

THIRTY-EIGHTH DAY

Monday, March 18, 1985

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1985, convened at 11:40 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Z. Alexandria Berry, Pastor, United Church of Religious Science, after which the Roll was called showing all Senators present.

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

At 11:42 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:49 o'clock a.m.

SENATE CONCURRENT RESOLUTION

S.C.R. No. 35, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF AND A MORATORIUM ON THE CONSOLIDATION OF PUBLIC SCHOOLS," was offered by Senators Cobb, Hagino, George, Aki, A. Kobayashi, Hee, Toguchi, Henderson, Matsuura, Solomon and McMurdo, and was read by the Clerk.

By unanimous consent, S.C.R. No. 35 was referred to the Committee on Education.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 38 and 39) were read by the Clerk and were disposed of as follows:

S.R. No. 38, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF EDUCATION TO POSTPONE CLOSING KAUMAKANI SCHOOL UNTIL SEPTEMBER, 1986," was offered by Senator Fernandes Salling.

By unanimous consent, S.R. No. 38 was referred to the Committee on Education.

S.R. No. 39, entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF AND A MORATORIUM ON THE CONSOLIDATION OF PUBLIC SCHOOLS," was offered by Senators Cobb, Hagino, George, Aki, A. Kobayashi, Hee, Toguchi, Henderson, Matsuura, Solomon and McMurdo.

By unanimous consent, S.R. No. 39 was referred to the Committee on Education.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 716 (Gov. Msg. No. 142):

Senator Chang moved that Stand. Com. Rep. No. 716 be received and placed on file, seconded by Senator Cayetano and carried.

Senator Chang then moved that the Senate advise and consent to the nomination of Marc V. Oley to the Hawaii Paroling Authority, term to expire December 31, 1988, seconded by Senator Cayetano.

Senator Kawasaki spoke on the nomination as follows:

"Mr. President, on the word of Senator Cayetano, the vice chairman of the Judiciary Committee, who tells me the nominee is an outstanding man, I will, with reservation, vote for this man."

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

Ayes, 25. Noes, none.

RE-REFERRAL OF HOUSE BILL

The President made the following re-referral of a House bill:

House Bill Referred to:

No. 1000 Committee on Housing and Community Development

At 11:51 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

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

At this time, Senator B. Kobayashi, chairman of the Committee on Health, requested a waiver of the 48-hour notice of a Public Hearing on the following measure:

H.B. No. 166, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH,"

and the President granted the waiver.

At this time, Senator Aki, chairman of the Committee on Economic Development, requested a waiver of the 48-hour notice of a Public Hearing on the following measure:

H.B. No. 404, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS,"

and the President granted the waiver.

Senator Abercrombie rose on a point

of personal privilege and stated:

"Mr. President, Senator Toguchi and I had the privilege recently of speaking at the statewide Student Leadership Conference at Camp Erdman. One of the principal topics for discussion there was raising the drinking age from 18 to 21.

"Mr. President, I think you've addressed this group before and perhaps other individuals here on the Senate floor have as well. And if you have or they have, you know how seriously they take their business. They debate resolutions; they do their research; they listen to speakers on both sides of questions; and they vote just as we do. Inasmuch as these young people represent and are the most representative group in terms of leadership across the entire state, I think that their deliberations and the results of their deliberations are such that we would be well advised to pay attention to it.

"I'm pleased to say as someone who opposes raising the drinking age from 18 to 21 that these young people voted overwhelmingly against raising the drinking age, almost a 2 to 1 vote. And, as I say, this took it out of the realm of what was popular

and unpopular. I might say that the Attorney General was represented in the debate that I had there on the issue, very ably by Mr. Hayashi.

"I think that those young people did an outstanding job there, and I commend the results of that to the Judiciary Committee chairman's attention.

"Mr. President, I ask the members to take a look at today's Advertiser with respect to what is called the tot seat belt law and draw such conclusions that seem reasonable, with respect to how this law on raising the drinking age would operate in terms of whether accidents would really go down or whether they would rise. I think there are some analogies there in that story that would profit anyone who wants to make a decision on this issue to read. That's on page A-3 of today's Honolulu Advertiser. Thank you."

ADJOURNMENT

At 12:08 o'clock p.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, March 19, 1985.