

FIFTY-EIGHTH DAY

Tuesday, April 17, 1984

The Senate of the Twelfth Legislature of the State of Hawaii, Regular Session of 1984, convened at 10:20 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Reverend Joseph Sanders of the Nuuanu Baptist Church, after which the Roll was called showing all Senators present.

The Chair announced that he had read and approved the Journal of the Fifty-Seventh Day.

Senator Kuroda introduced Mr. Kent Keith to the members of the Senate as follows:

"Mr. President, fellow members of the Senate, ladies and gentlemen, we have with us on the floor a distinguished gentleman from our community of Honolulu and the State of Hawaii, someone who is recognized for being selected one of the ten outstanding young men by the United States Jaycees in 1984. Before I introduce this gentleman and the two young ladies who accompany him, I would like to give you a little background on this outstanding individual, a graduate of Roosevelt High School, Harvard University, Oxford University and the University of Hawaii Law School.

"There are fourteen categories from which one must qualify to be selected, and he must qualify by three. Mr. Kent Keith who was nominated by Governor George Ariyoshi, occupies a high post in state government, is successful financially, and is of high moral and religious character.

"Mr. Kent Keith, when first appointed to be the director of the Department of Planning and Economic Development and confirmed by us in the 1983 session, was described by a quote by the then chairman of the Committee on Economic Development, Senator Ben Cayetano, that the only reservation he had was that 'the new director was rather young.' That was a compliment to this gentleman.

"Mr. Kent Keith attended Waseda University and is fluent in the Japanese language. At the time that he was honored by the Jaycees, he didn't miss the chance in promoting Hawaii. He and his wife took with them macadamia nuts, leis, flowers

and this program was televised nationally. Just to name some people who were selected by the Jaycees over the years, Mr. Kent Keith is in good company: President John F. Kennedy, Gerald Ford, Elvis Presley, Gayle Sayers, Clark Gable. In 1959, another outstanding citizen was selected by the Jaycees. This was Senator Dan Inouye, so Mr. Kent Keith has the honor of being selected among good company.

"At this time, Mr. President and members, I would like to introduce to you the director of the Department of Planning and Economic Development, Mr. Kent Keith, his charming wife, Elizabeth, and her mother, Mrs. Misao Carlson."

Senator Kuroda presented the Senate certificate to Mr. Keith and leis were presented by Senators Solomon, Cayetano and Cobb.

At 10:25 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:35 o'clock a.m.

MESSAGE FROM THE GOVERNOR

A message from the Governor (Gov. Msg. No. 321), transmitting the interim report of the Governor's Ad Hoc Committee on the Criminal Justice Information System, was read by the Clerk and was filed.

At 10:36 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:39 o'clock a.m.

ORDER OF THE DAY

MATTERS DEFERRED FROM
APRIL 16, 1984

FINAL READING

Senate Bill No. 1835-84, S.D.1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, S.B. No. 1835-84, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Senate Bill No. 1516-84, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, S.B. No. 1516-84, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VITAL STATISTICS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Senate Bill No. 423, S.D. 2, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, S.B. No. 423, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH AND SUBSTANCE ABUSE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

THIRD READING

House Bill No. 2332-84, H.D. 1:

Senator Cobb moved that H.B. No. 2332-84, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Soares.

Senator Cayetano rose and inquired: "Mr. President, will the chairman yield to a question?"

The Chair posed the question to the chairman and Senator Chang having asked to hear the question, Senator Cayetano continued: "Mr. President, I've asked the chairman this question in private, but I'd just like to have him state the answer again for the record. Mr. President, would you ask the chairman if this bill becomes law, whether a person who owns a firearm would be able to keep in his automobile an unloaded firearm and ammunition in an enclosed container?"

Senator Chang replied: "That is correct, Mr. President," and Senator Cayetano thanked him.

Senator Cobb then rose and queried: "Mr. President, in follow-up to that question, does the container have to be a rigid container, as specified in the bill, or any container?"

Senator Chang responded: "The

firearm, unloaded, must be in an enclosed container, which means either a rigidly constructed receptacle or a commercially manufactured gun case."

The motion was put by the Chair and carried, and H.B. No. 2332-84, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLACE TO KEEP FIREARMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 2 (Cobb and Kawasaki). Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 1947-84:

By unanimous consent, action on H.B. No. 1947-84 was deferred to the end of the calendar.

House Bill No. 2383-84:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2383-84, entitled: "A BILL FOR AN ACT RELATING TO JOURNALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 1800-84, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1800-84, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 1754-84, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1754-84, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 2568-84:

On motion by Senator Cobb,

seconded by Senator Soares and carried, H.B. No. 2568-84, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 1755-84:

By unanimous consent, action on H.B. No. 1755-84 was deferred to the end of the calendar.

House Bill No. 1984-84, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1984-84, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL BANKING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 1764-84, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1764-84, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT (MODIFIED)," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 1765-84, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1765-84, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 1766-84:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1766-84, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 1786-84:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1786-84, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF DENTAL EXAMINERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 2160-84:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2160-84, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 3 (Cayetano, Fernandes Salling and Kawasaki). Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 2497-84, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2497-84, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

At 10:45 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:51 o'clock a.m.

House Bill No. 1723-84:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1723-84, entitled: "A BILL FOR AN ACT RELATING TO BILLS ACCOMPANYING VOUCHERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused,

3 (Aki, Toguchi and Henderson).

House Bill No. 2093-84:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2093-84, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 2103-84:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2103-84, entitled: "A BILL FOR AN ACT RELATING TO LICENSEES UNDER THE INTOXICATING LIQUOR LAW," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 2187-84, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2187-84, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 789, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 789, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

House Bill No. 2053-84:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2053-84, entitled: "A BILL FOR AN ACT RELATING TO THE REAL ESTATE RECOVERY FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused,

3 (Aki, Toguchi and Henderson).

House Bill No. 79:

By unanimous consent, action on H.B. No. 79, entitled: "A BILL FOR AN ACT RELATING TO STATE TORT LIABILITY," was deferred until Wednesday, April 18, 1984.

ADVISE AND CONSENT

Standing Committee Report No. 728-84 (Gov. Msg. Nos. 224, 265, 266 and 267):

Senator Cobb moved that Stand. Com. Rep. No. 728-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations of the following:

Harold Aiu to the Board of Taxation Review, Fourth Taxation District, term to expire December 31, 1987;

Roy K. Amemiya, Jr. to the Board of Taxation Review, First Taxation District, term to expire December 31, 1987;

Hideo Matsushita and Joseph A. Frye to the Board of Taxation Review, Second Taxation District, terms to expire December 31, 1987; and

Antone De Morales to the Board of Taxation Review, Third Taxation District, term to expire December 31, 1987,

seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 734-84 (Gov. Msg. No. 100):

Senator Cobb moved that Stand. Com. Rep. No. 734-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations to the Hawaii Community Development Authority of the following:

Eric S. Fukunaga, term to expire December 31, 1986; and

Helen M. Wiegert, term to expire December 31, 1985,

seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 735-84 (Gov. Msg. No. 168):

Senator Cobb moved that Stand. Com. Rep. No. 735-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations of John Spierling and William A. Knutson to the Hawaii Housing Authority, terms to expire December 31, 1987, seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 736-84 (Gov. Msg. No. 295):

Senator Cobb moved that Stand. Com. Rep. No. 736-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations of Ivan M. Lui-Kwan and Kenneth K. Takenaka to the Hawaii Community Development Authority, terms to expire December 31, 1987, seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 722-84 (Gov. Msg. Nos. 94, 95, 126, 127, 128, 130, 131 and 132):

Senator Cobb moved that Stand. Com. Rep. No. 722-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations of the following:

John Lopes to the Elevator

Mechanics Licensing Board, term to expire December 31, 1985;

Lawrence S. Sakamoto to the Elevator Mechanics Licensing Board, term to expire December 31, 1986;

Roy Yasukochi to the Elevator Mechanics Licensing Board, term to expire December 31, 1984;

Josephine C. Duvauchelle to the Board of Nursing, term to expire December 31, 1985;

Gary T. Taogoshi to the Board of Barbers, term to expire December 31, 1987;

Edwin N. Fujimoto, D.D.S., to the Board of Dental Examiners, term to expire December 31, 1987;

Howard L. Farwell to the Elevator Mechanics Licensing Board, term to expire December 1987;

June Uyehara-Isono to the Board of Hearing Aid Dealers and Fitters, term to expire December 31, 1987;

Rex R. Ball to the Board of Massage, term to expire December 31, 1987; and

John K. Uyetake to the Motor Vehicle Industry Licensing Board, term to expire December 31, 1987,

seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 723-84 (Gov. Msg. Nos. 133, 134, 135, 136, 137, 203 and 204):

Senator Cobb moved that Stand. Com. Rep. No. 723-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations of the following:

Richard Rovin, N.D. to the Board of Examiners in Naturopathy, term to expire December 31, 1987;

Gloria M. Mayer to the Board of Dispensing Opticians, term to expire December 31, 1987;

Douglas P. Hagen, D.O. to the Board of Osteopathic Examiners, term to expire December 31, 1987;

Herbert B. Weaver to the Board of Certification of Practicing Psychologists, term to expire December 31, 1987;

Dorothy D. Craven, Roland F.S. Tam, M.D. and Vickie M.I. Peiler to the Board of Speech Pathology and Audiology, terms to expire December 31, 1986;

Perfecto L. Cortez to the Board of Public Accountancy, term to expire December 31, 1987; and

Nicholas W. Teves, Jr., Wallace M. Miura and George R. Rodrigues, Jr. to the Contractors License Board, terms to expire December 31, 1987,

seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 724-84 (Gov. Msg. Nos. 205, 206, 207, 218, 231, 232, 234, 235 and 236):

Senator Cobb moved that Stand. Com. Rep. No. 724-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations of the following:

Thomas F. Seu to the Credit Union Review Board, term to expire December 31, 1986;

Herbert K. Endo to the Board of Electricians and Plumbers, term to expire December 31, 1985;

Elizabeth J. Waite to the Board of Nursing, term to expire December 31, 1986;

Patrick H. Nam, O.D. to the Board of Examiners in Optometry, term to expire December 31, 1987;

John E. Knight, D.D.S. to the Board of Dental Examiners, term to expire December 31, 1987;

Marion F. Oki to the Board of Barbers, term to expire December 31, 1987;

Rick Hoo to the Board of Cosmetology, term to expire December 31, 1987;

Warren M. La France to the Board of Electricians and Plumbers, term to expire December 31, 1984; and

Thomas P. Papandrew and Rodney M. Kawamura to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, terms to expire December 31, 1987,

seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 725-84 (Gov. Msg. No. 296):

Senator Cobb moved that Stand. Com. Rep. No. 725-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations to the Policy Advisory Board for Elderly Affairs of the following:

George K. Kawelo, Sr., term to expire December 1986; and

Raymond M. Hightower, Jaime Vergara, Shimeji Kanazawa and Diana McKeague, terms to expire December 31, 1987,

seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 726-84 (Gov. Msg. No. 313):

Senator Cobb moved that Stand. Com. Rep. No. 726-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations to the Commission on Manpower and Full Employment, of the following:

Rodney E. Hustead, term to expire June 30, 1986; and

Doris K. Nakayama, term to expire

June 30, 1985,

seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 727-84 (Gov. Msg. No. 309):

Senator Cobb moved that Stand. Com. Rep. No. 727-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nomination of Geraldine Ah Sam to the Board of Vocational Rehabilitation, term to expire December 31, 1987, seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 744-84 (Gov. Msg. No. 167):

Senator Cobb moved that Stand. Com. Rep. No. 744-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations of Melvin D. Kalahiki and Eleanor K. Ahuna to the Hawaiian Homes Commission, terms to expire December 31, 1987, seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 745-84 (Gov. Msg. No. 261):

Senator Cobb moved that Stand. Com. Rep. No. 745-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nomination of Walter S. Zane to the Advisory Council for Housing and Construction Industry, term to expire December 31, 1986, seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 749-84 (Gov. Msg. Nos. 183 and 213):

Senator Cobb moved that Stand. Com. Rep. No. 749-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations of the following:

Hallet Hammatt, Ph.D. and Pauline King, Ph.D. to the Hawaii Historic Places Review Board, terms to expire January 1, 1988; and

Fred G. Cachola, Jr. and Linda Nishigaya to the Hawaii Historic Places Review Board, terms to expire January 1, 1988,

seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 750-84 (Gov. Msg. No. 141):

Senator Cobb moved that Stand. Com. Rep. No. 750-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nomination of Richard B.F. Choy to the Land Use Commission, term to expire December 31, 1987, seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 751-84 (Gov. Msg. No. 246):

Senator Cobb moved that Stand. Com. Rep. No. 751-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nomination of Toru Suzuki to the

Land Use Commission, term to expire December 31, 1987, seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 752-84 (Gov. Msg. No. 303):

Senator Cobb moved that Stand. Com. Rep. No. 752-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nomination of Leonard H. Zalopany to the Board of Land and Natural Resources, term to expire December 31, 1987, seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 753-84 (Gov. Msg. No. 308):

Senator Cobb moved that Stand. Com. Rep. No. 753-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nomination of Stella L. T. Asahara to the Western Interstate Commission for Higher Education, term to expire December 31, 1987, seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 754-84 (Gov. Msg. No. 307):

Senator Cobb moved that Stand. Com. Rep. No. 754-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nomination of Robin K. Campaniano to the Board of Regents, University of Hawaii, term to expire December 31, 1987, seconded by Senator Soares.

The motion was put by the Chair

and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 755-84 (Gov. Msg. No. 208):

By unanimous consent, action on Stand. Com. Rep. No. 755-84 recommending that the Senate advise and consent to the nomination of Roland Higashi to the Board of Land and Natural Resources, in accordance with Gov. Msg. No. 208, was deferred until Wednesday, April 18, 1984.

Standing Committee Report No. 770-84 (Gov. Msg. Nos. 143, 148, 248, 249, 304 and 305):

Senator Cobb moved that Stand. Com. Rep. No. 770-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations of the following:

Lucille B. Cooper to the State Foundation on Culture and the Arts, term to expire December 31, 1987;

Willa F. Tanaka to the Board of Public Broadcasting, term to expire December 31, 1989;

Katharine T. Cannon Eger to the Library Advisory Commission, County of Maui, term to expire December 31, 1987;

Rochelle Lee Gregson to the Board of Public Broadcasting, term to expire December 31, 1984;

Al Harrington and Teruo Ihara, Ph.D. to the Board of Public Broadcasting, terms to expire December 31, 1989;

Masaru Yokouchi and Nancy Kennedy to the State Foundation on Culture and the Arts, terms to expire December 31, 1987;

Harry A. Mattson to the State Foundation on Culture and the Arts, term to expire December 31, 1985; and

Danette K. Rayford and Helen K. Matthews to the Library Advisory Commission, City and County of Honolulu, terms to expire December 31, 1987,

seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 771-84 (Gov. Msg. No. 310):

Senator Cobb moved that Stand. Com. Rep. No. 771-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations of Robert A. McFarlane and Henry S. Kibota to the Stadium Authority, terms to expire December 31, 1987, seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 779-84 (Gov. Msg. Nos. 237, 238, 239, 240, 2341, 243, 244 and 274):

Senator Cobb moved that Stand. Com. Rep. No. 779-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations of the following:

Howard K. Tamashiro to the Board of Hearing Aid Dealers and Fitters, term to expire December 31, 1987;

George Kimata, M.D. to the Board of Hearing Aid Dealers and Fitters, term to expire December 31, 1984;

Carolyn U. Canubida to the Board of Hearing Aid Dealers and Fitters, term to expire December 31, 1986;

William Neil Rapozo to the Motor Vehicle Industry Licensing Board, term to expire December 31, 1987;

Adrian P. Awai and Will E. Miyake to the Motor Vehicle Repair Industry Board, terms to expire December 31, 1987;

Tomi S. Haehnlén and Robert B. Desuacido to the Board of Nursing, terms to expire December 1986;

Sylvia Karen Shimonishi to the Board of Pharmacy, term to expire December 31, 1987;

Peter N. Yanagawa and Douglas R. Sodetani to the Real Estate Commission, terms to expire December 31, 1987;

Roger M. Kondo, D.V.M. to the Board of Veterinary Examiners, term to expire December 31, 1987; and

Donald D. Chapman to the Board of Registration of Professional Engineers, Architects, Land Surveyors, and Landscape Architects, term to expire December 31, 1987,

seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 780-84 (Gov. Msg. Nos. 233, 280, 281, 282, 283 and 284):

Senator Cobb moved that Stand. Com. Rep. No. 780-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations of the following:

Harvey T. Sato, D.C. to the Board of Chiropractic Examiners, term to expire December 31, 1987;

Francis R. Borges to the Elevator Mechanics Licensing Board, term to expire December 31, 1987;

Edwin H. Nakano to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, term to expire December 31, 1987;

Christian L. Gulbrandsen, M.D. to the Board of Medical Examiners, term to expire December 31, 1987;

Edward Aiko Tanaka, Sr. to the Pest Control Board, term to expire December 31, 1987; and

Kenneth A. Bohlin to the Board of Pilot Commissioners, term to expire December 31, 1985,

seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Toguchi and Henderson).

Standing Committee Report No. 823-84 (Gov. Msg. Nos. 99, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 209, 210, 220, 251, 252, 253, 254, 255, 256, 258, 259, 260, 270, 275, 287, 288, 289, 290, 291, 292, 293, 294, 306, and 312)):

Senator Cobb moved that Stand. Com. Rep. No. 823-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations of the following:

Nora L. Tejero to the East Honolulu Subarea Health Planning Council, term to expire December 31, 1986;

Erika Eberly and Rose Ann Poyzer to the Board of Health, terms to expire December 31, 1987;

Leonard P. Paresa, Sr., Marvin B. Hall, and Shaina V. Caporoz to the Statewide Health Coordinating Council, terms to expire December 31, 1987;

John A. Imoto to the East Honolulu Subarea Health Planning Council, term to expire December 31, 1987;

Harry H. Imy and Herita Agmata to the West Honolulu Subarea Health Planning Council, terms to expire December 31, 1987;

Melvin Y. Nishimoto to the Central Oahu Subarea Health Planning Council, term to expire December 31, 1987;

David H. Luehr and Edward Tsukasa to the Windward Oahu Subarea Health Planning Council, terms to expire December 31, 1987;

John J. Volanti to the Waianae Coast Subarea Health Planning Council, term to expire December 31, 1987;

Richard Johnston to the Kauai County Subarea Health Planning Council, term to expire December 31, 1987;

Jack H. Houtz to the County Hospital Management Advisory Committee, City and County of Honolulu Hospital System, term to expire December 31, 1987;

Roy A. Forbes to the County

Hospital Management Advisory Committee, Hawaii County Hospital System, term to expire December 31, 1987;

Franklin Sunn to the State Planning Council on Developmental Disabilities, term to expire December 31, 1986;

Robert Sing Jung Hu and Eugene R. Uemura to the Advisory Commission on Drug Abuse and Controlled Substances, terms to expire December 31, 1987;

James K. Asato to the Drug Product Selection Board, term to expire December 31, 1987;

John Bose II to the Environmental Council, term to expire December 31, 1986;

Royce S. Fukunaga to the Environmental Council, term to expire December 31, 1987;

Kenneth Ishizaki to the Environmental Council, term to expire December 31, 1985;

Noboru Iwami to the Environmental Council, term to expire December 31, 1987;

R. Chris Jansen to the Environmental Council, term to expire December 31, 1985;

Jack Kellner to the Environmental Council, term to expire December 31, 1987;

Bert Y. Kimura, Ph.D., to the Environmental Council, term to expire December 31, 1985;

George Krasnick to the Environmental Council, term to expire December 31, 1986;

Wayne P. Law to the Environmental Council, term to expire December 31, 1986;

Leonard K.P. Leong to the Environmental Council, term to expire December 31, 1987;

Jacob M. Manegdeg to the Environmental Council, term to expire December 31, 1987;

Wally Miyahira to the Environmental Council, term to expire December 31, 1985;

James W. Morrow to the Environmental Council, term to expire December 31, 1986;

Cynthia H.H. Thielen to the Environmental Council, term to expire December 31, 1986;

Charlotte L. Townsend to the Commission on the Handicapped, term to expire December 31, 1987;

Curt T. Tagawa to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, term to expire December 31, 1987;

Elizabeth Kuulei Bell to the Board of Health, term to expire December 31, 1987;

Alice L. Deppe to the Board of Radiologic Technologists, term to expire December 31, 1987;

Zecil Kaplan and Samuel E. Meyer to the County Hospital Management Advisory Committee, Kauai County Hospital System, terms to expire December 31, 1987;

John P. O'Brien and Theodore I. Sakai to the Advisory Commission on Drug Abuse and Controlled Substances, terms to expire December 31, 1987;

Mark Sperry, Joseph A. Grote, M.D., Eleanor L. Nelson, and Theodore T. Inouye to the State Emergency Medical Services Advisory Committee, terms to expire December 31, 1987;

Jack Tadashi Matsui, Lydia Sumiko Ranger, and Sidney Jane Berg to the Commission on the Handicapped, terms to expire December 31, 1987;

Tomoe Komata, Rix Maurer, III, and Dean M. Matsushima to the East Honolulu Subarea Health Planning Council, terms to expire December 31, 1987;

Bonnie-Jay Sanchez, Merlyn E. Raco, William Thomas Takaba, Katherine Grace Takehiro, and Robert M. Kawakone to the Hawaii County Subarea Health Planning Council, terms to expire December 31, 1987;

Mark Onaka to the Hawaii County Subarea Health Planning Council, term to expire December 31, 1987;

Rizalino R. Vicente to the County Hospital Management Advisory Committee, City and County of Honolulu Hospital System, term to expire December 31, 1987;

Fred J. Koehnen to the County Hospital Management Advisory

Committee, Hawaii County Hospital System, term to expire December 31, 1987;

Viola M. Watson to the County Hospital Management Advisory Committee, Hawaii County Hospital System, term to expire December 31, 1986;

Joseph Pontanilla to the County Hospital Management Advisory Committee, Maui County Hospital System, term to expire December 31, 1987;

Amy Higuchi to the State Planning Council on Developmental Disabilities, term to expire December 31, 1987;

Masayoshi Fujita to the State Planning Council on Developmental Disabilities, term to expire December 31, 1987;

Edith Dung to the State Planning Council on Developmental Disabilities, term to expire December 31, 1987;

Leslie S. Matsubara to the State Planning Council on Developmental Disabilities, term to expire December 31, 1987;

Mark Yasuo Yabui to the State Planning Council on Developmental Disabilities, term to expire December 31, 1987;

Steven H. Muranaka to the State Planning Council on Developmental Disabilities, term to expire December 31, 1986;

Patricia D.G. Otake to the State Planning Council on Developmental Disabilities, term to expire December 31, 1987;

Elaine Wilson to the State Planning Council on Developmental Disabilities, term to expire December 31, 1987;

Carolyn H. Bockhaut to the State Planning Council on Developmental Disabilities, term to expire December 31, 1986;

Helen Alexina Dye to the State Planning Council on Developmental Disabilities, term to expire December 31, 1986;

Lura L. O'Connell to the State Planning Council on Developmental Disabilities, term to expire December 31, 1986;

Katherine Anne O'Reilly to the State Planning Council on Developmental Disabilities, term to expire December 31, 1987;

Camille Hansen Almy to the State Planning Council on Developmental Disabilities, term to expire December 31, 1987;

Betsy A. Cotter to the State Planning Council on Developmental Disabilities, term to expire December 31, 1986;

Amy M. Sakihama to the State Planning Council on Developmental Disabilities, term to expire December 31, 1987;

Charles K. Fu to the Kauai County Subarea Health Planning Council, term to expire December 31, 1984;

Erica C. Jones to the State Planning Council on Developmental Disabilities, term to expire December 31, 1986;

Nadine C. Bruce, M.D., and Ernesto M. Espaldon, M.D., to the Drug Product Selection Board, term to expire December 31, 1987;

Harold S.Y. Hee to the Statewide Health Coordinating Council, term to expire December 31, 1985;

Glenn M. Lovejoy to the Statewide Health Coordinating Council, term to expire December 31, 1986;

Masao Watanabe to the Statewide Health Coordinating Council, term to expire December 31, 1986;

Minoru Inaba to the Statewide Health Coordinating Council, term to expire December 31, 1987;

Richard S. Higashi to the Statewide Health Coordinating Council, term to expire December 31, 1987;

Albert P. Moniz to the Statewide Health Coordinating Council, term to expire December 31, 1987;

Eugene Yamamoto to the Statewide Health Coordinating Council, term to expire December 31, 1987;

Peter A. Sybinsky, Ph.D., to the Statewide Health Coordinating Council, term to expire December 31, 1987;

Sue Carpenter Quinn to the Central Oahu Subarea Health Planning Council, term to expire December 1986;

Leilani T. Nishimura to the Central Oahu Subarea Health Planning Council, term to expire December 31, 1987;

David Edward Gire to the Central Oahu Subarea Health Planning Council, term to expire December 31, 1987;

Chiseno Eleanor Miyasaki to the Central Oahu Subarea Health Planning Council, term to expire December 31, 1987;

Ronald H. Takata to the Central Oahu Subarea Health Planning Council, term to expire December 31, 1987;

Mark J. O'Donnell to the Waianae Coast Subarea Health Planning Council, term to expire December 31, 1985;

Armand Richaud Hernandez, M.D., to the Waianae Coast Subarea Health Planning Council, term to December 31, 1986;

Joyce E. Allosada to the Waianae Coast Subarea Health Planning Council, term to expire December 31, 1987;

Victor G. Romley to the Waianae Coast Subarea Health Planning Council, term to expire December 31, 1987;

Joseph V. Scazzola, M.D., to the Hawaii County Subarea Health Planning Council, term to expire December 31, 1986;

Barbara Centeio Yamashita, Warren K. Orikasa, and Clarence S. Cravalho to the Maui County Subarea Health Planning Council, terms to expire December 31, 1987;

Sally Britton, Claire Ueno, and Richard K. Nii to the Kauai County Subarea Health Planning Council, terms to expire December 31, 1987;

Winifred H. Ishimoto and Kathleen K. Yoshitomi to the West Honolulu Subarea Health Planning Council, terms to expire December 31, 1987; and

Phil Palmer to the Kauai Subarea Health Planning Council, term to expire December 31, 1987,

seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Henderson and Toguchi).

Standing Committee Report No. 824-84 (Gov. Msg. Nos. 300, 301, 302, and 311):

Senator Cobb moved that Stand. Com. Rep. No. 824-84 be received and placed on file, seconded by Senator Soares and carried.

Senator Cobb then moved that the Senate advise and consent to the nominations of the following:

Abe Sakai to the Board of Examiners of Nursing Home Administrators, term to expire December 31, 1984;

Marilyn E. Miller to the Board of Examiners of Nursing Home Administrators, term to expire December 31, 1987;

Roy M. Shimotsukasa to the Pest Control Board, term to expire December 31, 1987;

Joseph F. Blanco to the Real Estate Commission, term to expire December 31, 1987; and

Randy Kook Do Chun to the Board of Acupuncture, term to expire December 31, 1987,

seconded by Senator Soares.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Aki, Henderson and Toguchi).

At 10:55 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:01 o'clock a.m.

Standing Committee Report No. 747-84 (H.C.R. No. 110, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 747-84 and H.C.R. No. 110, H.D. 1, was deferred to the end of the calendar.

Standing Committee Report No. 814-84 (S.C.R. No. 98, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 814-84 was adopted and S.C.R. No. 98, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING

A STUDY ON THE FEASIBILITY OF ALLOWING CORPORATIONS TO REPRESENT THEMSELVES IN COURT," was adopted.

Standing Committee Report No. 815-84 (S.R. No. 121, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 815-84 was adopted and S.R. No. 121, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ALLOWING CORPORATIONS TO REPRESENT THEMSELVES IN COURT," was adopted.

Standing Committee Report No. 816-84 (S.C.R. No. 99):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 816-84 was adopted and S.C.R. No. 99, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF USING MEDIATION IN CHILD CUSTODY CASES," was adopted.

Standing Committee Report No. 817-84 (S.R. No. 113):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 817-84 was adopted and S.R. No. 113, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF USING MEDIATION IN CHILD CUSTODY CASES," was adopted.

Standing Committee Report No. 818-84 (S.R. No. 165)

On motion by Senator Aki, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.R. No. 165, entitled: "SENATE RESOLUTION REQUESTING THE OFFICE OF THE LEGISLATIVE AUDITOR TO REVIEW THE FORESTRY AND WILDLIFE ORGANIZATION IN COOPERATION WITH THE WILDLIFE MANAGEMENT INSTITUTE," was referred to the Committee on Legislative Management.

Standing Committee Report No. 819-84 (S.C.R. No. 130):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 819-84 was adopted and S.C.R. No. 130, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE LEGISLATIVE AUDITOR TO REVIEW THE FORESTRY AND WILDLIFE ORGANIZATION IN

COOPERATION WITH THE WILDLIFE MANAGEMENT INSTITUTE," was adopted.

Standing Committee Report No. 820-84 (S.R. 160, S.D. 1):

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.R. No. 160, S.D. 1, entitled: "SENATE RESOLUTION RELATING TO THE USE OF ALCOHOL BY YOUNG PEOPLE," was referred to the Committee on Legislative Management.

Standing Committee Report No. 821-84 (S.R. 161, S.D. 1):

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.R. No. 161, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON JUDICIARY TO REVIEW AND EVALUATE HAWAII'S JUDICIAL SELECTION AND RETENTION SYSTEM," was referred to the Committee on Legislative Management.

Standing Committee Report No. 822-84 (S.C.R. 125, S.D. 1):

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.C.R. No. 125, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE SENATE COMMITTEE ON JUDICIARY TO REVIEW AND EVALUATE HAWAII'S JUDICIAL SELECTION AND RETENTION SYSTEM," was referred to the Committee on Legislative Management.

At 11:05 o'clock a.m., the Senate stood in recess subject to the all of the Chair.

The Senate reconvened at 11:08 o'clock a.m.

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

THIRD READING

House Bill No. 1947-84:

At this time, the Chair stated: "There is a one-day deferment on this bill. The Chair would like to apologize for this deferral because the Chair had stated yesterday that it was time to vote. However, I did move the session back this morning from 11:30 to 10:00 a.m. and it was not possible for everyone to get

prepared to discuss the matter. Therefore, with your indulgence, we will defer it for the last time until tomorrow."

By unanimous consent, action on House Bill No. 1947-84, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 12, OF THE HAWAII CONSTITUTION, TO ALLOW GREATER FLEXIBILITY IN SCHEDULING THE DEADLINE FOR INTRODUCING BILLS," was deferred until Wednesday, April 18, 1984.

House Bill No. 1755-84:

By unanimous consent, action on H.B. No. 1755-84, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred until Wednesday, April 18, 1984.

Standing Committee Report No. 747-84 (H.C.R. 110, H.D. 1):

Senator Kuroda moved that Stand. Com. Rep. No. 747-84 be adopted and H.C.R. 110, H.D. 1, be adopted, seconded by Senator Aki.

Senator Abercrombie then offered the following amendment:

Floor Amendment No. 1 to H.C.R. 110, H.D. 1 reads as follows:

"SECTION 1. House Concurrent Resolution No. 110, H.D. 1, is amended as follows:

1. By inserting two WHEREAS clauses on page 1 after the sixth WHEREAS clause to read:

'WHEREAS, Section 171-43.1, Hawaii Revised Statutes, allows the Board of Land and Natural Resources to lease without recourse to public auction to any eleemosynary organization for charitable, religious, or educational purposes; and

WHEREAS, Section 171-44, Hawaii Revised Statutes, allows the Board of Land and Natural Resources to directly lease without recourse to public auction lands set aside under executive orders for recreation-residence use for a period not to exceed twenty years; and'

2. By deleting the seventh WHEREAS clause on page 1 and inserting two WHEREAS clauses to read:

'WHEREAS, the Legislature finds that the utilization of the former Hale Mohalu site for mixed uses, including youth athletic and other recreational activities along with a residential facility for Hansen's Disease patients, is in the public's best interest and in accord with past legislative findings and appropriations; and

WHEREAS, testimony indicates that both Hansen's Disease patients and people in the surrounding community are willing to share the land and that the Sisters of St. Francis and other eleemosynary groups are willing to provide the organizational structure for lease of a residential facility; now, therefore,'

3. By deleting the eighth WHEREAS clause.
4. By adding at the end of the BE IT RESOLVED clause after the words 'to lease the former Hale Mohalu site' the following: 'eleemosynary organizations for the purpose of providing 1) youth athletic and other recreational activities, and 2) residential care to Hansen's Disease patients; and', and delete the original language."

At 11:10 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:07 o'clock p.m.

Senator Abercrombie moved that the amendment be adopted, seconded by Senator Carpenter.

Senator Abercrombie spoke in favor of the amendment as follows:

"Mr. President, and members, we have before us today what constitutes yet another chapter in the continuing struggle to see to it that some measure of justice and equity can exist for the patients of Hale Mohalu, Hansen's disease patients, leprosy patients.

"Mr. President, in order to establish a context for the purpose of public record, I need to go into just a bit of history for perspective's sake in the hopes that when I am through and perhaps other speakers are through, that those of you who have

an open mind on this subject will conclude that this is a reasonable and prudent approach. I want to additionally preface what I have to say, Mr. President, by indicating that I'm not trying to obviate in any way the sense of the resolution as it appears with respect to utilization of a portion of the land in question for youth recreational activities. On the contrary, I think the amendments to the resolution are entirely compatible with that worthy goal; nor are my remarks intended to be a commentary in any way derogatory or negative with respect to the desire of the people and groups and individuals associated with these youth activities, principally sports activities, in any way to indicate other than to indicate that their motives are those which reflect strong community spirit.

"I think it's unfortunate, Mr. President, that we're being put in a position that by rejecting this amendment, if one was to vote to reject it, that the resolution comes out in an all or nothing position, and that's what you'll be asked to vote for. If we reject the amendment and vote for the resolution in its original form, it will be saying that the sense of the Legislature is that there is one solution and one solution only to this one view and one view only; one avenue and one avenue only.

"It is to say in addition, Mr. President, and I find this particularly unfortunate in the context of the remarks that I have just made...we will be saying that the decision in effect is already made; that we already know what government bodies are going to do; what commissions and boards are going to do; so our duty is to simply acquiesce to that. I think this will be put in the form probably of talking about the realities. If this is in fact the reality, what is the message that the people of this state will be getting? What is the message that these children who will play on these fields be getting?

"It said that if you can wire it up inside, the decision is already made regardless of whether someone comes to petition before the board, regardless of whether someone has a point of view.

"And I ask any of you, put yourselves in the position of coming before a board or commission in this state, thinking that you have a case to make, and asking merely to have the opportunity to do it, to contend with other individuals and groups

with their views and their propositions, to have the best proposition win out, or, as so often happens in the halls of this Legislature and in other community organizations, you work out a compromise. You have an opportunity, once you hear the other person's point of view, to say, 'Well, look, I didn't realize necessarily that that's what you wanted. I think I can accommodate that. How about if we try to combine what we want to do in some fashion.' And they're given the opportunity to do it. That's why we have public hearings.

"Mr. President, how many of us have gone into hearings, gone into an issue, thinking that we already knew what we wanted to do, and as a result of the discussion that took place, as a result of the propositions that came back and forth, decided either to change our minds about what we wanted to do or found out that our position and someone else's position was not all that incompatible; that it was in fact possible to come to a mutually satisfactory conclusion (I almost said collusion; it's probably on my mind), but come to a mutually satisfactory conclusion, mutually satisfactory, not maybe the best possible thing that you think could ever have occurred, but nonetheless something that you can live with and advances the public purpose, and something that you can defend on that basis. That's all we're asking to do in terms of the bottom line with respect to this amendment...these series of amendments...I should say additions, really, that is what it amounts to, to the resolution. It gives the opportunity to the patients and their supporters which covers a pretty broad range of individuals, including members on this floor who might up until the time of this vote, feel and vote positively on the original amendment is all that was available to them.

"I think that if you read the amendment carefully, you will see that there is nothing that obviates in any way the opportunity or the desirability in terms of a vote and what it means for this youth group to have its recreational facilities there. Now, why is it then that I think, and I'm sure others on the floor think, it's so important to include that opportunity to make their case for the patients. Mr. President, I've had occasion, as I think you know and many of the members know, but some who are just recently in the Legislature may not be as familiar with, I've had occasion to go over the

history in detail of the land there at Hale Mohalu. I do not want to recite all of it. I want to recite simply a couple of pertinent historical instances, fact, if you will, that I think will bring perspective.

"The review of the acquisition of Hale Mohalu, then, goes back to 1949 when the Department of Health first began operating Hale Mohalu which, by the way, is known as the 'house of comfort', as a leprosy facility in Pearl City. In 1946 the United States Navy optioned, if you will, this approximately 11.2 acres of land, to the Territory of Hawaii; and it has since then been a treatment center for patients both at Hale Mohalu itself, a small number of patients, and for those who are living at Kalaupapa who come to Oahu, either for medical treatment or for respite activities visiting families, etc., holiday get-togethers, and so on. As you can well imagine, it's much more difficult to get an entire family together and fly to Molokai than it is if someone is physically capable at Kalaupapa to come to Oahu; and Hale Mohalu has provided that.

"Now, in June of 1955 the Board of Health formally applied for the purchase of the property for it to use as a leprosy hospital. The application for the purchase of real property stated specifically and I'm quoting, 'The Legislature of the Territory had been very reluctant about making any substantial appropriation for permanent improvements or construction because the facility is operated by the Territory on a tenant-at-will basis. Our long-range plan, after acquiring title to this property is to seek an appropriation from the Legislature of the Territory of Hawaii to put up a permanent hospital plan. This site is eminently suitable for a Hansen's Disease isolation facility in accordance with modern day thinking regarding isolation technique for a leprosarium.'

"The reason I cite that in detail, Mr. President, is that people can say, and quite rightly, the circumstances with respect to leprosy at that time and today are quite different. We no longer have an isolation policy for leprosy patients. We no longer have the necessity of a permanent leprosarium hospital at Hale Mohalu. The interesting part to me of this whole question has been that the leprosy patients have constantly recognized that there have been changes and they have adjusted to that. They haven't said, 'No, no, the original deed said that we were

supposed to have the whole 11 acres for a hospital and that's what we want, and we don't want to recognize any changes that have taken place, either in our own care or in the way we're regarded by society, or in medical advances,' including, when I say medical advances, those instances of outpatient care and residential facilities and care facilities, changes in the manner in which the disease, as well as other diseases, are handled. On the contrary, patients have over and over again tried to recognize the contemporary circumstances. It's kind of a really savage irony, Mr. President, that we don't seem to recognize that there's any flexibility on our part towards the patients. They've been flexible. They have reduced, if you will, from what is an historical point of view, full-fledged claim to the land, as such. I won't go into further detail with respect to that.

"I hope that the members will take my word for it that I could cite at some length from the quitclaim deed and all the rest of it, what the history of Hale Mohalu is and why it is eminently suitable for the kind of residential care proposal, which is the contemporary 1980's approach.

"Suffice it to say, Mr. President, that the present operation of the Health Department, with respect to patient care, is inefficient. It is inefficient particularly from the fiscal point of view. We are spending far too much money, money which need not get spent. And I want to point this out too in asking you to vote favorably in terms of the amendment.

"The patients have been leading the fight to reduce the cost of their care. All over the country, we find people...you can see it on '60 Minutes,' you can see it on national reports, we see it on reports that are done in our own committees about inefficiencies, about fraud taking place, people taking advantage, arguments about welfare and all the rest of it, that it costs too much, that people take advantage...and here's a group of people who probably, if they kept quiet about it, could have virtually anything in terms of expenditures made because people feel a tremendous sense of obligation toward them, especially in the State of Hawaii. But, they have been in the forefront and actually arguing that you do not need to spend as much money on us in terms of care as is being spent. They're the ones that's been pushing the efficiency side of it. I think that deserves

recognition. That's why they want this facility. It's not simply that they'd like to have some house of comfort that suits them. What they're saying is that they can make a case in medical terms and in fiscal terms associated with it that can show any objective person that the kind of proposal they're making benefits the state, benefits them, benefits the taxpayers. Now that seems to me they deserve recognition. That's what they're asking for the opportunity to do.

"Again, I place it before you that all the amendments do is ask for the opportunity to be able to make a presentation before the DLNR on the assumption that the fix is not in; that everybody already knows what's going to happen, so why bother. If that's the case, as I say, what kind of a message is it that's being given to the children who will ostensibly benefit from the recreational facilities that will be provided for them. Mr. President, I again will hope that the members will take my word that I do have before me, and I think those who were at the committee hearings, both in Health and Tourism, are aware that there are very specific plans, very specific details with respect to a proposal for the residential care facility that have had an examination of personnel services, operating expenses, including utilities, of contracted services; and I might say, by the way, Mr. President, that's more than the Department of Health can say. The Department of Health has professionals which we pay, and again I point out to members on the floor, we have people that are civil service employees, we have people that are public employees, we have directors, assistant directors, deputies, we have consultants. The patients and their supporters come up with detailed expenditure plans, detailed construction plans, and yet the Department of Health, going back, if I'm trying to be kind, just to 1978 when they first tried to remove the people, 1978 to 1984, six years, and we're still being promised by our Health Director that plans are in the works, that somehow, someday, someday, they're going to come up with a solution to all of this...after six years.

"My own view is, probably, I want to state parenthetically, we should turn the whole leprosy program over to leprosy patients. They all seem to be the only ones that are interested in doing it efficiently and getting the plan done. The Department of Health

hasn't done anything. They've complained about the leprosy patients. One of the ways that they could have obviated these complaints, by the way, is to have actually had something put down on paper and in detail...they certainly have the personnel and the funds for it. So, I beg the members' indulgence that they will accept the fact that such plans do exist and that people have indicated that they would like merely the opportunity to make a presentation to the board to indicate that they too will come up with their eleemosynary organization, they too will come up with their plan.

"I ask the members, then, to look at the additional whereas's because what is cited in the original resolution is 171-43, lease of camp sites or sites for youth athletic and/or educational activities. All of that is quite correct. I do not dispute any of that. I've indicated as much to the chairman of the Tourism Committee. What I want to ask you to do, Senators, is take a look at what comes next, 171-43.1, lease to eleemosynary organizations', and it states that the board may lease by direct negotiation and without recourse to public auction to any public lands to be used for charitable, religious or educational purpose to an eleemosynary organization which has been certified by the Director of Taxation, etc.

"All I'm saying here is that there are organizations and individuals in this state who stand ready, if given the opportunity, to try to put together a plan in terms of support for this proposal before the land board. They merely ask the opportunity, and that's what this resolution would do. Again, people at the hearing realize that they are willing to make this opportunity. I want to point out parenthetically, as well, that the eleemosynary organization which is referred to in the resolution is also in the process of being formed and put together, and I think that's only proper. I understand that. So, they're merely asking for equal time, if you will, to do the same kind of thing.

"Then, one further point which is in the amendment, Senators, 171-44. And this is very important to my case that I'm presenting to you...the 'lease for recreation-resident use.' I want you to pay particular point to the emphasis that I'm making on the first few words. 'Notwithstanding any limitations to the contrary'...I will repeat, 'Notwithstanding any

limitations to the contrary, the Board of Land and Natural Resources may lease by direct negotiation and without recourse to public auction, lands within a state park or forest service or other lands set aside under executive orders' (as Hale Mohalu is), 'for recreation-residence use for a period not to exceed twenty years on such terms and conditions as may be prescribed by the board.'

"I ask you, is not then the amendment that is before you a reasonable one? Because indications have been made to you that the board can do only one thing, that mixed use is somehow either incompatible, organizationally speaking, planning-wise or legally. I want to point out to you that it is quite clear in the law that a mixed use orientation is not only entirely legal, but it is entirely proper in terms of policy of this state as embodied in the law. That's what the law says. If the law says that a mixed use is possible, if it says notwithstanding any other limitations...now that refers to legal limitations, as well as policy. Notwithstanding, that can be done. In other words, a mixed use is entirely possible if it's deemed in the public interest by the Board of Land and Natural Resources. Don't these folks deserve the opportunity to make that application? Should any citizen or any group be precluded from the opportunity to make it? Would you like that to happen to you? Would you like that to happen to your family or any of your constituents or organizations of which you are a part? I don't think so.

"So, I cite that, again, not in the spirit of trying to overcome or obviate or neutralize the resolution as put forth by the chairman of the Tourism Committee, but rather in the spirit of saying, let these people have the opportunity to also make their case, and perhaps even come to some kind of conclusion with those who would make up part of the youth group which is mutually beneficial and acceptable to them.

"I want to indicate just one or two more points, Mr. President, in favor of the amendment as it exists. There are other resolutions. One of the resolutions is being held at the present time by the chairman of the Health Committee because he would like to see what the sentiment is on the floor on this resolution because this resolution came out first. I think that it is clear to those of you who were at the Health Committee meeting that the sense of the Health

Committee resolution, should it come forth, would be to support a mixed use application in the sense that it would ask for a master plan. I have not already pointed out in my remarks that a master plan did, in fact, exist, I will do so now.

"Again, one of the ironies as pointed out earlier today and at other times by Senator Carpenter who has had experience in this area, is that a master plan in fact did exist in the past. I have a draft copy of it, Mr. President, and again I ask the members' indulgence that it in fact exists and I have it here on my desk at the bottom of my rather thick folder here. And that this draft plan, properly known as the Aotani Report, paid for at a cost of some \$55,000 at the time. I'm sure if we look back in those days, it is a real bargain compared to these days, but that recommended mixed use. So the state asked for a plan, got a consultant; the consultant came in and said, mixed use...mixed health use, including recreational little league field. In fact, I even have drawings. I know where the little league field is supposed to be, or fields, rather, more than one.

"The patients were looking forward to that. That's why there's nothing incompatible in the original resolution with the citation of the appropriation for \$50,000, I believe approximately \$50,000, for the operation of this little league facility. The patients were looking forward to that coming about. We already had a master plan. We had in the Health Committee testimony that this would be a useful approach and that mixed use approach...there's nothing exotic about it; there's nothing unique about it; it in fact has been up until the advent of this resolution the probability as to what usage would be.

"I ask you to remember, Senators, that if the Health Department had not given over the land to DLNR we would have a mixed use plan before us this very day. We would have before us a mixed use plan, everything from dealing with handicapped and retarded children to respite care to youth recreational activities, etc.

"Now, the last thing I want to cite to you in terms of the resolution is the resolution from OHA. OHA has also made a resolution which states in part, 'Therefore be it resolved, the Office of Hawaiian Affairs endorse and support joint use of health related programs with Hansen's Disease patients at Hale Mohalu,' and I will

not read the whole resolution, just to point, I think, that it is pertinent for purposes of our discussion, and indicate as well one of the whereas's: 'Whereas the proposed plan will require only a small portion of the 11 acres of Hale Mohalu land, while the rest of the land could be used for appropriate health care and community services.' Isn't it in the spirit of what we try to do here to say, 'Look, let's share.'

"I can't believe, ladies and gentlemen, I cannot believe that the children who will use that 11 acres really want to prevent the leprosy patients of the state from having a little house on a little portion of that land, to be able to come over. I don't believe that. I don't believe that for a second. I really don't believe that the adults involved have any such intention. What they want is an opportunity for those children to have recreational opportunity. And I cannot believe in this state, in this day and age, under these circumstances, that anybody would want to deny the opportunity to someone else to share that land, especially those who have been associated with it historically and all the rest.

"Mr. President, I want to conclude with a few remarks just indicating that on this floor, already this year, we've passed legislation about mixed use already. We have live-in parks. There are difficulties associated with it. Yes, I really don't think the patients and the little league first basemen and women are going to have a battle over where the base pad should be, or what time the games should take place. We all know that we've passed mixed use legislation this year. We all know that there are parks now that have people who can camp out and who can go hiking, who can have picnics, where there's environmental centers like Makiki Tantalus State Park. Mixed use is nothing in terms of unusual or unique. So, if we look at what we've already done this time, if we look at what we've done in the past, if we look at what's the right thing to do in terms of giving people an opportunity to make their case, it seems to me that passage of this amendment will accomplish all those goals and no harm whatsoever to the goals that are embodied in the original resolution.

"Thank you."

Senator Cayetano rose to speak against the amendment as follows:

"Mr. President, I can sympathize

with much of the statements made by the previous speaker. I don't think anyone in this Senate, Mr. President, or any member of this Senate who was a member of this house in 1979 need apologize for supporting the resolution and need apologize for voting against this amendment.

"In 1979, Mr. President, this Senate led the fight in the Legislature for Hale Mohalu. This Senate supported the patients of Hale Mohalu, and that could not have come about but for the efforts of the former chairman of the Health Committee, Senator Carpenter, and Senator Abercrombie who probably, I think, is the patients' most foremost advocate. But all of us here supported that position. We put \$600,000 into the budget. Our actions spoke louder than our words. That was our response to the pleas of the patients of Hale Mohalu. What was the administration's response? The Governor's response was to veto the line item appropriation. There was no pressure or sympathy here to try and override the Governor's veto. The Governor's response was not only a veto, but bulldozers.

"And since 1979 there has been a terrible and very painful battle between the patients of Hale Mohalu and the administration. It has gone to the courts, and the courts have ruled against the patients. What we have to separate here is, I think, the emotional aspect of the Hale Mohalu argument, and compare it or weigh it against what we are trying to do in terms of the resolution, unamended, in terms of getting the Department of Land and Natural Resources to lease that facility to a group, a community group, which would provide services of great benefit to hundreds, if not thousands, of children who engage in sports, whether it be little league baseball, football, soccer or whatever kind of sport little league engages in.

"The point I'm trying to make is that, as far as I am concerned, and I name Senators Abercrombie and Carpenter as being foremost in this battle for the support of Hale Mohalu, as far as I'm concerned, I was right up there with them. But I feel, at this particular point, that this matter has ended and as far as I'm concerned, the battle has ended, that we must go on to other matters and try to find a beneficial way to use that particular property.

"I see this amendment as being an extension of that battle. I do not want to get into it anymore. That is

the point that I'm trying to make. Any resolution that we pass is an expression of legislative intent. The resolution, authored by Senator Kuroda, myself, and supported by Senator Mizuguchi, speaks for itself in that respect. I might add, Mr. President, that Hale Mohalu is not in my district. My district is really adjoining the area; my constituents probably would not, or not many of them would, use this facility if it is ever built.

"But the time has come to go on to other things; the time has come for us to decide whether this battle has ended. And I think that this resolution should bring matters to a head and I hope that it does. Now, it is difficult to argue against the moral and emotional arguments made by Senator Abercrombie. I think that the patients, certainly, have a moral argument to their side of the story, but that has nothing to do with what the resolution speaks of.

"Mr. President, if the state administration today were to provide the patients at Hale Mohalu with the kind of facilities that the patients wanted, run it in the way that the patients want, but propose to put it on land other than Hale Mohalu, the matter will not be settled because I've concluded that, with the patients, the core of their argument is an emotional tie to the land itself. And therein lies the problem.

"So, I'm asking the members of the Senate, and it's not an easy decision for me because I supported Hale Mohalu all these years, I'm asking the members of the Senate to put this matter to rest once and for all. And we can do that by voting against this amendment, not extending this battle of futility anymore.

"Thank you."

Senator Kuroda also rose to speak against the amendment as follows:

"Mr. President, in response to the previous speaker who spoke in support of the amendment on the subject of the Health Department's attitude toward this particular land -- it is true that the Health Department representing the state administration has taken a position to provide health care services for Hansen's Disease patients at a hospital-like institution. It is true that the patients desire a more residential type atmosphere. What has not been mentioned, and I mention it now, is that although the previous speaker has criticized the

Health Department's procrastination and delay with regard to taking action, I believe the Health Department is now ready to take such action, which is to look for residential clusters to provide a residential atmosphere for those Hansen's Disease patients who do come to Oahu from Kalaupapa and who are now being cared for at Leahi.

"This proposal is seriously under consideration and I am satisfied in response to the question I asked, what is being done, because I do also care for the welfare of the Hale Mohalu patients. The proposal in this amendment is for mixed use of this land. The mixed use proposal will result in no action for the use of this land for several years. It has been laying unused for five or more years. If this land becomes available for recreational use, most of this area will be used for youngsters 6 to 12 years old. One generation of these youngsters already has been denied the use of this land. Will there be another generation or more than another? And I say this because if the state administration continues to take the position that the care for Hale Mohalu patients will be provided at a site other than the Hale Mohalu land, the delay will continue.

"Mr. President, I ask the Senators to vote against this amendment.

"Thank you."

Senator Carpenter then spoke in favor of the amendment as follows:

"Mr. President, I recognize the arguments that have been made by the previous speakers. Mr. President, I guess the decision is really one of, do you support the original resolution which really limits the use of the 11.2 acre parcel or property, or do we allow a mixed-use as was originally proposed through the Aotani Associates study, proposed by the administration of the State of Hawaii, the same administration that is in office today. The property abuts a major highway in the Pearl City area, which comprises some 11.2 acres, is rectangular in shape, and is cut into two parcels by a fairly large flood control channel which snakes through approximately the upper third. It would be physically impossible to accommodate the entire area into ball or playing fields, and will obviously require a certain amount of grading to be utilized for the sole purpose of recreational activities.

"Senate Resolution 77 in its 'Be it

resolved' clause states that the Board of Land and Natural Resources is requested to lease the former Hale Mohalu site to an eleemosynary organization for youth athletic and recreational activities, thereby giving the direction that, that and only that, use is the direction suggested, not suggested, but demanded by the Legislature.

"Mr. President, if that is the only use, then all of that 11.2 acres, presumably referred to as the former Hale Mohalu site, is to be used for that singular purpose. Mr. President, I suggest that a single eleemosynary organization having custody of some 11.2 acres will have a difficult, if not impossible, chance of raising the money to turn those areas into active pursuits in regards to recreation and athletic activities. At the most, the very most, that would be required for a fairly large athletic complex will be approximately five to seven acres, which means that a balance of some four acres, plus, will certainly be allowed to be used for other kinds of activities, and that's exactly what the Aotani Associates' study showed when they came up with a mixed use for that particular area.

"Every major organization, even minor organizations, was consulted relating to the concerns of various community groups in the general vicinity, and almost all agreed that the mixed-use concept had its purpose and could serve the purpose of the Pearl City and surrounding communities to good ends. Mr. President, we have not had any study between that time, the late 70's and today, other than the flat-out statements from the administration representatives, who have indicated that they would only allow certain kinds of uses in that area.

"Mr. President, I think what we are showing here and what is proposed here in the amendment is merely the allowance of mixed-use, with the decision to be made by the Board of Land and Natural Resources as to whether it conceptually agrees with a limited-use of that particular area or a larger array of use to serve the greater needs of the community.

"Thank you very much."

Senator Kawasaki also rose to speak in favor of the amendment and stated:

"Mr. President, I think Senators Abercrombie and Carpenter have very eloquently and competently outlined the case for the adoption of the

amendment. I'm a little regretful of the fact that the frame of reference is beginning to be very narrow. The argument seems to be Hale Mohalu versus recreation, and what the amendment actually does is to just maintain a semblance of flexibility so the decision-making body, the Board of Land and Natural Resources, can in their judgment on the basis of all data and information submitted to them, on the basis of all implementation programs and the concepts presented to them, decide how they are going to allocate this land, in what amounts, to what types of activities. This is all the amendment asks, that we maintain a semblance of flexibility.

"Perhaps some of the concepts outlined in the Aotani report for which the state's taxpayers have paid \$55,000...perhaps, some of that could be adopted. The amendment just wants a little flexibility. Just to say that we are going to keep this specifically for recreational purposes, I think, is retrogression back into the bread and circuses mentality. You know in ancient Rome, the great civilization deteriorated primarily because they, as I said, retrogressed into this bread and circuses mentality...let's keep the people entertained, not keep them apprised of really what was the festering problems in ancient Rome at that time.

"I think we may have to pay some attention to the possible use of that property at that site for some of these human services programs that some of the anxious applicants want to develop. Purely to say 11 acres should be exclusively set aside for recreational purposes, perhaps, isn't going to be the wisest thing for us to do when we look back decades later.

"And I don't know that the Leeward side is completely lacking of areas or facilities to entertain kids from six to ten years old or whatever. It seems to me there is a good-sized parcel of public park that is available -- Waimalu Park, I think they call it, opposite the shopping center there -- that perhaps might be even thought of as being set aside for purely recreational purposes envisioned by these young youth recreation groups.

"It seems to me, adopting this amendment here and to maintain the flexibility to enable the decision-making body, the Board of Land and Natural Resources, on the basis of information and plan submitted to them, to give them the re-

sponsibility of making decisions as to how, who, and how much of that land is going to be used, I think, is the most logical one. And for that reason I ask this Senate to consider the adoption of this amendment."

Senator Mizuguchi then rose to speak against the amendment as follows:

"Mr. President, I think the most painful thing that a Legislator has to go through is to take action or to vote on an issue that separates a group of individuals from their particular place in which they call home. And this is the case of the Hale Mohalu issue.

"We understand the patients' affinity for Hale Mohalu, but the actions of the administration, the courts, have already decided on this issue, and the Senators from the Pearl City area have already given you a historic perspective of this particular problem. It is now time for this Legislature to move on and to take action on House Concurrent Resolution 110, H.D. 1.

"I support the resolution because it keeps the Hale Mohalu site in open space. I would be against the resolution if the request was for housing developments or other kinds of public use on the land in question. We are just giving the Pearl City community an opportunity to utilize this land for recreational purposes and it keeps it in open space. And with this policy, if there's ever a change in policy from the Health Department, the Department of Land and Natural Resources or the next administration, then this particular issue can then be subsequently reviewed and addressed.

"It is for this reason, Mr. President, that I am voting against the amendment and supporting the original resolution. Thank you."

Senator Aki then stated: "Mr. President, I just want to say that I'm in favor of the amendment and ask that the remarks made by the proposer of the amendment be those of mine."

Senator Machida then rose and stated:

"Mr. President, I feel compelled to make a few remarks since the resolution and also a bill were before my committee, addressing this particular problem. I am not an advocate of building a residential care facility at

this point. That's the reason why I decided to hold the bill in my committee. I am, at this point, in a quandary. I would like to see, before any commitment is made by DLNR, a master plan be brought about.

"What the 11.2 acres...the configuration of that parcel...I'm not sure at this point whether it can accommodate a full recreational facility, and at the same time still provide a residential care facility for the Hansen's Disease patients. I'm not sure whether these two projects can be accommodated. And that's the reason why I supported a master planning of that parcel first.

"All I'm saying is that I'm supporting this amendment simply because if we pass the resolution in its present form, it precludes the consideration of a residential care facility for Hansen's Disease patients. I'd like to see this thoroughly investigated before we pass the resolution setting aside the full 11.2 acres for a recreational facility, so I'm supporting the amendment."

Senator Cayetano then remarked:

"Mr. President, just so there's no confusion as to what the board can and cannot do, the resolution is an expression of intent. This will not preclude, it is my understanding, any other applications from being considered by the board. The board will still have to make its own decision, consider the facts, weigh the facts, take into account the intent of the Legislature if this resolution passes. I see nothing in the law that will preclude the board, for example, from leasing only part of this facility to the present organizations spoken for in the resolution.

"So, what we're passing here is a resolution; what we're passing here is a resolution which states some intent; it is not legislation which precludes the board from acting in the manner in which it feels it must, after consideration of all of the facts."

Senator Abercrombie rose and stated:

"Just a final commentary then with respect to the last speaker's remarks. Mr. President, I think what he says is on the surface true if you refer only to the resolution, but if you refer to the committee report accompanying the resolution, which I think will be utilized by the board and if it remains without the

amendment, it is quite clear from the committee report what is intended, that the others will be set aside, and as indicated by the chairman of the Health Committee will preclude, for all intents and purposes, the Board of Land and Natural Resources' considering that the Legislature has any other intent or would ask the Board of Land and Natural Resources to entertain any other possibility.

"I think just a glance at the committee report makes that clear. That's why I think that the argument made by the Health chairman, over and above the other situation about preclusion, is the one which holds the most sway in terms of the logic of voting for the amendment."

The motion to adopt the amendment was put by the Chair and, Roll Call vote having been requested, failed to carry on the following showing of Ayes and Noes:

Ayes, 10. Noes, 15 (Ajifu, Cayetano, George, Hagino, Henderson, Holt, A. Kobayashi, B. Kobayashi, Kuroda, Mizuguchi, Soares, Solomon, Uwayne, Yamasaki and Wong).

Senator Kawasaki rose on a point of personal privilege and stated: "Mr. President, this is the first time I've seen this body really vote independently."

Senator Kuroda then remarked: "Mr. President, just a passing remark. This area used to be in the Senatorial District of Senators Young, Cayetano, Kuroda and Mizuguchi. It is now in mine. Under the new redistricting plan, it becomes Senator Mizuguchi's. Thank you."

Senator Abercrombie further stated:

"Mr. President, I'll speak against this resolution and indicate that this land belongs to the people of this state; it doesn't belong to any Senator. And maybe this is indicative of what's involved in the passage of this resolution. A case has been made previously with respect to the amendment that perhaps needs restatement at this time.

"I, for one, have been involved in discussions, whether as a member of a committee or as a vice chairman or chairman of a committee, where before we make decisions as to what to do about land and what kind of expenses are involved that we like to have, at least, a modicum of an understanding as to what the costs are going to be.

I cited in my previous remarks a study; I have architectural drawings; I have estimations from consulting engineers, hospital administrators, as to what the expenses will be. And you want to pass a resolution now; you don't know how much the land's going to cost to take care of it; you don't know what the operating expenses are going to be; you don't have a clue; but, I suppose, politically it'll sound real terrific.

"So, I'll really be interested to come back to the Legislature and find out how much in the end we're going to pay. We tried, those of us who supported the opposite position, to come up with facts and figures. We always had to do it. We were always the one who had to on our own come up with it, and we tried to do it in good faith, and did present it.

"But as far as this resolution is concerned, it doesn't make any difference. So, what we're going to do is turn over the land, and I presume I have to fill in the channel...I don't know what that's going to cost...otherwise somebody might trip and fall catching a fly ball. We don't know any of those things, but we're going to pass it anyway, apparently. That's the desire. I just want to indicate I do not see the passage of this resolution as any triumph of planning, any triumph of logic, any triumph of good legislative sense for such political capital as may be made out of it; carry on, and all, well and good. But under other circumstances, Mr. President, I do not think that you would find people in this Legislature acquiescing so complacently to a sense of the Legislature in terms of its policy directions without a much more clear understanding of the cost and the benefits involved. I will, however, try to remember in the future, if I have something that appeals to me, and I hope others will remember the same, if I don't quite happen to understand how much it's going to cost, if I don't quite happen to know exactly how it's going to work, I hope no one will hold it against me, and vote for it as well."

Senator Cayetano then remarked: "Mr. President, I don't know whether I should rise on a point of personal privilege because I feel aggrieved. I guess I'll just make my statements in support of the resolution. I find it offensive that the previous speaker with whom I've had a long relationship..."

At 1:05 o'clock p.m., the Senate

stood in recess subject to the call of the Chair.

The Senate reconvened at 1:07 o'clock p.m.

Senator Cayetano rose again and stated:

"Mr. President, I take exception to the remarks of the previous speaker. I'm rising to speak in favor of the resolution. It's too darn bad, you know, that we have short memories here. I may not have shed as much blood on this issue as the previous speaker, but I supported him throughout most of the time that blood was being shed, and some of it was mine. For him now to come and impugn the motives of the authors of this resolution or those who support the resolution...you talk about political capitalism, that's the height of it, if you ask me.

"The resolution was introduced in good faith. The motive of the resolution was to provide benefits to a certain segment of the community. That was the motivation. An amendment was offered; it was defeated. Arguments were made in good faith. All of us here have been on the other side of issues; we've opposed each other on different kinds of issues. I realize that this is an emotional issue for the previous speaker. I shared many nights with him, long hours with him, discussing this particular issue. I know how it cuts into him. But there is no justification for his remarks.

"Don't question my motives or the motives of the authors of this resolution. I've stated in my remarks on this floor that no one in this Senate has to apologize for the position that they have taken pro or con on this bill because it was this Senate which fought the fight of the Hale Mohalu patients. We don't have to apologize for this. I just want to see things come to an end. And if the previous speaker doesn't understand that, then, it's unfortunate."

Senator Abercrombie replied: "Mr. President, I take exception to those remarks. The previous speaker should know quite well, if he cared to listen to them, it had nothing to do with the question of motivation. It has everything to do with the question of content. Can that resolution stand up on the question of content, and the contents..."

Senator Cayetano interjected: "Ah, baloney, I can understand the English

language..."

At this time, Senator Toguchi requested a recess and the Chair remarked: "Can we allow the speaker to continue. The Chair will make the determination on his remarks. Senator Abercrombie, will you continue?"

Senator Abercrombie continued: "Mr. President, the previous speaker can make up his own mind about motives. The question is of content. The previous speaker can make up his mind about position. I understand quite well what the position is. I said it and I'll say it again. You can justify it politically, fine, go ahead and do it. But in terms of whether or not this resolution contains the kind of information that is routinely expected in any kind of decision with respect to expenditures in the state, routinely expected in committees which the previous speaker has held, whether as a chairman or member, I would like to see it. It doesn't exist in this resolution. That's not my fault. I didn't put the resolution together.

"I don't apologize, either, for anybody's position that was taken here, and I don't think that has to take place. But I most certainly will question whether or not this resolution can stand any kind of scrutiny with respect to the points that I made about it. I've got every right to say it; I don't apologize for it. I've had to withstand that kind of scrutiny...the previous speaker has...on virtually every other kind of bill or resolutions that come here, we have to do the same thing.

"To take a position is not the same thing as to be able to explain why you're doing it and how you're doing it and what the implications are going to be. Even Governor Burns said that at one time. It's not taking a position; it's the question of whether it can be justified on the basis upon which the position is being voted. That's the argument being made against voting for the resolution. You want to put it on another basis, you can do that. It still won't change the fact that there's not an iota of substance in terms of being able to turn into any kind of reality the sentiments that are expressed in the resolution."

At 1:10 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:14

o'clock p.m.

Senator Cayetano rose and stated: "Mr. President, I think in the next session we should make an appropriation for instant replay so that we can, when we have doubts about what we said, turn the tape back so we can see and hear what we said, because sometimes I think some of us say things that we don't really...we may not listen to what we say. I'm going to bring this thing to a head. Senator Soares has invited us, Senator Toguchi and myself, to run today, so we'll be there, Buddy. Thank you."

The Chair inquired: "Any further discussion on the resolution?"

On motion by Senator Kuroda, seconded by Senator Aki and carried, Stand. Com. Rep. No. 747-84 was adopted, and Roll Call vote having been requested, H.C.R. 110, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO LEASE THE FORMER HALE MOHALU SITE TO AN ELEMOSYNARY ORGANIZATION FOR YOUTH ATHLETIC AND RECREATION ACTIVITIES," was adopted on the following showing of Ayes and Noes:

Ayes, 18. Noes, 7 (Abercrombie, Aki, Carpenter, Fernandes Salling, Kawasaki, Machida and Toguchi).

RECONSIDERATION OF ACTIONS TAKEN

Conference Committee Report No. 52-84 (House Bill No. 2203-84, H.D. 2, S.D. 1, C.D. 1):

Senator Cobb moved that the Senate reconsider its action taken on April 16, 1984 on Conf. Com. Rep. No. 52-84 on House Bill No. 2203-84, H.D. 2, S.D. 1, C.D. 1, seconded by Senator Soares and carried.

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 52-84 and H.B. No. 2203-84, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," were recommitted to the Committee on Conference.

Senate Bill No. 1841-84, S.D. 2, H.D. 2:

Senator Yamasaki moved that the Senate reconsider its action taken on April 5, 1984 on S.B. No. 1841-84, S.D. 2, H.D. 2, seconded by Senator B. Kobayashi.

Senator Yamasaki then explained as follows: "Mr. President, the House amendments to the retirement system requires the Board of Trustees to submit their report on the comparison of the investment performance and funded ratio of the state system with other jurisdictions. And this is covered in Chapter 88-103."

The motion to reconsider the action was put by the Chair and carried.

On motion by Senator Yamasaki, seconded by Senator B. Kobayashi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1841-84, S.D. 2, and S.B. No. 1841-84, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was placed on the calendar for Final Reading on Wednesday, April 18, 1984.

Senate Bill No. 2209-84, S.D. 2, H.D. 2:

Senator Yamasaki moved that the Senate reconsider its action taken on April 5, 1984 on S.B. No. 2209-84, S.D. 2, H.D. 2, seconded by Senator B. Kobayashi.

Senator Yamasaki explained as follows: "Mr. President, the House made some amendments which are minor. However, there's one section which does not permit the use of state funds for salary increases unless approved by the director of the expending agencies."

The motion to consider the action was put by the Chair and carried.

On motion by Senator Yamasaki, seconded by Senator B. Kobayashi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2209-84, S.D. 2, and S.B. No. 2209-84, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE," was placed on the calendar for Final Reading on Wednesday, April 18, 1984.

Senate Bill No. 2119-84, S.D. 2, H.D. 2:

Senator Yamasaki moved that the Senate reconsider its action taken on April 5, 1984 on S.B. No. 2119-84, S.D. 2, H.D. 2, seconded by Senator B. Kobayashi.

Senator Yamasaki explained as follows: "Mr. President, the House merely provided for a study commission on the issue of comparable

worth. Also, it added to the composition of the commission the administrative director of the courts and also the affirmative action director, and it also provides for a preliminary report in 1985 and a final report in 1986."

The motion to reconsider the action was put by the Chair and carried.

On motion by Senator Yamasaki, seconded by Senator B. Kobayashi and carried, the Senate agreed to the amendments proposed by the House to S.B. 2119-84, S.D. 2, and S.B. No. 2119-84, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMPARABLE WORTH," was placed on the calendar for Final Reading on Wednesday, April 18, 1984.

Senate Bill No. 2180-84, H.D. 1:

Senator Aki moved that the Senate reconsider its action taken on April 5, 1984 on S.B. No. 2180-84, H.D. 1, seconded by Senator Hagino.

Senator Aki explained as follows: "Mr. President, the House made two amendments. The first amendment was to clarify that when we subdivide lots, we will do it only one time; and secondly, the House amendment dropped the \$100,000 exemption to \$65,000."

The motion to reconsider the action was put by the Chair and carried.

On motion by Senator Aki, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2180-84 and S.B. No. 2180-84, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," was placed on the calendar for Final Reading on Wednesday, April 18, 1984.

At this time, Senator Yamasaki stated as follows:

"Mr. President, I'd like to state that because we have the operating budget back now, the Ways and Means Committee will have available for review by the Senators a copy of the worksheet display during the 48-hour period."

Senator Kuroda, chairman of the Committee on Tourism, then requested a waiver of the 48-hour Notice of a Public Hearing for House Concurrent Resolution No. 144 on the agenda of the Senate Tourism Committee's hearing notice for Tuesday, April 17, 1984, and the President granted the

waiver.

Senator Chang, chairman of the Committee on Judiciary, then requested a waiver of the 48-hour Notice of a Public Hearing for House Concurrent Resolution No. 7 on the agenda of the Senate Judiciary Committee's hearing notice for Wednesday, April 18, 1984, and the President granted the waiver.

At 1:22 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:26 o'clock p.m.

CONFERENCE COMMITTEE REPORT

Senator Yamasaki, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1640-84, H.D. 1, presented a report (Conf. Com. Rep. No. 77-84) recommending that H.B. No. 1640-84, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 77-84 and H.B. No. 1640-84, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE FISCAL BIENNIUM JULY 1, 1983 TO JUNE 30, 1985," was deferred for a period of 48 hours.

At this time, the Chair made the following announcement:

"The Chair would like to inform the members of the Senate that the budget bill was officially received by the Senate Clerk at 11:16 o'clock a.m., and copies have been, as I am told, placed on your desks.

"Secondly, the Chair has been advised that the House may disagree on three of the function plan resolutions. In anticipation of such disagreement, the Chair will appoint conferees on behalf of the Senate and would like to request that members stand by, subject to call."

APPOINTMENT OF CONFEREES

House Concurrent Resolution No. 19, H.D. 1 (S.D. 2):

The President appointed Senators Aki, Chairman, Hagino, Fernandes Salling, Solomon, Chang, A. Kobayashi and Henderson as Managers on the part of the Senate at such conference to be held for the

consideration of amendments made by the Senate to H.C.R. No. 19, H.D. 1.

At 1:27 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:30 o'clock p.m.

House Concurrent Resolution No. 20, H.D. 1 (S.D. 2):

The President appointed Senators Aki, Chairman, Solomon, Abercrombie, Toguchi and A. Kobayashi as Managers on the part of the Senate at such conference to be held for the consideration of amendments made by the Senate to H.C.R. No. 20, H.D. 1.

House Concurrent Resolution No. 26, H.D. 1 (S.D. 2):

The President appointed Senators Aki, Chairman, Kuroda and A. Kobayashi as Managers on the part of the Senate at such conference to be held for the consideration of amendments made by the Senate to H.C.R. No. 26, H.D. 1.

CONFERENCE COMMITTEE REPORTS

On motion by Senator Cobb, seconded by Senator Soares and carried unanimously, the Senate suspended Rule 30 of the Senate Rules to authorize the Senate Clerk to receive conference committee reports prior to midnight. In consequence thereof, subsequent to its recessing at 1:32 o'clock p.m., and, in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on the following bills and conference committee reports was deferred for a period of 48 hours:

Conf. Com. Rep. No. 78-84 and House Bill No. 1751-84, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SHARING OCCUPATIONAL AND CAREER INFORMATION";

Conf. Com. Rep. No. 79-84 and House Bill No. 654, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ACQUISITION OF VOTING STOCK BY FOREIGN INVESTORS";

Conf. Com. Rep. No. 80-84 and H.B. No. 2203-84, H.D. 2, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES";

Conf. Com. Rep. No. 81-84 and

S.B. No. 1846-84, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS";

Conf. Com. Rep. No. 82-84 and H.B. No. 2092-84, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY";

Conf. Com. Rep. No. 83-84 and H.B. No. 2320-84, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CRIME COMMISSION";

Conf. Com. Rep. No. 84-84 and H.B. No. 1956-84, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES HEALTH FUND";

Conf. Com. Rep. No. 85-84 and H.B. No. 2402-84, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC";

Conf. Com. Rep. No. 86-84 and H.B. No. 1906-84, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL ACTIVITIES";

Conf. Com. Rep. No. 87-84 and S.B. No. 20, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT FOR GOODS AND SERVICES";

Conf. Com. Rep. No. 88-84 and S.B. No. 2125-84, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENSIONER'S BONUS";

Conf. Com. Rep. No. 89-84 and S.B. No. 878, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII PUBLIC EMPLOYEES HEALTH FUND";

Conf. Com. Rep. No. 90-84 and S.B. No. 1709-84, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR";

Conf. Com. Rep. No. 91-84 and H.B. No. 1874, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS";

Conf. Com. Rep. No. 92-84 and S.B. No. 1788-84, S.D. 1, H.D. 1,

C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND EXPENDITURE CEILING"; and

Conf. Com. Rep. No. 93-84 and H.B. No. 2151, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE HIGHWAY FUND."

STANDING COMMITTEE REPORTS

On motion by Senator Cobb, seconded by Senator Soars and carried unanimously, the Senate suspended Rule 30 of the Senate Rules to authorize the Senate Clerk to receive standing committee reports prior to midnight. In consequence thereof, and subsequent to its recessing at 1:32 o'clock p.m., the Senate took the following action on the following bills, resolutions, Governor's messages on appointments to boards and commissions, and standing committee reports:

Standing Committee Report No. 825-84 recommending that the Senate advise and consent to the nominations of Victor K. Punua and Gabe K. Kilakalua, Jr. to the Civil Defense Advisory Council, in accordance with Governor's Message No. 149 and 250 was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 826-84 and Senate Resolution No. 38, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF REGENTS AND THE UNIVERSITY OF HAWAII TO SUBMIT A COMPREHENSIVE REPORT ON ITS ASSESSMENT OF THE NEED AND SUBSEQUENT IMPACT OF ADOPTING AND IMPLEMENTING MORE RIGOROUS STANDARDS FOR ADMISSION," was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 827-84 recommending that the Senate consent to the nomination of Richard R. Komo, as Judge to the Circuit Court of the Second 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. 316, was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 828-84 recommending that the Senate advise and consent to the nomination of Allan R. Kunimoto, M.D. and Quinton L. Uy, M.D. to the Medical Advisory Board, in accordance with

Governor's Message No. 298, was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 829-84 recommending that the Senate advise and consent to the nomination of Edwin K. Hayashi to the Stadium Authority, in accordance with Governor's Message No. 184, was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 830-84 recommending that the Senate advise and consent to the nominations of the following:

George S. Fujii to the Advisory Committee on Agricultural Products, in accordance with Governor's Message No. 123;

Michael Goldstein to the Advisory Committee on Flowers and Foliage, in accordance with Governor's Message No. 124;

Asher K. Ota and Melvin Miranda to the Advisory Committee on Pesticides, in accordance with Governor's Message No. 125;

Ralph S. Yagi to the Board of Agriculture, in accordance with Governor's Message No. 201;

Mamoru Shimizu to the Advisory Committee on Agricultural Products, in accordance with Governor's Message No. 202; and

James Philip Barr and Calvin H. Oda to the Advisory Committee on Pesticides, in accordance with Governor's Message No. 217,

was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 831-84 was received and House Bill No. 1702-84, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF DEALERS IN FARM PRODUCE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 18, 1984.

Standing Committee Report No. 832-84 was received and House Bill No. 1760-84, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF IMPROVEMENT DISTRICT BONDS FOR HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was placed on the calendar for Third

Reading on Wednesday, April 18, 1984.

Standing Committee Report No. 833-84 and House Bill No. 2021-84, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," was placed on the calendar for Third Reading on Wednesday, April 18, 1984.

Standing Committee Report No. 834-84 and House Bill No. 2230-84, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," was placed on the calendar for Third Reading on Wednesday, April 18, 1984.

Standing Committee Report No. 835-84 and House Bill No. 2409-84, H.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR THE POHAI NANI GOOD SAMARITAN KAUHALE HEALTH CARE FACILITY FOR THE ELDERLY," was placed on the calendar for Third Reading on Wednesday, April 18, 1984.

Stand Com. Rep. No. 836-84 and Senate Resolution No. 147, S.D. 1, entitled: "SENATE RESOLUTION RELATING TO THE ESTABLISHMENT OF A COMMISSION TO REVIEW CHAPTER 326, HAWAII REVISED STATUTES, RELATING TO HANSEN'S DISEASE, AND RULES AND REGULATIONS OF PUBLIC HEALTH POLICY APPERTAINING TO HANSEN'S DISEASE," was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 837-84 and Senate Resolution No. 148, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF MEDICAL EXAMINERS AND THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO PROVIDE FOR EFFECTIVE DISTRIBUTION OF THE STANDARDS ON INFORMED CONSENT FOR BREAST CANCER TREATMENT," was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 838-84 and House Concurrent Resolution No. 95, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO PESTICIDE AND TOXIC/HAZARDOUS CHEMICAL USAGE BY THE MILITARY AND OTHER FEDERAL AGENCIES," was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 839-84 and Senate Concurrent Resolution No. 108, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE ASSESSMENT OF IMPLEMENTING PROPOSED ADMINISTRATIVE RULES ON UNDERGROUND INJECTION CONTROL," was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 840-84 and Senate Resolution No. 129, S.D. 1, entitled: "SENATE RESOLUTION URGING THE ASSESSMENT OF IMPLEMENTING PROPOSED ADMINISTRATIVE RULES ON UNDERGROUND INJECTION CONTROL," was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 841-84 and Senate Concurrent Resolution No. 120, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO IDENTIFY AND ANALYZE THE NEED FOR LEGISLATION IN THE AREA OF CHILD AND ADULT PHYSICAL, SEXUAL, AND PSYCHOLOGICAL ABUSE, AND THE DEPARTMENT OF HEALTH, DIVISION OF MENTAL HEALTH, TO ADMINISTRATIVELY LINK EXISTING SERVICES IN A COMPREHENSIVE PLAN FOR NEEDS ASSESSMENT, PROGRAM PLANNING, RESOURCE ALLOCATION, IMPLEMENTATION, AND EVALUATION," was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 842-84 and Senate Resolution No. 150, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO IDENTIFY AND ANALYZE THE NEED FOR LEGISLATION IN THE AREA OF CHILD AND ADULT PHYSICAL, SEXUAL, AND PSYCHOLOGICAL ABUSE, AND THE DEPARTMENT OF

HEALTH, DIVISION OF MENTAL HEALTH, TO ADMINISTRATIVELY LINK EXISTING SERVICES IN A COMPREHENSIVE PLAN FOR NEEDS ASSESSMENT, PROGRAM PLANNING, RESOURCE ALLOCATION, IMPLEMENTATION, AND EVALUATION," was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 843-84 and Senate Concurrent Resolution No. 110, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN ASSESSMENT OF THE DEPARTMENT OF HEALTH'S ADMINISTRATIVE RULES ON PRIVATE WASTEWATER TREATMENT WORKS AND INDIVIDUAL TREATMENT SYSTEMS," was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 844-84 and Senate Resolution No. 131, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING AN ASSESSMENT OF THE DEPARTMENT OF HEALTH'S ADMINISTRATIVE RULES ON PRIVATE WASTEWATER TREATMENT WORKS AND INDIVIDUAL TREATMENT SYSTEMS," was placed on the calendar for further consideration on Wednesday, April 18, 1984.

Standing Committee Report No. 845-84 and Senate Concurrent Resolution No. 119, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ESTABLISHMENT OF SENIOR CASE MANAGEMENT COORDINATION PROJECTS FOR THE ISLAND OF MAUI," was placed on the calendar for further consideration on Wednesday, April 18, 1984.

ADJOURNMENT

At 12:00 o'clock midnight, the Senate adjourned until 11:30 o'clock a.m., Wednesday, April 18, 1984.