982.

ORDER OF THE DAY

MATTERS DEFERRED FROM APRIL 12, 1982

FINAL READING

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

By unanimous consent, action on 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," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 594, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CEMETERIES AND MORTUARIES," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 1308, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2389-82, H.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO INTOXICATING LIQUOR," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2144-82, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUGS," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on 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," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2245-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECIPROCAL ENFORCEMENT OF SUPPORT," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2382-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2401-82, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2470-82, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2496-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2646-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PATIENTS' COMPENSATION FUND," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2682-82, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2696-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER COOPERATIVE ASSOCIATIONS," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2814-82, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2868-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION," was deferred until Wednesday, April 14, 1982.

Senate Bill No. 2947-82, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2947-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FILIPINO 75TH ANNIVERSARY COMMISSION," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 397, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2228-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2288-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGRICULTURE," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2309-82, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2366-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING REPORT," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2477-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REPAIRS," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2517-82, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on 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," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on S.B. No. 2615-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THEFT OF UTILITY SERVICES," was deferred until Wednesday, April 14, 1982.

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

By unanimous consent, action on

S.B. No. 2624-82, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GRAND JURY COUNSEL," was deferred until Wednesday, April 14, 1982.

MISCELLANEOUS COMMUNICATION

A communication from the Office of the Honorable Daniel K. Inouye, United States Senator (Misc. Com. No. 2), acknowledging receipt of Senate Resolution No. 38, Regular Session of 1982, was placed on file.

At 11:43 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:49 o'clock a.m.

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, I have a smile on my face, but I have tears in my eyes, as I read this morning that the President, in another one of his classic economic 'standing-on-the-head' routines is about to announce his initiative with respect to giving tuition credit to private schools at the same time he is withdrawing funds from public schools, which should give us a brief idea of how it's possible in 1982, to go back to his Irish roots of about 1682.

"Thank you very much."

At this time, Senator Kawasaki rose and stated:

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

"Mr. President, I believe that it's perfectly in order for members of this Senate to compliment any person or any segment of our population that by its action does something that benefits the entire community and in this spirit, I'd like first of all, to commend our fellow Senator, Senator Abercrombie, on the fruition of an idea that germinated in his rather fertile mind...that being the very impressive dedication ceremonies conducted on Saturday, with the unveiling of the statue of Liliuokalani, the statue honoring a most worthy member of Hawaiian royalty in the history of these islands.

"It was a beautiful ceremony, and I was proud of the fact that it took one member of the Senate to germinate this idea that resulted in the fruition of this beautiful ceremony and a permanent

structure to be placed between Iolani Palace and this Capitol.

"I also want to, in the spirit of commending another segment of this population, as I put it, commend the employees and the management of Aloha Airlines for their very sensible settlement of their wage negotiation issue.

"I think it is very commendable that the employees of Aloha Airlines had the common sense and the concern for the community, when they settled for an 8% cut in their wages. I would wish that some of our public employee segments of the population would emulate this forthright, very intelligent concern that people have for the economic plight, not only of private companies, but for this state as well."

Senator Campbell then rose and stated:

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

"Mr. President, this morning, we had an earthquake in California.

"In the last session of this Legislature, Mr. President, I introduced a resolution requesting that the Office of Organized Research and the Institute of Geophysics to conduct a study dealing collectively with the entire class of sudden impact environmental hazards, including earthquakes, tsunamis and volcanic eruptions, and that was Senate Resolution No. 90, which passed this body and it requested such a study to include recommendations on the feasibility of an educational program on information dissemination aimed at reducing losses from natural hazards and assessment of the prediction capabilities of the state and recommendations to improve such capability.

"Mr. President, I felt then as I do now that the state should implement the most reliable system available for earthquake prediction. This would be a giant step forward in trying to alleviate the devastating effects of natural disasters and preventing unnecessary loss of lives and property due to possible weakness in our current system.

"The problem of earthquake and natural hazard prediction is a growing concern of the people of Hawaii because of the state's extremely sensitive location on the Molokai Fracture Zone, and the frequency of volcanic activity in the islands, in my judgment, necessitates a highly dependable prediction system.

"Now, Mr. President, I simply want

to read a section of that resolution as a background to the major point which I want to make today. The resolution, '...resolved that the Office of Organized Research and the Hawaii Institute of Geophysics in conducting the study, update earthquake and seismic information, assess the prediction capabilities of the State, provide for the mutual exchange of information among interested persons, research organizations, and government bodies active in the area of earthquake prediction, and recommend actions to improve earthquake prediction capabilities;' and, 'Be it further resolved that the Office of Organized Research and the Hawaii Institute of Geophysics report the findings and recommendations to the Legislature one week prior to the convening of the Regular Session of 1982;'

"Now Mr. President, if this information had been submitted to this Legislature in a timely manner, Senator Kawasaki could have cranked into his bill on earthquakes an earthquake prediction section. And to my knowledge, that full report was never sent to this body. In support of this feeling I have with me a memo from Dr. A. S. Furumoto, Professor of Geophysics at the University of Hawaii and an expert on earthquakes, and I'd like to just read a portion of that memo from Dr. Furumoto. This is what the memo says in part:

'Last night, Sunday, March 14, 1982, at 10 p.m., Senator Charles Campbell asked me where was the report on disaster mitigation, which was due to the Legislature before the legislative session. I told him the work done by the faculty members had been sent to the Director of the Hawaii Institute of Geophysics and the body of the report is in his hands.

'Senator Campbell stated emphatically that the report was needed the next day (that is, today) and that even if only parts were available, he wanted them.

'Therefore, I made a copy of my part entitled, "Evaluation of Mitigation Efforts in Regards to Earthquake Risk and Hazards," and a copy of W. M. Adams' landslide report and gave copies to a staff member from Senator Campbell's office who came to my office, Monday morning, March 15, 1982 at 7:45 a.m.'

"Mr. President, in further clarification of this point, I have a letter and I want to read a part of that from Dr. Furumoto to me, and he says:

'I hope the copy of the report sent to you was useful.

'Two other faculty members were

to have written a report of the type of instrumentation needed for an earthquake prediction program. I do not know about the status of those reports since the Director Helsley is supposed to have coordinated that whole thing.

'Actually, we wrote our part and handed them in to the Director of HIG in January.

'The enclosed memo'...and I just read a portion of that, ...'is for the record and to "cover my okole," as we say in street language. The Director, who is rather vindictive could get after me for bypassing the so called chain of command. Actually, in the University, there should be academic freedom so that a faculty member can disseminate his findings irrespective of the chain of command. A University exists for that purpose so seekers of truth can act freely, but not here. Censorship is imposed by ingenious ways, like assigning less than desirable office space, removing secretaries so that one has to type his own things, rotating chairmanships of important committees so that the rest of the faculty gets the clear message who is being punished. The University administration does nothing to protect academic freedom. The high administrators give the excuse that no corrective action is justified because the retaliatory measures were within the administrative purview. One administrator dodges responsibility by advising complainers, "to go see UHPA, the union."

'What I wish to emphasize'...and he goes on...'is what the Legislative Auditor said about the University's administration is all too true. You should read the Auditor's report, cover to cover. The Auditor did not go far enough. Unfortunately, the Auditor, not being a faculty member does not understand what academic freedom means.

'signed, Gus Furumoto.'

"That's just a part of the letter. Mr. President, the indifference with which the head of the University of Hawaii has treated an official request from this Senate, in my judgment, is not only shameful, but could be a violation of a section of our law which mandates that the departments of the state government cooperate by responding to legislative requests. And, Mr. President, may I further request of you to request of the chairman of the Higher Education Committee to conduct an informal investigation of this matter and report back to this body before the session is over."

The President then responded:

"With reference to your request, would the chairman of the Committee on Higher Education look into this matter?"

Senator Saiki then rose and stated:

"Mr. President, your chairman of the committee would be delighted to give serious thought and follow through on the concern expressed by Senator Campbell. It could turn out to be a rather 'eruptive' issue."

Senator Kawasaki then rose and stated:

"Mr. President, as chairman of the Government Operations and Efficiency Committee, I certainly would like to offer the services of my committee as a backup to the chairman of the Higher Education Committee, if we get no response in the typical 'ivory tower' fashion that we're accustomed to."

The President then replied:

"Thank you, Senator Kawasaki. Your spirit of cooperation is overwhelming."

APPOINTMENT OF CONFEREES

House Bill No. 2444-82, S.D. 1:

The President appointed Senators Cayetano, Chairman, Saiki and Toyofuku as Managers on the part of the Senate at the conference to be held for the consideration of the amendments made by the Senate to H.B. No. 2444-82.

The President then stated:

"This completes the Senate's appointments of conferees on all bills in disagreement with the House. Conferees on other House bills were named yesterday, and conferees on all Senate bills were named last Thursday. The Senate stands ready to meet with the House to resolve all our differences.

"I should note that as of this morning, we still have not received any notification from the House--either formally or informally --as to who their conferees are on any of the bills.

"Today is the 52nd Legislative Day. The 1982 Session is scheduled to adjourn sine die next week Friday. We have a lot of work to do on the 54 Senate bills and the 88 House bills in conference over the next few days. I think we are anxious to begin. I hope our colleagues in the House will name their conferees as soon as they can so that we can get the work of the Legislature started and

hopefully end on time."

Senator Cobb then rose and stated:

"Mr. President, one more announcement relative to receipt of boards and commissions. We've had some come down lately and as a matter of personal privilege, I'd like to say that it would be very difficult, if not impossible, to conduct a public hearing on any nominee submitted after noon tomorrow because of the advance 48-hour notice requirement, the requirement to print, the requirement to circulate a committee report for the decision making of the committee members. As a result, if a name is received after noon tomorrow it will be difficult, if not impossible, at least for my committee to conduct a hearing or to recommend that the Senate advise and consent to such a nomination."

The President then responded:

"Senator Cobb, the Chair feels that there is sufficient time. Hopefully, all nominations will be referred out to the Senate by Friday, and you will have the weekend to post notices. I believe we can get them reported out by next Thursday, so that you will have at least three or four days at the tail end of the session to have your hearings."

Senator Cobb then continued:

"I was talking about boards and commissions, in particular, Mr. President."

The President then replied:

"That is correct. Senator Cobb, before you proceed, the Chair would like to make one reminder to the members of the Senate. Today is the deadline for the introduction of substantive resolutions. The Chair would like to suggest strongly that the members of the Senate who care to submit substantive resolutions to do it by 4:30 p.m. this afternoon."

Senator Anderson then rose and stated:

"Mr. President, I have on my desk, two resolutions introduced this afternoon: Nos. 73 and 104. I'm sure they're perfectly legal, except when a resolution or two resolutions come in like this with no title, it's not fair for posting for the public because they have no idea of the content, and if the public isn't informed to at least the intent of the resolution by title, how then can the public come down and testify for or against it?

"So, while it may be legal in our rules, I would say that it's not the way to keep the public informed as to substantive resolutions going before this body."

Senator Abercrombie then interjected:

"I think that's because the resolution speaks for itself."

At 12:10 o'clock p.m., on motion by

Senator Cobb, seconded by Senator Anderson and carried, the Senate stood in recess for the purpose of receiving substantive resolutions.

ADJOURNMENT

At 4:30 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Wednesday, April 14, 1982.