

SIXTEENTH DAY

Wednesday, February 8, 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 Lt. Col. A. L. Hockaday, Chaplain, United States Air Force, after which the Roll was called showing all Senators present with the exception of Senator Henderson who was excused.

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

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

"Mr. President, it gives me great honor, at this time, to acknowledge an old-time kamaaina family who has been in the entertainment business for a long time, and it gives me a personal privilege because my mother's family, the Beamer family, and the Reiplinger family go way back.

"The Senate has signed this resolution and even if it is in time of sorrow for their ohana, it still gives me great pride in presenting this to them."

Senator Solomon then read the resolution to the members of the Senate and continued:

"At this time I would like to acknowledge the ohana here with us today; first, his wife, Leesa Clark Reiplinger; his mom and dad, Frank and Lila Reiplinger; his sister Deedee (Mary Leslie Ahlan); sister, Holly Ann Lau; aunt, Mrs. Marion Kanekapolei Diamond and cousin, Van Horn Diamond.

"Also, sitting in the gallery are Mr. and Mrs. Clark, parents of Leesa, nephew Keolu Lau, and my cousin, 'Squeeze' Kamana."

At 11:42 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.

MESSAGE FROM THE GOVERNOR

A message from the Governor (Gov. Msg. No. 116), submitting for consideration and consent to the First Circuit Court, the nomination of Edwin H. Honda, as Judge, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of ten years, was read by the Clerk and was referred to the Committee on Judiciary.

DEPARTMENTAL COMMUNICATION

A communication from the Office of the Auditor (Dept. Com. No. 19), transmitting copies of a report entitled, "Follow-up Budget Review and Analysis of the Lower Education Program (Department of Education)," February 1984 (Report No. 84-13), was read by the Clerk and was referred to the Committee on Education.

SENATE RESOLUTION

The following resolutions (S.R. Nos. 8 and 9) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 8), entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF ALL STATUTORILY CREATED BOARDS, COMMISSIONS, AND INDEPENDENT AGENCIES," was offered by Senators Soares, A. Kobayashi, Henderson, George and Ajifu.

By unanimous consent, S.R. No. 8 was referred to the Committee on Government Operations and County Relations, then to the Committee on Legislative Management.

A resolution (S.R. No. 9), entitled: "SENATE RESOLUTION AMENDING THE RULES OF THE SENATE OF THE TWELFTH LEGISLATURE OF THE STATE OF HAWAII," was offered by Senator Chang.

By unanimous consent, action on S.R. No. 9 was deferred until Thursday, February 9, 1984.

INTRODUCTION OF SENATE 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 Thursday, February 9, 1984:

Senate Bills

No. 1690-84 "A BILL FOR AN ACT RELATING TO COUNTY ADVISORY BODIES."

Introduced by: Senator B. Kobayashi.

No. 1691-84 "A BILL FOR AN ACT RELATING TO THE CHILDREN'S TRUST FUND."

Introduced by: Senators B. Kobayashi, Holt, Machida, Soares, Ajifu and Hagino.

No. 1692-84 "A BILL FOR AN ACT RELATING TO NO-FAULT INSURANCE."

Introduced by: Senator Fernandes Salling, by request.

STANDING COMMITTEE REPORTS

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 8-84) informing the Senate that Senate Bill Nos. 1668-84 to 1689-84 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 Judiciary, presented a report (Stand. Com. Rep. No. 9-84) recommending that the Senate consent to the nomination of Patrick K.S.L. Yim as Judge of the Circuit Court of the First Circuit, for a term of ten years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, and in accordance with Gov. Msg. No. 3.

By unanimous consent, action on Stand. Com. Rep. No. 9-84 and Gov. Msg. No. 3 was deferred until Thursday, February 9, 1984.

At 11:47 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:48 o'clock a.m.

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

Senator Carpenter rose and stated:

"Mr. President, may I make a late

introduction...Mrs. Margaret Yang and my mother, Louise Carpenter."

Senator Chang then rose and stated:

"Mr. President, I'd like to introduce today the Queen and Court of the 1984 35th Annual Narcissus Festival.

"Accompanying them are the officers of the Chinese Chamber of Commerce. I'd like to introduce them very quickly, before the Queen and her court. First, Mr. Wallace W. Y. Wong, president of the Chinese Chamber of Commerce; Paul C. P. Lau, president-elect and Narcissus Festival general chairman; and Vernon W.C. Ching, chairman of the Narcissus Queen Pageant.

"The members of the court here with us today include (and I will ask the appropriate Senator who represents the district to present them with a lei and certificate); first, the Fourth Princess Jennifer Mew Lin Lu, who will be presented with a lei and certificate by Senator Yamasaki; Third Princess Lynette Yuk Choy Ho and Second Princess Karen Mei Lik Tom were unable to be with us today; from the lovely land of Kaneohe, we have the First Princess Pamela Ann Mew Lin Chong, who will be greeted by Senator Toguchi. And, of course, with us is the Queen of the 35th Annual Narcissus Pageant. Senator Cobb will do the honors."

Senator Cobb rose and stated:

"Thank you, Mr. President. First of all, I'm glad the judges had the good sense to pick a lovely lady from my district to give me this honor. I'd like to introduce the 1984 Narcissus Queen, who was born in Taipei, the daughter of Mr. and Mrs. Kenneth Liu. She is a graduate of University High School and is a senior at the University of Hawaii where she is majoring in Japanese and economics. She is employed part-time by Tina's Ltd., enjoys playing the piano, Chinese calligraphy, reading, poetry, tennis, swimming, bowling, aerobics, ballet, jazz dancing, and has earned a black belt in karate. She is fluent in Chinese and hopes to obtain a masters degree in business administration and to pursue a career in international business.

"Ladies and gentlemen, members of the Senate, it's a distinct pleasure to introduce the 1984 Narcissus Queen, Carol Lu-Yung Liu.

"At this time, Mr. President, I'd like to request a brief recess so that Senators and anyone interested in a karate black belt can greet the Queen and her court and I can present her with a lei and certificate. Thank you."

At 11:54 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

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

At this time, the Chair stated:

"As a tradition here in the Senate, we've always invited the Narcissus Queen and the Cherry Blossom Queen to say a few words to you. This morning it gives me a great deal of pleasure to introduce to you the lovely Queen."

Queen Carol Lu-Yung Liu then addressed the members of the Senate as follows:

"It is an honor to be here on behalf of the Chinese Chamber of Commerce and my court this morning, meeting all of you. I'm sure you are doing your best for us and we really appreciate it. And I would like to wish all of you a very Happy New Year. Thank you."

The Chair thanked Queen Carol.

At 11:57 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 o'clock a.m.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills that were introduced on Tuesday, February 7, 1984:

Senate Bills Referred to:

No. 1668-84 Committee on Government Operations and County Relations, then to the Committee on Transportation

No. 1669-84 Committee on Judiciary

No. 1670-84 Committee on Judiciary, then to the Committee on Ways and Means

No. 1671-84 Committee on Judiciary

No. 1672-84 Committee on Human Resources

No. 1673-84 Jointly to the Committee on Human Resources and the Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means

No. 1674-84 Committee on Judiciary

No. 1675-84 Committee on Consumer Protection and Commerce

No. 1676-84 Committee on Government Operations and County Relations, then to the Committee on Ways and Means

No. 1677-84 Committee on Human Resources, then to the Committee on Ways and Means

No. 1678-84 Committee on Government Operations and County Relations, then to the Committee on Transportation

No. 1679-84 Committee on Government Operations and County Relations

No. 1680-84 Committee on Judiciary

No. 1681-84 Committee on Human Resources, then to the Committee on Ways and Means

No. 1682-84 Committee on Hawaiian Programs

No. 1683-84 Committee on Economic Development, then to the Committee on Ways and Means

No. 1684-84 Committee on Judiciary, then to the Committee on Ways and Means

No. 1685-84 Committee on Ways and Means

No. 1686-84 Committee on Federal Relations

No. 1687-84 Committee on Ways and Means

No. 1688-84 Committee on Government Operations and County Relations

No. 1689-84 Committee on Government Operations and County Relations

The Chair then made the following announcement:

"The Chair would like to announce

the realignment and consolidation of the committee structure of the Senate. Standing committee chairmen of the Senate are as follows:

Committee on Agriculture - Senator Hagino, Chairman. The scope of this committee will also include aquaculture;

Committee on Consumer Protection and Commerce - Senator Cobb, Chairman;

Committee on Economic Development - Senator Aki, Chairman. The scope of this committee will include matters relating to the physical environment;

Committee on Education - Senator Solomon, Chairman. This committee will incorporate the Committee on Culture and Arts;

Committee on Government Operations and County Relations - Senator Kawasaki, Chairman. This committee will incorporate the Committee on Federal Relations;

Committee on Health - Senator Machida, Chairman. The scope of this committee will include environmental health;

Committee on Higher Education - Senator Holt, Chairman;

Committee on Housing and Urban Development - Senator Young, Chairman. This committee will also incorporate the Committee on Hawaiian Programs;

Committee on Human Resources - Senator Mizuguchi, Chairman. This committee will also incorporate the Committee on Youth and Elderly Affairs;

Committee on Judiciary - Senator Chang, Chairman;

Committee on Legislative Management - Senator Young, Chairman;

Committee on Tourism - Senator Kuroda, Chairman. The scope of this committee will include outdoor recreation, state parks, historic sites development and protection;

Committee on Transportation - Senator Bert Kobayashi, Chairman; and

Committee on Ways and Means - Senator Yamasaki, Chairman;

"The Special Committee on Red Tape is herewith dissolved.

"The appropriate re-referral of bills and other matters will be made to conform to the new committee structure. The Chair is working on the complete membership roster for all committees and this will be announced tomorrow."

Senator Abercrombie inquired:

"Mr. President, do you contemplate any changes in the leadership?"

The Chair replied: "No. Any other inquiries of the Chair?"

At 12:03 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:05 o'clock p.m.

Senator Abercrombie rose and inquired:

"Mr. President, I have a point of inquiry. I want to make sure I understand what your announcement was. Are you saying that the committees have been changed prior to the rules being passed, or is this an indication of what you would like to do?"

The Chair replied: "This is an indication of what I would like to do."

Senator Abercrombie then stated:

"Very good. Mr. President, perhaps you can edify me so that I can make a proper evaluation of what you propose. If I read this correctly, under the Committee on Tourism you have outdoor recreation, state parks and historic sites development, as opposed to having it, for example, in the Committee on Economic Development, which also does incorporate physical environment. Is it your intention, then, that the people of this state will have their recreation and state parks and historic sites development under the control of tourists?"

The Chair replied: "No."

Senator Abercrombie again asked:

"Do you think it's appropriate or would you consider, at this time, reconsidering whether our recreation and state parks activities ought to be tied into tourism, which I think has an entirely different set of responsibilities. The Committee on Tourism says, its scope shall be those

programs related to tourism. And you have included as an added extra, recreation for our people, state parks, and historic sites development, which might more properly be placed in another committee. Is that in error, or is that your intention?"

The Chair replied: "That is my intention. Any further inquiries of

the Chair?"

ADJOURNMENT

At 12:07 o'clock p.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, February 9, 1984.