

THIRTEENTH DAY

Friday, February 4, 1983

The Senate of the Twelfth Legislature of the State of Hawaii, Regular Session of 1983, convened at 11:30 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Gary Secor, Diocesan Director of Vocations, Catholic Diocese of Honolulu, after which the Roll was called showing all Senators present with the exception of Senators Aki, Machida and Mizuguchi who were excused.

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

Senator Holt then made the following introduction to the members of the Senate:

"Mr. President, on behalf of the Senate, I have the honor of introducing a friend to all of us, Mr. Ray Nagel, former athletic director of the University of Hawaii (UH). Mr. Nagel is in town to be honored at a testimonial dinner tonight, organized by many of his friends.

"In the six years Ray Nagel has been with the University athletic program, the term 'quality' has become synonymous with University sports.

"Although the football team has never attained the elusive Western Athletic Conference (WAC) title, it has captured the hearts and attention of thousands of fanatical tailgaters.

"Need I say more about the baseball team which has gained national recognition as a baseball powerhouse, but will have its hands full trying to keep the UH women's softball team out of its new facility.

"The current hot streak the Bows' basketball team is on right now reminds us of the days of the 'Fabulous Five' ... Henderson, Soares, George, Kobayashi and Ajifu.

"As for the Rainbow Wahines, what can we say. Down two sets to none, they come back to win the NCAA title. True grit at its finest. Now comes the hard part ... dresses, high heels and getting the men's team in shape.

"Ray was very instrumental in the construction of the beautiful physical

education complex in the quarry which every once in a while has to be tied down so it doesn't float away. But more importantly, he engineered the University's entry into the Western Athletic Conference.

"We wish Ray all the success as executive vice-president with the Los Angeles Rams. I guess it'll be more fun working with Georgia than 'Fudge.'

"On a parting note, I never figured Ray as the kind of guy who would give up eating steak for hamburger."

Mr. Nagel was presented with a Senate Certificate by Senator Holt and a lei by Senator Solomon.

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

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 66 to 68) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 66) transmitting various reports prepared by the Department of Land and Natural Resources, in response to the following respective resolutions adopted in 1982:

1. House Resolution No. 71, requesting the development of short- and long-range plans for water resources in the Kamuela area, dated December 1982, referred to the Committee on Economic Development;
2. House Resolution No. 172, requesting the Department of Land and Natural Resources to investigate methods to minimize adverse impacts to significant historical and archaeological sites, dated December 1982, referred to the Committee on Ecology, Environment and Recreation; and
3. House Resolution No. 321, requesting the Department of Land and Natural Resources to devise a more effective means of bringing certain dispositions of land or interests therein to the attention of the Legislature, dated December

1982, referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 67) transmitting the "Report on State Positions Assigned to Ranges SC-1, SC-2 and SC-3," dated January 28, 1983, prepared by the Department of Personnel Services, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 68) informing the Senate that on February 3, 1983, he signed House Bill No. 2 as Act 1, entitled: "MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," was placed on file.

INTRODUCTION OF BILLS

On motion by Senator Cobb, seconded by Senator Soares and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Monday, February 7, 1983:

Senate Bills

No. 397 "A BILL FOR AN ACT RELATING TO JUVENILES."

Introduced by: Senators Soares, George, Henderson, Ajifu, Carpenter and Machida.

No. 398 "A BILL FOR AN ACT RELATING TO VOIR DIRE."

Introduced by: Senators Soares, Henderson, Ajifu, A. Kobayashi, Solomon, Carpenter, Machida and Mizuguchi.

No. 399 "A BILL FOR AN ACT RELATING TO WAIVER OF JURY."

Introduced by: Senators Soares, Henderson, Ajifu, A. Kobayashi, Solomon, Carpenter and Machida.

No. 400 "A BILL FOR AN ACT RELATING TO VERDICTS IN CRIMINAL CASES."

Introduced by: Senators Soares, Henderson, Ajifu, A. Kobayashi, Solomon, Carpenter, Machida and Mizuguchi.

No. 401 "A BILL FOR AN ACT RELATING TO DENTAL SERVICE CORPORATIONS."

Introduced by: Senators Toguchi,

Cobb, Fernandes Salling, Solomon, Carpenter, Kawasaki, Uwaine and Aki.

No. 402 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS."

Introduced by: Senators A. Kobayashi, Young, Fernandes Salling, Abercrombie, Hagino, Uwaine, Kuroda, B. Kobayashi, George, Soares, Ajifu and Cobb.

No. 403 "A BILL FOR AN ACT RELATING TO DISASTER RELIEF."

Introduced by: Senators Fernandes Salling, Toguchi and Aki.

No. 404 "A BILL FOR AN ACT RELATING TO EMPLOYMENT AGENCIES."

Introduced by: Senators Aki, Hagino, Carpenter, Toguchi, Fernandes Salling, Holt, Chang, Solomon, Kuroda and Soares.

No. 405 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PROGRAM AT THE UNIVERSITY OF HAWAII FOR PROMOTING BASIC RESEARCH IN THE BIOLOGICAL SCIENCES."

Introduced by: Senators Hagino and Aki.

No. 406 "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES AND COSTS AND EXPENSES OF LITIGATION."

Introduced by: Senators Henderson, George, Ajifu, A. Kobayashi and Soares.

No. 407 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Senators Soares, A. Kobayashi, Henderson, Ajifu and George.

No. 408 "A BILL FOR AN ACT RELATING TO PRIVATE ENTERPRISE."

Introduced by: Senators Henderson, Soares, George, Ajifu and A. Kobayashi.

No. 409 "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS."

Introduced by: Senators Henderson, A. Kobayashi, Soares and Ajifu.

No. 410 "A BILL FOR AN ACT
RELATING TO UNEMPLOYMENT."

Introduced by: Senators Hender-
son, Ajifu, Soares and George.

No. 411 "A BILL FOR AN ACT
RELATING TO WORKERS'
COMPENSATION."

Introduced by: Senators Hender-
son, Ajifu, Soares, George and A.
Kobayashi.

No. 412 "A BILL FOR AN ACT
RELATING TO EMPLOYMENT
SECURITY."

Introduced by: Senators Hender-
son, Ajifu, Soares, George and A.
Kobayashi.

No. 413 "A BILL FOR AN ACT
RELATING TO AGREEMENTS OF
SALE."

Introduced by: Senators Henderson
and Soares.

No. 414 "A BILL FOR AN ACT
RELATING TO AGREEMENTS OF
SALE."

Introduced by: Senators Hender-
son, A. Kobayashi and Soares.

No. 415 "A BILL FOR AN ACT
RELATING TO THE GENERAL
EXCISE TAX."

Introduced by: Senators Hender-
son, Ajifu, Soares, George and A.
Kobayashi.

No. 416 "A BILL FOR AN ACT
RELATING TO TAXATION OF
RELATED CORPORATIONS."

Introduced by: Senators Hender-
son, Ajifu, Soares, George and A.
Kobayashi.

No. 417 "A BILL FOR AN ACT
RELATING TO TAXATION."

Introduced by: Senators Hender-
son, A. Kobayashi, George and
Ajifu.

No. 418 "A BILL FOR AN ACT
RELATING TO KONA AIRPORT."

Introduced by: Senators Hender-
son, Carpenter and Solomon.

At 11:47 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.

STANDING COMMITTEE REPORT

Senator Young, for the Committee
on Legislative Management, presented
a report (Stand. Com. Rep. No. 11)
informing the Senate that Senate Bill
Nos. 389 to 396 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.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following
committee assignments of bills that
were introduced on Thursday,
February 3, 1983:

Senate Bills Referred to:

No. 389 Committee on Transpor-
tation

No. 390 Committee on Transpor-
tation, then to the Committee on
Ways and Means

No. 391 Committee on Judiciary

No. 392 Committee on Judiciary

No. 393 Committee on Health

No. 394 Committee on Judiciary

No. 395 Committee on Economic
Development, then to the Committee
on Ways and Means

No. 396 Committee on Judiciary

MISCELLANEOUS COMMUNICATION

A communication from Bette Tatum,
chairman, Hawaii Small Business
Advisory Committee (Misc. Com. No.
2), dated February 3, 1983, trans-
mitting to the Legislature, upon
researching the concerns, interests
and objectives of the small business
community, their recommendations and
suggestions, was read by the Clerk
and was placed on file.

ADJOURNMENT

At 11:52 o'clock a.m., on motion by
Senator Cobb, seconded by Senator
Soares and carried, the Senate
adjourned until 11:30 o'clock a.m.,
Monday, February 7, 1983.