

## FORTY-FOURTH DAY

Wednesday, March 28, 1984

The Senate of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 11:45 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain James D. Saunders, Captain, United States Air Force, after which the Roll was called showing all Senators present with the exception of Senators Aki, Kawasaki, Solomon and Yamasaki who were excused.

The Chair announced that he had read and approved the Journal of the Forty-Third Day.

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

Senator Abercrombie introduced Mr. John Henry Felix and read portions of the Senate certificate presented to him in recognition of over 20 years of volunteer service to the Red Cross, and stated as follows:

"Mr. President, I had the privilege of attending the Red Cross volunteers dinner Monday evening and believe me, it was quite an incredible sight to see, literally hundreds and hundreds of people arriving at the banquet honoring the more than 2700 volunteers working assiduously throughout the State on a year-round basis and the recognition of these volunteers was under the command of John Henry Felix and as a result of his leadership over the years, especially in the last decade, the Red Cross in this State has taken on the tremendous foresight, insight and capacity it has right now to deal with emergencies from, as we know, the hurricane which received a lot of publicity, to the daily efforts that are made by volunteers, some of them the other night, receiving their service pins up to 40 plus years. So with that in mind, I would like to introduce to you, Dr. John Henry Felix, and with him is his wife and my good friend, Pat Felix."

Senator Abercrombie also indicated to the members of the Senate and guests in the gallery that Dr. Felix is also chairman of the Honolulu Police Commission.

Senator Carpenter then introduced on behalf of Senators Solomon, Henderson and himself, teachers

from Ka'u High School, Irene Maguire and Jim Simpson; and students, Stephen Sakata from Ka'u High School, and Kalani Simpson and Eric McCarthy from Na'alehu School.

At this time, leis were presented to Dr. and Mrs. Felix by Senators Young and Carpenter.

At 11:50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:53 o'clock a.m.

## MESSAGE FROM THE GOVERNOR

A message from the Governor (Gov. Msg. No. 268), transmitting a report entitled: "Hawaii's Environment: The Tenth Annual Report of the State Environmental Council 1983" prepared by the Office of Environmental Quality Control, in response to Chapter 341, HRS, was read by the Clerk and was referred to the Committee on Health.

## SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 71 to 73) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 71), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE LEGISLATURE'S SUPPORT FOR THE AUSTRALIAN FEDERATION (AFTA) OF TRAVEL AGENTS CONVENTION AT KEAUHOUKONA, HAWAII FROM JULY 27, to AUGUST 2, 1985," was offered by Senators Kuroda, Solomon, Henderson, Carpenter, B. Kobayashi, Aki, Soares, Mizuguchi, George, Cayetano, Toguchi, Abercrombie and A. Kobayashi.

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

A concurrent resolution (S.C.R. No. 72), entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE REPORT ON THE FINAL COMPENSATION PLAN AND THE COST THEREOF," was offered by Senators Mizuguchi, Young, Cobb, Aki, Holt, A. Kobayashi, Soares, Henderson, Solomon, Cayetano, Fernandes Salling, Toguchi, Yamasaki and Machida.

By unanimous consent, S.C.R. No. 72 was referred to the Committee on Human Resources.

A concurrent resolution (S.C.R. No. 73), entitled: "SENATE CONCURRENT RESOLUTION URGING A CONCERTED EFFORT BY THE UNITED STATES CONGRESS TO PERMIT HAWAII TO ENACT AMENDMENTS TO ITS PREPAID HEALTH CARE ACT WITHOUT THE RESTRICTIVE WORDING OF SECTION 514(b) OF THE EMPLOYEE RETIREMENT INCOME SECURITY ACT (ERISA)," was offered by Senators Mizuguchi, Young, Aki, Soares, Holt, A. Kobayashi, Henderson, Fernandes Salling, Toguchi, Yamasaki, Solomon, Cayetano and Machida.

By unanimous consent, S.C.R. No. 73 was referred to the Committee on Human Resources.

#### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 78 and 80) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 78), entitled: "SENATE RESOLUTION REQUESTING THE HAWAII STATE LEGISLATURE'S SUPPORT FOR THE AUSTRALIAN FEDERATION (AFTA) OF TRAVEL AGENTS CONVENTION AT KEAUHOU-KONA, HAWAII FROM JULY 27, TO AUGUST 2, 1985," was offered by Senators Kuroda, Solomon, Henderson, Carpenter, B. Kobayashi, Aki, Soares, Mizuguchi, George, Cayetano, Toguchi, Abercrombie and A. Kobayashi.

By unanimous consent, S.R. No. 78 was referred to the Committee on Tourism.

A resolution (S.R. No. 79), entitled: "SENATE RESOLUTION REQUESTING THE DIRECTOR OF COMMERCE AND CONSUMER AFFAIRS TO ELIMINATE THE SURPLUS IN THE CABLE TELEVISION FUND THIS YEAR," was offered by Senator Abercrombie.

By unanimous consent, S.R. No. 79 was referred to the Committee on Consumer Protection and Commerce.

A resolution (S.R. No. 80), entitled: "SENATE RESOLUTION REQUESTING THE COMMITTEE ON HUMAN RESOURCES TO RECOMMEND WHETHER ANY CHANGES SHOULD BE MADE TO THE MORATORIUM PERIOD GOVERNING INCREASES IN WORKERS' COMPENSATION INSURANCE

PREMIUM RATES," was offered by Senators Mizuguchi, Wong, Henderson and Cobb.

By unanimous consent, S.R. No. 80 was referred to the Committee on Human Resources.

#### STANDING COMMITTEE REPORTS

Senator Kuroda for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 471-84) recommending that Senate Resolution No. 31, as amended in S.D. 1, be adopted.

On motion by Senator A. Kobayashi, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 31, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING AN ASSESSMENT OF WATER HAZARD WARNING MEASURES AT STATE AND COUNTY BEACH PARKS," was adopted.

Senator Kuroda for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 472-84) recommending that Senate Concurrent Resolution No. 31, as amended in S.D. 1, be adopted.

On motion by Senator A. Kobayashi, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 31, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN ASSESSMENT OF WATER HAZARD WARNING MEASURES AT STATE AND COUNTY BEACH PARKS," was adopted.

Senator Abercrombie rose on a point of personal privilege as follows:

"Mr. President, I note that there is now some discussion in public of some of the measures being taken in the Kaka'ako area with respect to relocation of small businesses and I just want to indicate for the record that I have advocated for some time that we do not need any further legislative recourse for much of what needs to be done in Kaka'ako, but rather to have the HCDA (the Hawaii Community Development Authority) and business people in that area to simply act on the plan as it now exists and have the government back up what it already started.

"I am pleased to see that that's the direction that's being taken. Not everything needs to be subjected to arduous and lengthy legislative process and law making. I am

pleased to see this development ongoing. Thank you."

Senator Mizuguchi, chairman of the Committee on Human Resources, then requested a waiver of the 48-hour Notice of a Public Hearing for the subject listed on the addendum to the agenda of the Senate Human Resources Committee's hearing notice

for Thursday, March 29, 1984, and the President granted the waiver.

#### ADJOURNMENT

At 11:57 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., Thursday, March 29, 1984.