

## THIRTEENTH DAY

Friday, February 3, 1984

The Senate of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:30 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Charles Oyabu, S.M., St. Elizabeth Church of Aiea, after which the Roll was called showing all Senators present with exception of Senators Toguchi and Young who were excused.

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

## INTRODUCTION OF SENATE BILLS

On motion by Senator Kuroda, 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 6, 1984:

## Senate Bills

No. 1630-84 "A BILL FOR AN ACT RELATING TO DENTAL SERVICES."

Introduced by: Senator Cobb, by request.

No. 1631-84 "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT."

Introduced by: Senator Cobb, by request.

No. 1632-84 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Cobb, by request.

No. 1633-84 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senators Carpenter, Solomon, Henderson, Abercrombie, Fernandes Salling, Cayetano, Toguchi, George and Kawasaki.

No. 1634-84 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

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

Kobayashi.

No. 1635-84 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

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

No. 1636-84 "A BILL FOR AN ACT RELATING TO THE HAWAII CAPITAL COMPANIES TAX CREDIT PROGRAM."

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

No. 1637-84 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Senators Carpenter, Solomon, Henderson, Fernandes Salling, Cayetano, Toguchi, George, Aki, Kawasaki and Abercrombie.

No. 1638-84 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Senators Carpenter, Henderson, Fernandes Salling, Cayetano, Toguchi, Abercrombie, George and Kawasaki.

No. 1639-84 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Senators Carpenter, Solomon, Henderson, Fernandes Salling, Cayetano, Toguchi, Abercrombie and Kawasaki.

No. 1640-84 "A BILL FOR AN ACT RELATING TO FINANCIAL RESPONSIBILITY."

Introduced by: Senators Carpenter, Henderson, Fernandes Salling, George, Kawasaki, Cayetano, Solomon, Toguchi and Abercrombie.

No. 1641-84 "A BILL FOR AN ACT RELATING TO CONVICTED PERSONS."

Introduced by: Senators Carpenter, Chang, Cayetano, Kuroda, Hagino, Henderson, Fernandes Salling, Soares, Toguchi, George, Solomon and Abercrombie.

No. 1642-84 "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS."

Introduced by: Senators Cobb, Ajifu, A. Kobayashi, Fernandes Salling, Kawasaki, Kuroda, Carpenter and Yamasaki.

No. 1643-84 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Cobb, Ajifu, Fernandes Salling, B. Kobayashi, Kawasaki, Kuroda, Carpenter and Soares.

No. 1644-84 "A BILL FOR AN ACT RELATING TO COUNTY ZONING."

Introduced by: Senator Kawasaki.

No. 1645-84 "A BILL FOR AN ACT RELATING TO TRAFFIC CONTROL."

Introduced by: Senator Kawasaki.

No. 1646-84 "A BILL FOR AN ACT RELATING TO EXPORT TRADE."

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

No. 1647-84 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUGAR RESEARCH AND DEVELOPMENT."

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

No. 1648-84 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH."

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

No. 1649-84 "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES AND COSTS AND EXPENSES OF LITIGATION."

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

No. 1650-84 "A BILL FOR AN ACT RELATING TO INCOME TAXATION."

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

No. 1651-84 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

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

No. 1652-84 "A BILL FOR AN ACT RELATING TO ELECTRONIC EAVESDROPPING."

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

#### STANDING COMMITTEE REPORT

Senator George, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 5-84) informing the Senate that Senate Bill No. 1629-84 has been printed and has been distributed to the members of the Senate.

On motion by Senator Kuroda, 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 Wednesday, February 1, 1984:

Senate Bills	Referred to:
No. 1492-84	Committee on Ways and Means
No. 1493-84	Committee on Human Resources, then to the Committee on Ways and Means
No. 1494-84	Committee on Human Resources
No. 1495-84	Committee on Culture and Arts, then to the Committee on Ways and Means
No. 1496-84	Committee on Judiciary
No. 1497-84	Committee on Judiciary
No. 1498-84	Committee on Government Operations and County Relations
No. 1499-84	Committee on Government Operations and County Relations
No. 1500-84	Committee on

- Government Operations and County Relations, then to the Committee on Ways and Means
- No. 1501-84 Committee on Government Operations and County Relations, then to the Committee on Ways and Means
- No. 1502-84 Committee on Agriculture, then to the Committee on Ways and Means
- No. 1503-84 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1504-84 Committee on Health, then to the Committee on Judiciary
- No. 1505-84 Committee on Judiciary
- No. 1506-84 Committee on Judiciary
- No. 1507-84 Committee on Ways and Means
- No. 1508-84 Committee on Government Operations and County Relations, then to the Committee on Ways and Means
- No. 1509-84 Committee on Judiciary, then to the Committee on Ways and Means
- No. 1510-84 Committee on Federal Programs
- No. 1511-84 Committee on Federal Programs, then to the Committee on Ways and Means
- No. 1512-84 Committee on Health
- No. 1513-84 Committee on Health
- No. 1514-84 Committee on Health, then to the Committee on Ways and Means
- No. 1515-84 Committee on Health
- No. 1516-84 Committee on Health
- No. 1517-84 Committee on Health
- No. 1518-84 Committee on Economic Development
- No. 1519-84 Committee on Transportation
- No. 1520-84 Committee on Human Resources, then to the Committee on Ways and Means
- No. 1521-84 Committee on Human Resources, then to the Committee on Ways and Means
- No. 1522-84 Committee on Human Resources, then to the Committee on Ways and Means
- No. 1523-84 Committee on Human Resources
- No. 1524-84 Committee on Human Resources, then to the Committee on Ways and Means
- No. 1525-84 Committee on Human Resources, then to the Committee on Ways and Means
- No. 1526-84 Committee on Human Resources, then to the Committee on Ways and Means
- No. 1527-84 Committee on Human Resources, then to the Committee on Judiciary
- No. 1528-84 Committee on Economic Development
- No. 1529-84 Committee on Economic Development
- No. 1530-84 Committee on Economic Development
- No. 1531-84 Committee on Human Resources, then to the Committee on Ways and Means
- No. 1532-84 Committee on Housing and Urban Development
- No. 1533-84 Committee on Housing and Urban Development, then to the Committee on Ways and Means
- No. 1534-84 Committee on Housing and Urban Development, then to the Committee on Ways and Means
- No. 1535-84 Committee on Housing and Urban Development
- No. 1536-84 Committee on Housing and Urban Development, then to the Committee on Ways and Means
- No. 1537-84 Committee on Consumer Protection and Commerce
- No. 1538-84 Committee on Consumer Protection and Commerce
- No. 1539-84 Committee on Consumer Protection and Commerce
- No. 1540-84 Committee on Consumer Protection and Commerce
- No. 1541-84 Committee on Consumer Protection and Commerce,

then to the Committee on Ways and Means	No. 1563-84	Committee on Consumer Protection and Commerce
No. 1542-84	Committee on Consumer Protection and Commerce	No. 1564-84
No. 1543-84	Committee on Consumer Protection and Commerce	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Housing and Urban Development, then to the Committee on Ways and Means
No. 1544-84	Committee on Consumer Protection and Commerce	No. 1565-84
No. 1545-84	Committee on Consumer Protection and Commerce	Committee on Consumer Protection and Commerce
No. 1546-84	Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means	No. 1566-84
No. 1547-84	Committee on Consumer Protection and Commerce	Committee on Judiciary
No. 1548-84	Committee on Consumer Protection and Commerce	No. 1567-84
No. 1549-84	Committee on Consumer Protection and Commerce	Committee on Judiciary
No. 1550-84	Committee on Consumer Protection and Commerce	No. 1568-84
No. 1551-84	Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means	Committee on Judiciary
No. 1552-84	Committee on Consumer Protection and Commerce	No. 1569-84
No. 1553-84	Committee on Consumer Protection and Commerce	Committee on Housing and Urban Development
No. 1554-84	Committee on Consumer Protection and Commerce	No. 1570-84
No. 1555-84	Committee on Consumer Protection and Commerce	Committee on Housing and Urban Development, then to the Committee on Ways and Means
No. 1556-84	Committee on Consumer Protection and Commerce	No. 1571-84
No. 1557-84	Committee on Consumer Protection and Commerce	Committee on Judiciary
No. 1558-84	Committee on Consumer Protection and Commerce	No. 1572-84
No. 1559-84	Committee on Consumer Protection and Commerce	Committee on Housing and Urban Development
No. 1560-84	Committee on Consumer Protection and Commerce	No. 1573-84
No. 1561-84	Committee on Consumer Protection and Commerce	Committee on Housing and Urban Development, then to the Committee on Ways and Means
No. 1562-84	Committee on Consumer Protection and Commerce	No. 1574-84
		Committee on Judiciary
		No. 1575-84
		Committee on Youth and Elderly Affairs
		No. 1576-84
		Committee on Youth and Elderly Affairs
		No. 1577-84
		Committee on Ways and Means
		No. 1578-84
		Committee on Ways and Means
		No. 1579-84
		Committee on Ways and Means
		No. 1580-84
		Committee on Ways and Means
		No. 1581-84
		Committee on Ways and Means
		No. 1582-84
		Committee on Transportation, then to the Committee on Judiciary
		No. 1583-84
		Committee on Transportation, then to the Committee on

Judiciary	No. 1606-84	Committee on Judiciary
No. 1584-84	Committee on Higher Education, then to the Committee on Ways and Means	No. 1607-84
No. 1585-84	Committee on Health	Committee on Housing and Urban Development, then to the Committee on Ways and Means
No. 1586-84	Committee on Health	No. 1608-84
No. 1587-84	Committee on Consumer Protection and Commerce	Committee on Judiciary
No. 1588-84	Committee on Housing and Urban Development	No. 1609-84
No. 1589-84	Committee on Ways and Means	Committee on Youth and Elderly Affairs, then to the Committee on Ways and Means
No. 1590-84	Committee on Consumer Protection and Commerce	No. 1610-84
No. 1591-84	Committee on Legislative Management	Committee on Housing and Urban Development, then to the Committee on Ways and Means
No. 1592-84	Committee on Human Resources	No. 1611-84
No. 1593-84	Committee on Human Resources, then to the Committee on Ways and Means	Committee on Consumer Protection and Commerce
No. 1594-84	Committee on Human Resources, then to the Committee on Ways and Means	No. 1612-84
No. 1595-84	Committee on Human Resources	Committee on Agriculture, then to the Committee on Ways and Means
No. 1596-84	Committee on Human Resources, then to the Committee on Ways and Means	No. 1613-84
No. 1597-84	Committee on Transportation	Committee on Human Resources, then to the Committee on Judiciary
No. 1598-84	Committee on Consumer Protection and Commerce	No. 1614-84
No. 1599-84	Committee on Transportation	Committee on Human Resources, then to the Committee on Judiciary
No. 1600-84	Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means	No. 1615-84
No. 1601-84	Committee on Judiciary	Committee on Human Resources, then to the Committee on Judiciary
No. 1602-84	Committee on Consumer Protection and Commerce	No. 1616-84
No. 1603-84	Committee on Judiciary	Committee on Judiciary, then to the Committee on Ways and Means
No. 1604-84	Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means	No. 1617-84
No. 1605-84	Committee on Culture and Arts	Committee on Transportation, then to the Committee on Judiciary
		No. 1618-84
		Committee on Transportation, then to the Committee on Judiciary
		No. 1619-84
		Committee on Ecology, Environment and Recreation
		No. 1620-84
		Committee on Judiciary
		No. 1621-84
		Committee on Ways and Means
		No. 1622-84
		Committee on Ways and Means
		No. 1623-84
		Committee on Ways and Means
		No. 1624-84
		Committee on Ways and Means
		No. 1625-84
		Committee on Ways and Means
		No. 1626-84
		Committee on Government Operations and County

Relations, then to the Committee on Ways and Means

No. 1627-84 Committee on Human Resources

No. 1628-84 Committee on Human Resources

The President then made the following committee assignment of a bill that was introduced on Thursday, February 2, 1984:

Senate Bill Referred to:

No. 1629-84 Committee on Transportation

#### REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Thursday, February 2, 1984:

Senate Concurrent Resolutions Referred to:

No. 1 Committee on Consumer Protection and Commerce

No. 2 Committee on Consumer Protection and Commerce

No. 3 Committee on Human Resources

No. 4 Committee on Ecology, Environment and Recreation

No. 5 Committee on Human Resources, then to the Committee on Ways and Means

#### REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Thursday, February 2, 1984:

Senate Resolutions Referred to:

No. 1 Committee on Consumer Protection and Commerce

No. 2 Committee on Consumer Protection and Commerce

No. 3 Committee on Human Resources

No. 4 Committee on Consumer Protection and Commerce

No. 5 Committee on Human Resources, then to the Committee on Ways and Means

No. 6 Committee on Government Operations and County Relations, then to the Committee on Ways and Means

No. 7 Committee on Transportation

At 11:40 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:43 o'clock a.m.

At this time, Senator Kawasaki rose on a point of inquiry as follows:

"Mr. President, I rise on a point of inquiry addressed specifically to the chairman of the Ways and Means Committee."

The Chair then asked the chairman of the Ways and Means Committee if he would yield to a question and Senator Yamasaki having answered in the affirmative, Senator Kawasaki continued:

"Mr. President, when you called for a discussion on the legislative expenses bill, you went through it so fast that you didn't see my readiness to stand up. May I inquire of the chairman of the Ways and Means Committee ... the legislative expenses bill provided for wage increases for the agencies involved, the Ombudsman's office, the Legislative Auditor's office, the Legislative Reference Bureau and the Ethics Commission employees ... the bill provides a formula of increasing the wages by 2.8 percent for this year, is that correct?"

Senator Yamasaki answered: "That is correct, Mr. President. The request of the agencies was for a 5 percent adjustment this year; however, we have scaled it down to 2.88 percent, which is the offer on the table for public employees at this time."

Senator Kawasaki continued: "That's the administration's proposal?"

Senator Yamasaki answered: "That's correct, Mr. President."

Senator Kawasaki continued: "Mr. President, I don't think we can be inconsistent with this formula that we

have already passed, could we? I ask the Republicans to consider this."

Senator Soares then responded: "Mr. President, as is the usual case, I think Senator Kawasaki is three days late."

At this time, Senator Ajifu introduced to the members of the Senate Mr. Alfred Lee, chairman of the Federal Agriculture Stabilization and Conservation Service, and Mr.

Paul Lau, chairman of the Narcissus Festival of the Chinese Chamber of Commerce, who were sitting in the Senate gallery.

#### ADJOURNMENT

At 11:47 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 6, 1984.