

TWENTY-SEVENTH DAY

Friday, March 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 Vice-President in the Chair.

The Divine Blessing was invoked by Mr. Richard Port, Deacon, Saints Peter and Paul Mission, Catholic Diocese, after which the Roll was called showing all Senators present with the exception of Senator Wong who was excused.

The Chair announced that he had read and approved the Journal of the Twenty-Sixth Day.

The following introductions were then made to the members of the Senate:

Senator Machida, on behalf of Senator Solomon, Senator Yamasaki and himself, introduced a group of outstanding students from Maui: 22 students from the Baldwin High School Key Club, accompanied by their advisor, Mrs. Barbara Huntley, and sponsor, Mr. Edwin Orikasa; and 43 students from the Maui High School Key Club, accompanied by their advisor, Miss Inez Kato.

Senator Yamasaki introduced a group of 10 students from Emmanuel Lutheran School of Kahului, Maui, and Ms. Louise Hutchinson and Mr. Tom Patterson who accompanied the students.

Senator Holt introduced a group of 60 fifth grade students of Maemae Elementary School, their teachers, Mrs. Moriyama and Mr. Sasaki, and parents, Mrs. Kawakami and Mrs. Ramones.

Senator Hagino introduced the following persons and stated as follows:

"Mr. President, each year, the Hawaii JAYCEES acknowledge three young people who possess qualities that have made them highly visible to the community.

"After a screening process has been completed, a list of ten finalists from throughout the state is evaluated, and the three most deserving individuals are designated to receive the award.

"The qualifications which are used as determining criteria for the award

may seem to include those virtuous traits that all of us aspire or profess to possess. However, the three designees have manifested their concerns for the betterment of the community and the brotherhood of man to such a conspicuous degree as to be considered above and beyond expectations. This makes their philosophies, deeds, and examples truly noteworthy.

"It is therefore with great pride and humility that I present these congratulatory certificates to the three outstanding young persons of the State of Hawaii and heartily commend them for their contributions.

"The three designees of the Outstanding Young Persons Award are: Representative Clarice Hashimoto, represented by her father Mr. Hashimoto; Representative Ron Menor, represented by his mother Mrs. Menor; and Mr. Joseph Cardoza, who, because of business commitments, could not be here.

"It is also my pleasure to present to this honorable body, Mr. Wally Nishiguchi, the JAYCEE representative and general chairman of this of event.

"And, in the gallery, Ms. Laurie Noborikawa, representing the Honolulu Downtown JAYCEE Women."

Senator Hagino presented the Senate Certificates to Mr. Hashimoto, Mrs. Menor, and Mr. Wally Nishiguchi, and Senators Solomon, Young and Holt presented them with leis.

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

The Senate reconvened at 11:46 o'clock a.m.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 29 and 30) were read by the Clerk and were disposed of as follows:

A communication from the Office of the Administrative Director of the Courts, The Judiciary (Dept. Com. No. 29), dated March 2, 1983, transmitting copies of the "Legislative Program of the Judiciary for the 1983 Legislative Session," was referred to

the Committee on Judiciary.

A communication from the Director of Taxation, Department of Taxation (Dept. Com. No. 30), dated March 3, 1983, transmitting copies of the "Hawaii Tax Laws as Administered by the Department of Taxation," January 1, 1983, was referred to the Committee on Ways and Means.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 27 to 34), were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 27) transmitting House Bill No. 23, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 1983, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 23, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed First Reading by title and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 28) transmitting House Bill No. 209, which passed Third Reading in the House of Representatives on March 3, 1983, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 209, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF DEALERS IN FARM PRODUCE," passed First Reading by title and was referred to the Committee on Agriculture.

A communication from the House (Hse. Com. No. 29) transmitting House Bill No. 211, which passed Third Reading in the House of Representatives on March 3, 1983, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 211, entitled: "A BILL FOR AN ACT AMENDING SECTION 142-12, HAWAII REVISED STATUTES, RELATING TO PENALTIES," passed First Reading by title and was referred to the Committee on Agriculture.

A communication from the House (Hse. Com. No. 30) transmitting House Bill No. 305, H.D. 1, which passed Third Reading in the House of

Representatives on March 3, 1983, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 305, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NAME OF THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS AND SURVEYORS," passed First Reading by title and was referred to the Committee on Consumer Protection and Commerce.

A communication from the House (Hse. Com. No. 31) transmitting House Bill No. 311, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 1983, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 311, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN AMENDMENT TO SECTION 314-8, HAWAII REVISED STATUTES," passed First Reading by title and was referred to the Committee on Culture and Arts.

A communication from the House (Hse. Com. No. 32) transmitting House Bill No. 753, which passed Third Reading in the House of Representatives on March 3, 1983, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 753, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed First Reading by title and was referred to the Committee on Hawaiian Programs.

A communication from the House (Hse. Com. No. 33) transmitting House Bill No. 765, which passed Third Reading in the House of Representatives on March 3, 1983, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 765, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 34) transmitting House Concurrent Resolution No. 103, which was adopted in the House of Representatives on March 3, 1983, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 103, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND SUPPORTING THE SIXTH ANNUAL 'AUGUSTFEST' TO BE HELD IN HONOKAA, THE 'MACADAMIA NUT CAPITOL OF THE WORLD'; RECOGNIZING THE CONTRIBUTIONS OF PAUL AND ANITA DEDOMENICO AND THE MACADAMIANS, INC.; AND URGING GOVERNMENT SUPPORT IN THE PROMOTION OF THE MACADAMIA NUT INDUSTRY," was adopted.

SENATE CONCURRENT RESOLUTION

A concurrent resolution (S.C.R. No. 30), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY IDENTIFYING AGRICULTURAL LANDS IMPORTANT TO THE STATE," was offered by Senators Hagino, Toguchi and Chang, and was read by the Clerk.

By unanimous consent, S.C.R. No. 30 was referred to the Committee on Agriculture.

SENATE RESOLUTION

A resolution (S.R. No. 45), entitled: "SENATE RESOLUTION RELATING TO GRIEVANCE PROCEDURES IN PUBLIC HOUSING," was offered by Senators Young, Hagino, Yamasaki, Soares, Holt, Ajifu and Cobb, and was read by the Clerk.

By unanimous consent, S.R. No. 45 was referred to the Committee on Housing and Urban Development.

STANDING COMMITTEE REPORTS

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 212) informing the Senate that Senate Concurrent Resolution No. 30, Senate Resolution No. 45, and Standing Committee Report No. 213 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 Chang, for the Committee on Ecology, Environment and Recreation, presented a report (Stand. Com. Rep. No. 213) recommending that S.B. Bill No. 889,

pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cobb and carried, the report of the Committee was adopted and S.B. No. 889, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 7, 1983.

At 11:49 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

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

Senator Abercrombie then made the following announcement:

"Mr. President, as you see, I not only have a lei from Maemae School, but I have this (a lei of adding machine tape), and I'm sure Senator Yamasaki will be happy to know is the budget. This was completed, and I'd like to indicate that most of the Senators had a chance to sign our memo of transmission, lacking only Senator Kuroda to the moment. We didn't have a chance to get to him before the announcements came up, and so I would like to enter for the record our epigraph to our lower education budget recommendations.

"You will note, Mr. President, when it is entered, that we have at the bottom of our epigraph a cartoon from Corky Trinidad, appropriately adorned. The little guy in the barrel is me. And our epigraph is as follows:

'In a word, civilization begins by singing of its dreams, then narrates its doings, and lastly, sets about describing what it thinks. It is, let us say in passing, because of this last, that the drama, combining the most opposed qualities, may be at the same time full of profundity and full of relief, philosophical and picturesque...

'It would be logical to add here that everything in nature and in life passes through these three phases, the lyric, the epic and the dramatic, because everything is born, acts, and dies.'

Victor Hugo in his 'Preface to Cromwell,' which I'm sure you're all familiar with, written in 1827."

The Chair responded as follows:

"Senator Abercrombie, with that pronouncement, the Chair notes the tremendous effort and diligence you've expended in preparing the education budget ... the number of hours you've spent on it. We appreciate your efforts."

ADJOURNMENT

At 11:54 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, March 7, 1983.