

TWENTY-THIRD DAY

Monday, February 24, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:43 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Mr. Graeme McIntosh, Representative of the First Church of Christ Scientist, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Twenty-Second Day.

The following introductions were then made to the members of the Senate:

Senator A. Kobayashi introduced Dr. Rod McPhee, President of Punahou School, and remarked as follows:

"Dr. McPhee is here today to receive a Senate Certificate honoring Punahou School for its selection as one of the nation's exemplary private schools by the 1984-1985 Exemplary Private School Recognition Project.

"We in Hawaii are aware of the tradition of academic excellence which has long been associated with Punahou School and we congratulate the administration, faculty and students of this educational institution for meeting the rigorous criteria used in making the school selections."

Dr. McPhee rose to be recognized and was presented the Senate Certificate by Senator A. Kobayashi and a lei by Senator George.

Senator McMurdo then introduced the Reverend David P. Coon, Headmaster of Iolani School, and remarked as follows:

"Mr. President, Iolani School has also been chosen as one of the exemplary private schools for 1984-1985. Iolani School also has a long history of educational excellence and rigorous standards. The school was founded in 1863 by King Kamehameha and Queen Emma. It was originally an Anglican mission and in 1863 had thirty boarders. Today, it has approximately 1700 students and is now a co-ed school and serves grades kindergarten through the 12th."

The Reverend David Coon rose to be recognized and was presented the Senate Certificate and lei by Senator McMurdo.

At 11:46 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:50 o'clock a.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 196, transmitting a progress report of the Office of Community Services, prepared by the Planning and Evaluation Section, Department of Labor and Industrial Relations, pursuant to Act 305, SLH 1985, was read by the Clerk and was referred to the Committee on Labor and Employment.

HOUSE COMMUNICATION

Hse. Com. No. 13, transmitting House Concurrent Resolution No. 54 which was adopted by the House of Representatives on February 20, 1986, was read by the Clerk and was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 54, entitled: "HOUSE CONCURRENT RESOLUTION EXTENDING ALOHA TO THE SECOND BI-ANNUAL PACIFIC CONGRESS ON MARINE TECHNOLOGY," was adopted.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 17 and 18) were read by the Clerk and were disposed of as follows:

S.C.R. No. 17, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF ESTABLISHING MAGNET SCHOOLS," was offered by Senators Toguchi, Hee, Soares, Kuroda, Hagino, Kawasaki, Machida, Yamasaki, A. Kobayashi, Henderson, Cayetano, Solomon, B. Kobayashi and Abercrombie.

By unanimous consent, S.C.R. No. 17 was referred to the Committee on Education.

S.C.R. No. 18, entitled: "SENATE CONCURRENT RESOLUTION DESIGNATING THE WEEK OF MAY 18, 1986, AS TOURISM WEEK IN HAWAII," was offered by Senators Kuroda, Kawasaki, George, Soares, Mizuguchi, Fernandes Salling, Machida, Hagino, Yamasaki, B. Kobayashi, Matsuura, Hee, Chang, Cayetano, A. Kobayashi, Cobb, Henderson, Solomon, Young, Aki, Toguchi, McMurdo and Abercrombie.

On motion by Senator Kuroda, seconded by Senator Soares and carried, S.C.R. No. 18 was adopted.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 37 to

40) were read by the Clerk and were disposed of as follows:

S.R. No. 37, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO EXAMINE THE FEASIBILITY OF ADDING A HAWAIIAN STUDIES COMPLEMENT TO THE UNDERGRADUATE CORE REQUIREMENTS," was offered by Senators Holt, Machida, Henderson, Matsuura, Young, Cayetano, Chang, Mizuguchi, Yamasaki and Soares.

By unanimous consent, S.R. No. 37 was referred to the Committee on Higher Education.

S.R. No. 38, entitled: "SENATE RESOLUTION SUPPORTING PUBLIC SCHOOL TEACHERS," was offered by Senators Toguchi, Cayetano, Hee, Hagino, Solomon, A. Kobayashi, Soares, B. Kobayashi, Yamasaki, Kuroda, Matsuura, Fernandes Salling, Abercrombie, Machida, Cobb, Aki, George and Chang.

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

S.R. No. 39, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF ESTABLISHING MAGNET SCHOOLS," was offered by Senators Toguchi, Fernandes Salling, Soares, Kuroda, Hagino, Hee, Kawasaki, Matsuura, Yamasaki, Henderson, Cayetano, B. Kobayashi, A. Kobayashi, Machida, Abercrombie and Solomon.

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

S.R. No. 40, entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF UNLICENSED HALFWAY HOUSES AND A REVIEW AND STRENGTHENING OF HALFWAY HOUSE LICENSING REGULATIONS," was offered by Senators Young, Kuroda, Mizuguchi, Cayetano and Aki.

By unanimous consent, S.R. No. 40 was referred to the Committee on Health.

ORDER OF THE DAY

MATTER DEFERRED FROM FRIDAY, FEBRUARY 21, 1986

Senate Bill No. 92, S.D. 1, H.D. 1 (Hse. Com. No. 7):

By unanimous consent, action on S.B. No. 92, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL MARINE DEALERS," was deferred until Tuesday, February 25, 1986.

THIRD READING

Senate Bill No. 1678-86:

On motion by Senator Matsuura, seconded by Senator Aki and carried, S.B. No. 1678-86, entitled: "A BILL FOR AN ACT RELATING TO NOTIFICATION OF OWNERS OF PROPERTIES INCLUDED WITHIN AND ADJOINING AREAS BEING DESIGNATED GEOTHERMAL RESOURCE SUBZONES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1641-86:

Senator Solomon moved that S.B. No. 1641-86, having been read throughout, pass Third Reading, seconded by Senator Hagino.

Senator Hee then rose to inquire if the chairman of the Agriculture Committee would yield to a question. The Chair posed the question and Senator Solomon having replied in the affirmative, Senator Hee asked:

"Mr. President, just one question with regard to breeding of animals in quarantine. I'm wondering if this prohibits the Island of Molokai. Does this bill address the state quarantine station or the entire Island? If it means the Island of Molokai I think it would be practically impossible to regulate that kind of activity on the Island."

Senator Solomon answered:

"Mr. President, according to the testimony by the Department of Agriculture, this would be for the quarantine station."

Senator Hee thanked the Chair for the response.

The motion was put by the Chair and S.B. No. 1641-86, entitled: "A BILL FOR AN ACT RELATING TO BREEDING OF ANIMALS IN QUARANTINE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1647-86:

On motion by Senator Solomon, seconded by Senator Hagino and carried, S.B. No. 1647-86, entitled: "A BILL FOR AN ACT RELATING TO HARBORING MONGOOSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1643-86:

On motion by Senator Solomon, seconded by Senator Hagino and carried, S.B. No. 1643-86, entitled: "A BILL FOR AN ACT RELATING TO THE REPORTING OF ANIMAL DISEASES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1648-86:

On motion by Senator Solomon, seconded by Senator Hagino and carried, S.B. No. 1648-86, entitled: "A BILL FOR AN ACT RELATING TO COOPERATION WITH FEDERAL AUTHORITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1649-86:

On motion by Senator Solomon, seconded by Senator Hagino and carried, S.B. No. 1649-86, entitled: "A BILL FOR AN ACT RELATING TO DISPOSAL OF TUBERCULOUS ANIMALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1490-86, S.D. 1:

By unanimous consent, action on S.B. No. 1490-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMOKING IN PUBLIC PLACES," was deferred until Tuesday, February 25, 1986.

Senate Bill No. 1743-86:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, S.B. No. 1743-86, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL AUTHORIZATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1998-86, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, S.B. No. 1998-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1999-86:

On motion by Senator Yamasaki, seconded

by Senator Mizuguchi and carried, S.B. No. 1999-86, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1799-86, S.D. 1:

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, S.B. No. 1799-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY PENSION BOARDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1798-86, S.D. 1:

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, S.B. No. 1798-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE IMPROVEMENT DISTRICT REVOLVING FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1624-86:

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, S.B. No. 1624-86, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC CONTRACTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1840-86:

By unanimous consent, action on S.B. No. 1840-86, entitled: "A BILL FOR AN ACT RELATING TO LIMITING COMMERCIAL EXPLOITATION OF CRIME," was deferred until Tuesday, February 25, 1986.

At 11:56 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:58 o'clock a.m.

At this time, Senator Yamasaki, chairman of the Committee on Ways and Means, requested a waiver of the 48-hour Notice of a Public Hearing for the senate bills listed on the agenda of the Senate Ways and Means Committee's hearing notice for Wednesday, February 26, 1986, 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 on S.B. Nos. 1842-86, 2038-86 and 2515-86, and the President granted the waiver.

ADJOURNMENT

At 12:03 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, February 25, 1986.