

FIFTY-SIXTH DAY

Monday, April 14, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:44 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Mrs. Cheryl Wood, Representative, First Church of Christ Scientist, after which the Roll was called showing all Senators.

The President announced that he had read and approved the Journal of the Fifty-Fifth Day.

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

Senator Abercrombie introduced Mrs. Helena Kwock Chock, Mrs. Florence Wong and Mrs. Beauty Castillo of Helena's Hawaiian Food with the following remarks:

"Mr. President, I'm very pleased that on this last day of formal presentations on the floor that we are able to make one of such an appropriate nature and on such a happy occasion. I think, on the whole, it was unexpected by our recipients this morning and I'm very pleased to be able to have them here with us.

"Mr. President, I'm sure and other members of the Senate have had the good fortune over time to have a meal and share some fellowship, such as we share here in the Senate on a daily basis, at Helena's Hawaiian Food, a landmark in Kalihi for 40 years. As a matter of fact, they are celebrating this year their 40th year in business.

"It is a warm and friendly atmosphere and its good food has made it as popular a place as it has attracted a broad cross-section of Hawaii's people, including such luminaries as Jean Charlot whose original works ... for those of you who are interested in the fine arts bills and want to see what an original work of art is ... they can go to Helena's and see it. He has given some of his work to Helena's in honor of his affection for it.

"The food is justly famous for its fidelity to the best in authentic Hawaiian fare and the service shows pride in the Aloha spirit. Those 40 years of success can be attributed to the unflinching labor of Helena Kwock Chock and her faithful supporting staff which include Florence Wong and Beauty Castillo, all of whom on many, many days work a 16-hour and longer shift in order to be able to make Helena's what it has become. So, it's my great pleasure, on behalf of Senator Cayetano and myself and the rest of the members who have enjoyed themselves at Helena's, to present to you

now, Helena Kwock Chock, Florence Wong and Beauty Castillo."

The honorees rose to be recognized and were presented a koa-framed Senate Certificate by Senator Cayetano and leis by Senators Abercrombie, Hee and Holt.

Senator Abercrombie also introduced Helena's son Steven Chock and his wife Dale who were sitting in the gallery.

Senator Chang added:

"Mr. President, as vice president of the Gook Doo Sam Heong Society, I'd like to say that the Sam Heong villagers are particularly happy to share the Kwock family's achievement and, in particular, extend Helena good wishes on her 40th anniversary."

Senator Matsuura then introduced Mr. Edward J. Robello, acting director and general manager of Hawaii Public Television and remarked:

"Mr. President, on April 15, 1966, Hawaii Public Television, KHET, began transmitting its signals to residents of Leeward Honolulu, to most of Molokai and a few Windward Oahu areas. Today, 20 years later, 98 percent of the state can now receive signals sent out by this station. Hawaii Public Television had its humble beginnings at the University High multi-purpose building in Wist Hall. In 1969 it moved to its present location on Dole Street. In 1971 Hawaii Public Television began broadcasting in color and many people don't know it but Hawaii Public Television was the first station in Hawaii to be able to air same-day programming due to the installation of the satellite dish in 1978.

"Hawaii Public Television has been able to bring to Hawaii's viewing audience a wide variety of programming. It is the educational channel; it is the science channel; it is the culture and arts channel; it's the government and world affairs channel. It is a television station with great depth. It has also been able to produce a number of quality local productions and I would just like to mention a few: 'Body Talk,' 'Dialogue,' 'Capitol Spotlight,' 'Financial Fitness,' 'Spectrum,' 'Rice and Roses,' and now they will be producing another called, 'Damien.'

"Hawaii Television's acting director and general manager is Edward Robello. He had his humble beginnings in the field of television many years ago, when as a student at the university he began working as a part-time student production technician

at the station.

"On behalf of my Senate colleagues, I would like to congratulate you, Edward, and your staff of Hawaii Public Television, KHET, for 20 years of excellent service you have provided the community and we look forward to many, many more years of exceptional and outstanding programming. Thank you."

Mr. Robello rose to be recognized and was presented the congratulatory certificate by Senator Matsuura.

Senator Yamasaki, on behalf of Senators Machida and Solomon and himself, introduced Maui County Council Chairman Goro Hokama, Councilwoman Velma Santos, and Mrs. Gwen Yoshimi.

Senator Machida introduced a group of 12 students from various Maui high schools and their chaperones: Charmaine Tavares and Brian McKinnon.

At 11:55 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:09 o'clock p.m.

Senator Matsuura then introduced Representative Vincent J. Mesolella of Rhode Island.

Senator Holt introduced a classmate of Harvard University, an athlete and scholar, Mr. Mufi Hannemann.

Senator Hagino then introduced the vice principal of Waialua High School, Mr. Richard Anbe, and student, Brenda Barnis and said:

"Mr. President, Brenda returned from visiting the Capitol last month. She participated in the Close-Up Program which sends students to the Capitol to witness how our government works. It's appropriate that both of them are here today as Waialua is celebrating its 50th anniversary as a high school, and this week starts the opening of their week-long celebration. I'd like to express our wishes that they have a fine celebration for this week. Thank you."

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 342, transmitting the "Hawaii Fisheries Plan 1985," prepared by the Division of Aquatic Resources, Department of Land and Natural Resources, was read by the Clerk and was referred to the Committee on Economic Development.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 636 to 655) were

read by the Clerk and were disposed of as follows:

Hse. Com. No. 636, informing the Senate that the Speaker on April 10, 1986, added Representative Apo as co-chairman on the part of the House at the conference on House Bill No. 82, H.D. 1, S.D. 2, was placed on file.

Hse. Com. No. 637, informing the Senate that the Speaker on April 10, 1986, added Representatives Say and Shito as co-chairmen on the part of the House at the conference on House Bill No. 526, H.D. 1, S.D. 1, was placed on file.

Hse. Com. No. 638, informing the Senate that the Speaker on April 10, 1986, added Representative Tungpalan as co-chairman on the part of the House at the conference on House Bill No. 1898-86, H.D. 2, S.D. 1, was placed on file.

Hse. Com. No. 639, informing the Senate that the Speaker on April 10, 1986, added Representative Tungpalan as co-chairman on the part of the House at the conference on House Bill No. 2011-86, H.D. 1, S.D. 1, was placed on file.

Hse. Com. No. 640, informing the Senate that the Speaker on April 10, 1986, added Representative Shito as co-chairman on the part of the House at the conference on House Bill No. 2026-86, H.D. 1, S.D. 1, was placed on file.

Hse. Com. No. 641, informing the Senate that the Speaker on April 10, 1986, added Representative Kiyabu as co-chairman on the part of the House at the conference on House Bill No. 2246-86, H.D. 2, S.D. 1, was placed on file.

Hse. Com. 642, informing the Senate that the Speaker on April 10, 1986, added Representative Shito as co-chairman on the part of the House at the conference on House Bill No. 2495-86, H.D. 2, S.D. 1, was placed on file.

Hse. Com. No. 643, informing the Senate that the Speaker on April 10, 1986, added Representative Bunda as an additional manager on the part of the House at the conference on House Bill No. 2495-86, H.D. 2, S.D. 1, was placed on file.

Hse. Com. No. 644, informing the Senate that the Speaker on April 10, 1986, discharged Representative Nakata and added Representative Kihano as manager on the part of the House at the conference on Senate Bill No. 564, S.D. 2, H.D. 2, was placed on file.

Hse. Com. No. 645, informing the Senate that the Speaker on April 10, 1986, discharged the managers on the part of the

House to House Bill No. 1366, S.D. 1, was placed on file.

Hse. Com. No. 646, informing the Senate that the Speaker on April 10, 1986, discharged the managers on the part of the House to House Bill No. 1270, H.D. 1, S.D. 1, was placed on file.

Hse. Com. No. 647, informing the Senate that the Speaker on April 10, 1986, discharged the managers on the part of the House to House Bill No. 520, H.D. 1, S.D. 1, was placed on file.

Hse. Com. No. 648, transmitting House Concurrent Resolution No. 13 which was adopted by the House of Representatives on April 11, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 13, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FOREIGN TRADE ACTION PLAN," was deferred until Tuesday, April 15, 1986.

Hse. Com. No. 649, transmitting House Concurrent Resolution No. 22, H.D. 1, which was adopted by the House of Representatives on April 11, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 22, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DISPOSE, BY WAY OF AN EASEMENT, CERTAIN GOVERNMENT SUBMERGED LANDS AND LANDS BENEATH TIDAL WATERS FOR PURPOSE OF CONSTRUCTING CERTAIN OFFSHORE IMPROVEMENTS," was deferred until Tuesday, April 15, 1986.

Hse. Com. No. 650, transmitting House Concurrent Resolution No. 46 which was adopted by the House of Representatives on April 11, 1986, was placed on file.

By unanimous consent, H.C.R. No. 46, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A PROGRAM AND MANAGEMENT AUDIT OF STATE ENVIRONMENTAL PROTECTION PROGRAMS," was referred to the Committee on Legislative Management.

Hse. Com. No. 651, transmitting House Concurrent Resolution No. 63, H.D. 1, which was adopted by the House of Representatives on April 11, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 63, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION PROPOSING A SISTER STATE-PROVINCE RELATIONSHIP BETWEEN THE STATE OF HAWAII AND THE PROVINCE OF CHEJU,

REPUBLIC OF KOREA," was deferred until Tuesday, April 15, 1986.

Hse. Com. No. 652, transmitting House Concurrent Resolution No. 70 which was adopted by the House of Representatives on April 11, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 70, entitled: "HOUSE CONCURRENT RESOLUTION REGARDING THE APPLICATION OF SPECIAL PURPOSE REVENUE BOND PROCEEDS TO A WIND ENERGY FARM AT SOUTH POINT, COUNTY OF HAWAII," was deferred until Tuesday, April 15, 1986.

Hse. Com. No. 653, transmitting House Concurrent Resolution No. 79, H.D. 1, which was adopted by the House of Representatives on April 11, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 79, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DISPOSE, BY WAY OF AN EASEMENT, OF CERTAIN GOVERNMENT SUBMERGED LANDS AND LANDS BENEATH TIDAL WATERS FOR PURPOSES OF CONSTRUCTING CERTAIN OFFSHORE IMPROVEMENTS," was deferred until Tuesday, April 15, 1986.

Hse. Com. No. 654, transmitting House Concurrent Resolution No. 138 which was adopted by the House of Representatives on April 11, 1986, was placed on file.

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.C.R. No. 138, entitled: "HOUSE CONCURRENT RESOLUTION CONGRATULATING THE HAWAII FARM BUREAU FEDERATION AND REQUESTING THE GOVERNOR TO PROCLAIM THE WEEK OF JUNE 27 TO JULY 6 AS 'HAWAII AGRICULTURE WEEK,'" was adopted.

Hse. Com. No. 655, transmitting House Concurrent Resolution No. 157 which was adopted by the House of Representatives on April 11, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 157, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE USDA, ANIMAL AND PLANT HEALTH INSPECTION SERVICE TO EXPEDITE THE PENDING CHANGE IN REGULATIONS TO ALLOW SHARWIL VARIETY OF AVOCADO TO BE MOVED FROM HAWAII INTERSTATE," was deferred until Tuesday, April 15, 1986.

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on

Energy, presented a report (Stand. Com. Rep. No. 899-86) recommending that Senate Concurrent Resolution No. 33, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 33, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REGARDING THE APPLICATION OF SPECIAL PURPOSE REVENUE BOND PROCEEDS TO A WIND ENERGY FARM AT SOUTH POINT, COUNTY OF HAWAII," was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 900-86) recommending that Senate Resolution No. 61, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 61, S.D. 1, entitled: "SENATE RESOLUTION REGARDING THE APPLICATION OF SPECIAL PURPOSE REVENUE BOND PROCEEDS TO A WIND ENERGY FARM AT SOUTH POINT, COUNTY OF HAWAII," was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 901-86) recommending that Senate Concurrent Resolution No. 23 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 23, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT DEVELOP GUIDELINES FOR A PERMIT PROCESSING AND APPROVAL SYSTEM TO ASSIST GEOTHERMAL DEVELOPMENT," was adopted.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 902-86) recommending that Senate Resolution No. 45 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 45, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT DEVELOP GUIDELINES FOR A PERMIT PROCESSING AND APPROVAL SYSTEM TO ASSIST GEOTHERMAL DEVELOPMENT," was adopted.

Senator Matsuura, for the Committee on

Energy, presented a report (Stand. Com. Rep. No. 903-86) recommending that Senate Concurrent Resolution No. 72 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 72, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY TO ESTABLISH A MEANS OF SUBSIDIZING RE-REFINED USED MOTOR OIL TO ENCOURAGE ITS COLLECTION AND REUSE AS AN ENERGY GENERATING FUEL," was adopted.

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 904-86) recommending that the Senate advise and consent to the nominations of the following:

Robert M. Ota, Simon Schneiderman, Ph.D., and Brian K. Minaai to the Board of Directors, Research Corporation, University of Hawaii, in accordance with Gov. Msg. No. 258; and

Dennis T. Toyomura to the Board of Directors, Research Corporation, University of Hawaii, in accordance with Gov. Msg. No. 279.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 904-86 and Gov. Msg. Nos. 258 and 279 was deferred until Tuesday, April 15, 1986.

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 905-86) recommending that the Senate advise and consent to the nomination of Charles T. Akama to the Western Interstate Commission for Higher Education (WICHE), in accordance with Gov. Msg. No. 178.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 905-86 and Gov. Msg. No. 178 was deferred until Tuesday, April 15, 1986.

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 906-86) recommending that Senate Resolution No. 113 be referred to the Committee on Legislative Management.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 113, entitled: "SENATE RESOLUTION REQUESTING AN ASSESSMENT AND EVALUATION OF THE UNIVERSITY OF HAWAII'S ROLE IN THE STATE'S EFFORTS TO FULLY AND ACTIVELY PARTICIPATE IN THE AFFAIRS OF THE PACIFIC RIM," was referred to the Committee on Legislative Management.

Senator Solomon, for the Committee on

Agriculture, presented a report (Stand. Com. Rep. No. 907-86) recommending that House Bill No. 1989-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.B. No. 1989-86, entitled: "A BILL FOR AN ACT RELATING TO GLANDERS AND FARCY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 15, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 908-86) recommending that House Bill No. 1979-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.B. No. 1979-86, entitled: "A BILL FOR AN ACT RELATING TO NOTIFICATION OF ARRIVAL OF ANIMALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 15, 1986.

Senator Cobb, for the majority of the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 909-86) recommending that House Bill No. 2262-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.B. No. 2262-86, entitled: "A BILL FOR AN ACT RELATING TO WORKER'S COMPENSATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 15, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 910-86) recommending that the Senate advise and consent to the nominations of Fritz L. Klattenhoff, Marie Wunsch, Martha Hanako Luna Goo, Richard C. Lim, Barry Utsumi and Richard H. Oshiro, to the Consumer Advisory Council, in accordance with Gov. Msg. No. 317.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 910-86 and Gov. Msg. No. 317 was deferred until Tuesday, April 15, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 911-86) recommending that the Senate advise and consent to the nominations of the following:

Yoshiko I. Kano and Michele Y. Matsuo to

the Real Estate Commission, in accordance with Gov. Msg. No. 308;

Kataichi Ninomiya, George K. Nishimura and Stanely J. Shigemura to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, in accordance with Gov. Msg. No. 319; and

Yukio Takeya to the Real Estate Commission, to the Real Estate Commission, in accordance with Gov. Msg. No. 320.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 911-86 and Gov. Msg. Nos. 308, 319 and 320 was deferred until Tuesday, April 15, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 912-86) recommending that the Senate advise and consent to the nominations of the following:

Leighton Wong to the Motor Vehicle Industry Licensing Board, in accordance with Gov. Msg. No. 285; and

John Hirota to the Elevator Mechanics Licensing Board, in accordance with Gov. Msg. No. 295.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 912-86 and Gov. Msg. Nos. 285 and 295 was deferred until Tuesday, April 15, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 913-86) recommending that the Senate advise and consent to the nominations of the following:

Erlinda M. Cachola, M.D., and Russell W.O. Lum to the Board of Medical Examiners, in accordance with Gov. Msg. No. 284;

Laurie E. Furuya to the Board of Examiners in Naturopathy, in accordance with Gov. Msg. No. 296;

Mitsuru Fujimoto and Lawrence H. Dawson to the Board of Massage, in accordance with Gov. Msg. No. 306;

Deborah Merritt to the Board of Osteopathic Examiners, in accordance with Gov. Msg. No. 307; and

Bjarne N. Folling, D.V.M., to the Board of Veterinary Examiners, in accordance with Gov. Msg. No. 321.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 913-86 and Gov.

Msg. Nos. 284, 296, 306, 307 and 321 was deferred until Tuesday, April 15, 1986.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 914-86) recommending that Senate Resolution No. 67 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 67, entitled: "SENATE RESOLUTION REQUESTING THE CREATION OF A BLUE RIBBON COMMITTEE TO DETERMINE THE MOST APPROPRIATE SITE FOR THE KING KALAKAUA STATUE," was adopted.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 915-86) recommending that Senate Concurrent Resolution No. 32 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 32, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT FISH DEALERS REFRAIN FROM PURCHASING OR HANDLING AHI THAT WEIGHS LESS THAN THREE POUNDS," was adopted.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 916-86) recommending that Senate Resolution No. 60 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 60, entitled: "SENATE RESOLUTION REQUESTING THAT FISH DEALERS REFRAIN FROM PURCHASING OR HANDLING AHI THAT WEIGHS LESS THAN THREE POUNDS," was adopted.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 917-86) recommending that House Concurrent Resolution No. 14, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.C.R. No. 14, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE NEW OWNERS OF THE HAWAIIAN TUNA PACKERS CANNERY," was adopted.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 918-86) recommending that Senate Resolution No. 6 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 6, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO ESTABLISH SATELLITE REMOTE SENSING RECEIVING STATIONS IN HAWAII, GUAM AND MIDWAY," was adopted.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 919-86) recommending that Senate Concurrent Resolution No. 60 be adopted.

By unanimous consent, Stand. Com. Rep. No. 919-86 and S.C.R. No. 60, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DISPOSE BY WAY OF AN EASEMENT CERTAIN GOVERNMENT SUBMERGED LANDS AND LANDS BENEATH TIDAL WATERS FOR PURPOSES OF CONSTRUCTING CERTAIN OFFSHORE IMPROVEMENTS," were recommitted to the Committee on Economic Development.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 920-86) recommending that Senate Concurrent Resolution No. 44 be adopted.

By unanimous consent, Stand. Com. Rep. No. 920-86 and S.C.R. No. 44, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DISPOSE BY WAY OF AN EASEMENT CERTAIN GOVERNMENT SUBMERGED LANDS AND LANDS BENEATH TIDAL WATERS FOR PURPOSES OF CONSTRUCTING CERTAIN OFFSHORE IMPROVEMENTS," were recommitted to the Committee on Economic Development.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 921-86) recommending that Senate Concurrent Resolution No. 39, as amended in S.D. 1, be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 39, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF AN EMPLOYEE ASSISTANCE PROGRAM FOR STATE EMPLOYEES," was adopted.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 922-86) recommending that Senate Concurrent Resolution No. 56, as amended in S.D. 1, be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 56, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF MOLOKAI GENERAL HOSPITAL," was adopted.

ORDER OF THE DAY

FINAL READING

Senate Bill No. 1837-86, S.D. 1, H.D. 1:

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1837-86, S.D. 1, and S.B. No. 1837-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL USE OF BODIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Chang).

MATTERS DEFERRED FROM
FRIDAY, APRIL 11, 1986

THIRD READING

House Bill No. 1763-86, H.D. 1:

By unanimous consent, action on H.B. No. 1763-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL LOANS," was deferred until Tuesday, April 15, 1986.

ADVICE AND CONSENT

Stand. Com. Rep. No. 896-86 (Gov. Msg. Nos. 139, 144, 147, 231 148, 248, 249 and 251):

Senator Cobb moved that Stand. Com. Rep. No. 896-86 be received and placed on file, seconded by Senator B. Kobayashi and carried.

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

Walter A. Lichota, D.D.S., and Howard K. Miyamoto, D.D.S., to the Board of Dental Examiners, terms to expire June 30, 1990;

Marion L. Hanlon, M.D., to the Board of Medical Examiners, term to expire June 30, 1990;

Adele Mitchell, Dorothy Ann Park, Josephine Duvauchelle and Violet L. Nakamura to the State Board of Nursing, terms to expire June 30, 1989;

Linda R. Conboy to the State Board of

Nursing, term to expire June 30, 1987;

Janet M. Hirata and Clifford E. Miller Jr. to the Board of Examiners of Nursing Home Administrators, terms to expire June 30, 1990;

Verna Hanashiro to the Board of Nursing Home Administrators, term to expire June 30, 1989;

Kalli S. Malley and Todd Kiyoshi Inafuku to the Board of Pharmacy, terms to expire June 30, 1990; and

Albert H. Ornellas to the Board of Veterinary Examiners, term to expire June 30, 1990,

seconded by Senator B. Kobayashi.

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

Ayes, 24. Noes, none. Excused, 1 (Chang).

Stand. Com. Rep. No. 897-86 (Gov. Msg. No. 304):

Senator Yamasaki moved that Stand. Com. Rep. No. 897-86 be received and placed on file, seconded by Senator Mizuguchi and carried.

Senator Yamasaki then moved that the Senate advise and consent to the nomination of Robert F. Maynard to the Board of Taxation Review, First Taxation District (Oahu), term to expire June 30, 1990, seconded by Senator Mizuguchi.

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

Ayes, 24. Noes, none. Excused, 1 (Chang).

MATTER DEFERRED FROM
FRIDAY, APRIL 11, 1986

S.C.R. No. 18, H.D. 1 (Hse. Com. No. 592):

Senator Kuroda moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 18, seconded by Senator McMurdo.

Senator Kuroda explained:

"Mr. President, the House has added some phrases and words to recognize participation by employees, and designated certain types of employees like hotel and restaurant personnel. The House also included words to recognize the human and spiritual feelings associated with Hawaii tourism. Thank you."

On motion by Senator Kuroda, seconded

by Senator McMurdo and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 18, and S.C.R. No. 18, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION DESIGNATING THE WEEK OF MAY 18, 1986, AS TOURISM WEEK IN HAWAII," was adopted.

At 12:16 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:18 o'clock p.m.

RECONSIDERATION OF ACTION TAKEN

Senate Bill No. 310, S.D. 1, H.D. 1:

Senator Cayetano moved that the Senate reconsider its action taken to disagree on S.B. No. 310, S.D. 1, H.D. 1, seconded by Senator Toguchi and carried.

Senator Cayetano then explained:

"Mr. President, the reason for the motion to reconsider and now for the motion to accept is that the Senate and House conferees have reached an impasse and it is our feeling and belief that it is better to have the House amendments than no bill at all on this particular issue."

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 310, S.D. 1, and that S.B. No. 310, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECONSTRUCTED VEHICLES," was placed on the calendar for Final Reading on Tuesday, April 15, 1986.

At this time, Senator Toguchi, chairman of the Committee on Education, requested a waiver of the 48-hour Notice of a Public Hearing on S.R. No. 190, and the President granted the waiver.

RECONSIDERATION OF ACTION TAKEN

Senate Bill No. 934, S.D. 2, H.D. 2:

Senator Yamasaki moved that the Senate reconsider its action taken to disagree on S.B. No. 934, S.D. 2, H.D. 2, seconded by Senator Mizuguchi and carried.

Senator Yamasaki explained:

"Mr. President, the House amended page 1, line 15, to page 2, line 1, stating that 'the supreme court of the State of Hawaii shall adopt, amend, and repeal rules relating to the processing of land court documents and instruments.'

"Also, on page 24, line 18, of the bill,

when the filing of notice of appeal is made, the cost of it is \$30 instead of the \$1.00 that we had proposed in the Senate draft."

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 934, S.D. 2, and that S.B. No. 934, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT REGISTRATION," was placed on the calendar for Final Reading on Tuesday, April 15, 1986.

Senator Cayetano, for the chairman of the Committee on Judiciary, requested a waiver of the 48-hour Notice of a Public Hearing on Gov. Msg. Nos. 327 and 315, and the President granted the waiver.

Senator Holt, at this time, introduced to the members of the Senate Mr. Marvin Wong, a former state racketball champion.

Senator Kawasaki then rose to remark:

"Mr. President, I'm rising on two points of order, I suppose, one on a point of personal privilege as well as a point of inquiry, if I may.

"Mr. President, one of the very prominent platforms in the Senate Majority's program for this session was our concern about the high cost of medical care, particularly for that segment of our population who can't afford to pay the high cost of medical care that's imposed upon them today — the senior citizens. And, because we have this concern of the high cost of medical care which is such a onerous burden on all citizens, not only the senior citizens, we have some very specific programs including resolutions to inquire into the reasons for some of the high costs.

"Two years ago I submitted to this body, a Senate resolution asking for an audit of two representative private hospitals, the Kuakini Hospital and the Queen's Hospital. In the case of Queen's Hospital, particularly, they've had tremendous help from the Legislature, as a matter of fact. To be specific, we authorized their floating of some \$105 million of non-taxable bonds so that they could raise the money to finance their expansion. Now, by their own admission, the Queen's Hospital testimony says that because we did this to help them they're going to save over the life of those bonds — \$94 million. This is a tremendous amount of money.

"They came to us to ask for this help on the grounds that these savings that they are going to accomplish as a result of non-taxable revenue bonds (which, incidentally, denies the state Tax Office sizeable revenues, as well as the Internal Revenue sizeable revenues) they were going

to pass on these savings to the ultimate consumer, the patients of these hospitals. Well, in examining the room rates and the medical charges at Queen's Hospital, in this case, I find that there apparently seem to be no reduction of their fees.

"I find, for example, their intensive care unit daily cost, daily cost to their patients is approximately \$735 a day. As a consequence, a lot of old people, financially, are being wiped out. Their lifetime savings are just demolished. Young couples caring, as they probably should, for their parents in their elderly years, when their parents are confined in these hospitals, they get wiped out financially. As a consequence, I introduced a resolution asking for a financial audit to help the two hospitals find out what it is in their financial operation, in their cash flow, in their expansion plans ... what it is that requires them to charge these kinds of fees. I don't think they're quite justified, but in order to be fair to them I introduced a resolution asking for an audit.

"Only today, we unanimously passed, by a unanimous vote, a resolution asking properly, for a financial audit of the Molokai Hospital, a state hospital. It was quite interesting that with much alacrity, the chairman of the Senate Health Committee went to Molokai to hold a hearing to find out the justification for an audit of the Molokai General Hospital. And today, as I said, at the recommendation of the chairman of the Health Committee we passed by unanimous vote, a resolution asking for an audit. I'm at loss to find out why the same chairman has been stonewalling this resolution asking for an audit of the Queen's Hospital.

"My question then comes -- is it because he is a paid consultant to Queens Hospital? So far as I can determine, by a senior citizens' group very interested in this audit, checking into the records of the Ethics Commission, find that he has not deleted that information that he was a consultant to Queen's Hospital at a salary between \$10,000 and \$25,000 a year. There being no deletion, it appears to these senior groups that perhaps he is still a paid consultant. Is this one reason why the Queen's Hospital resolution is not coming out even for a public hearing?

"Now, this is the thing that we object to. This is the thing the senior citizens' group, the Kokua Council, is objecting to. Why do we not have a hearing? At least bring out the pros and cons for a need for an audit of Queen's Hospital.

"Now, I've had communications with people who voluntarily supplied me information, people who were formerly on the board of Queen's Hospital, very familiar

with the operations at that level. They tell me that an audit is very badly needed. Some of the information we may uncover may border on the scandalous. Now, I don't quite give much credence to this until we've had a hearing to find out whether these kinds of charges are justified. But in any case, I think certainly an audit is due.

"The point of inquiry I raise with the chairman of the Health Committee, first of all, is he still a paid consultant to Queen's Hospital? Secondly, an explanation of why he has told one representative of the seniors' council, what does Senator Kawasaki know about financial operations of Queen's Hospital. This was relayed to me. Well, I really don't know much about it, but I think it is because we don't know very much we should find out by means of an audit, as to what goes on there and whether there's a justification for some revamping of financial operations.

"If I were a director of Queen's Hospital or Kuakini Hospital, I'd welcome, I'd welcome an audit that is to be paid by the state Legislature because as a matter of course these institutions should have an external audit. This is sound management. The fact that they are vigorously, not only in this session but in past sessions, opposed to an audit raises suspicion in my mind.

"You know, we here in the Senate much to our credit, originated many financial audits -- the audit of HVB back in 1969, the audit of the Kohala Task Force projects, the audit of Habilitat, many audits which were very fruitful without an exception. Every audit that the Senate has instituted was very valuable and as a consequence most of these institutions that we audited no longer get state funds over and above what is known as 'purchase of service contracts.'

"In any case, the question that really bothers these representatives of senior citizen groups who suffer as a consequence of high medical costs wanted to know why a hearing was not held, why this particular resolution is being stonewalled, possibly by someone who's still on the payroll of Queen's Hospital. And these are two questions I'd like to direct to the chairman of the Health Committee, Bert Kobayashi."

The Chair, at this time, interjected:

"Mr. Chairman of the Health Committee, with reference to your private employment, you need not respond.

"With reference to your scheduling a hearing, I think it's a known fact here in the Senate that I have left that discretion to the chairman of the respective committees. However, if you care to answer that question, you may."

Senator B. Kobayashi rose on a point of personal privilege and responded:

"Mr. President, in response to the previous speaker, Mr. President, first of all I should state that I have had a contractual relationship with Queen's Hospital. I have at the present time no specific contractual relationship since there is a new management, a new president at Queen's Hospital. I've not made inquiries as to any new arrangements with Queen's Hospital since the new administration has taken hold there.

"In regard to the specific resolutions, you will recall that we have had in the past two years similar resolutions. These resolutions have been considered by myself and other committee chairmen. They have not been passed. You will also recall, two years ago we also had a bill which specifically gave SHPDA the responsibility to study high costs, including hospital costs. We gave money to SHPDA. SHPDA has come up with an interim report and will be coming up with the final report for the next legislative session. It's that report, supposedly, that will give us some clues as to how high health costs in the State of Hawaii might be addressed."

Senator Kawasaki continued:

"Mr. President, can I get a response as to what is his opinion in regard to possible management deficiencies over at Queen's Hospital. SHPDA, certainly, I don't think has the answers or the ability to answer this particular question. If Molokai General Hospital required an audit, can I ask the chairman whether Queen's Hospital should not have an audit?"

Senator B. Kobayashi responded:

"Mr. President, specifically, I don't know of any specific management problem at Queen's. If the former speaker has information regarding the need for an audit such as he mentioned coming from a former board member of Queen's, I'd be interested in knowing that information. That is new information which previously has not been passed on to me.

"About Molokai Hospital, Molokai Hospital is an unusual situation in which they get direct general fund monies from the State of Hawaii to the tune of a half-million dollars already for the fiscal biennium, and we are contemplating giving Molokai General Hospital additional monies beyond that for this budget session. These represent very large amounts of money for a relatively small operation.

"Also, Molokai Hospital represents an unusual situation in which there were some conflicts, it seems, between the community

and the board members which happens to be split in an awkward arrangement of five members to five members and one member as a tie breaker, as well as an arrangement which raised a number of questions with the private medical physicians operating on the Island of Molokai. And the purpose of the resolution was to address this unusual set of circumstances and I think that we have a context which is quite different here. In the case of the other hospitals, there is no general fund monies going to those hospitals."

Senator Hee then rose to remark:

"Mr. President, I rise on a point of personal privilege.

"In response to the previous two speakers, as the author of the resolution on the Molokai General Hospital, it was simply a document stated to respond to the concerns of the community.

"For example, Senator Kawasaki is asking for response from the community, from a constituency. Essentially, that is the same thing which happened with Molokai Hospital. I would say that the appropriation of a half million for each year of the biennium is an increase from \$363,000 to \$500,000, and this year they came in for \$220,000, reportedly for malpractice insurance premium increases. Now, there's some discrepancy on that from the doctors who have said that the \$220,000 so-called increase in malpractice premium is to hire more doctors, and thus effectively put the private clinicians out of business. If that's the case, I don't think that the Legislature has any intention of being a conspirator to put private physicians out of business.

"I think these are the kinds of questions which have arisen as a result of many different aspects of the community and so-called management, and that is the reason for an audit. If Queen's Hospital or for that matter any other hospital, if there are any allegations to any scandalous management of funds, I think that it's highly proper for this body to consider any kind of audit. I think the cost of an audit should be a second consideration with respect to doing the business with which we are elected to do."

Senator Kawasaki then continued:

"Mr. President, finally, do we ... let me pose this question to the chairman of the Health Committee.

"In view of the fact of our very specifically stating in our Senate Majority platform that we are indeed very concerned about the high cost of medical care, does it not seem consistent then that we at least hold a hearing? Perhaps the audit is not to

be voted upon but at least a hearing to give people who have concerns a chance to speak their minds whether an audit is needed of Queen's Hospital's affairs. This is the question that I have and specifically because we did help Queen's Hospital to a tremendous degree. Allowing them to save \$94 million during the life span of those bonds is a tremendous help. Yet, the daily intensive care unit cost at that hospital is the highest of any private hospital. This is a matter of record, and no wonder the senior citizens and people who get confined there for a few months and get devastated financially in the process, no wonder they are concerned that we do not examine what goes on at Queen's Hospital.

"Some of the management decisions, perhaps may not be financial scandals as such, but perhaps management decisions are not quite proper in the frame of reference that we use in this particular case. In any case, it seems to me the question to be posed to the chairman of the Health Committee is, don't you think that a public hearing at least is in order to give the private citizens who are concerned a chance to give their views at this hearing?"

Senator B. Kobayashi answered:

"Mr. President, the previous speaker's remarks suggest that I have not had a good deal of public discussion on this issue. I have met with the public citizens, in particular one of the senior citizen groups most involved in supporting this legislation and the author of the legislation. I've met with them a number of times including once earlier this session where they had approximately 20 individuals from the senior citizens' groups there, along with the chairman of the House Health Committee.

"We had asked on that occasion and on several other occasions for a specific suggestions as what might be alternatives that would be pursued and studied. We have asked for specific suggestions as to how an audit might be done, and we have received from the senior citizens' groups no specific suggestions except to resurrect a bill that had died twice in the House last year and the year before.

"Having gotten no responses to what the solutions might be or even what the directions for solutions might be, we then asked what specific kinds of information they would like to be developed in the public manner, and we have still not gotten good response as to how to approach this issue from a public information or public education point of view. In this regard, I think we have been or at least I think I have been fair in giving people an opportunity to make suggestions known to me but we have not had a very good set of suggestions presented. Thank you."

Senator Kawasaki continued:

"In response to the contribution just made by the chairman of the Health Committee, it's one thing to ask a group of senior citizens who do not have perhaps the technical capability to make specific suggestions, ask them to submit to a committee chairman a list of suggestions how to operate Queen's Hospital more efficiently with more integrity, but it's quite another thing to hold a public hearing to give the management of Queen's Hospital an opportunity to explain their posture. These are two different things.

"There seems to me an effort on the part of the chairman of the Health Committee, and generally I have never in my twenty years gotten into personality issues and I don't wish to do this here ... I've never questioned an employment status of any Senator, never in the twenty years I've been here; however, this is a special case where people, a population segment that is burdened by the high cost of medical care, very sincerely concerned about what was supposed to be some end-effect of our helping two institutions, in this case, Kuakini Hospital and Queen's Hospital. That intended effect hasn't happened, and this is the reason for their concern.

"Now, I also introduced another bill to ask the Department of Health to develop some regulations whereby each hospital, in the billing of patients when they're confined there, to provide in the billing, specific information regarding what the hospital room charges are. I have an example of a Kuakini Hospital billing given to me by one patient that shows all the different charges per day for their confinement, and included in this billing was a whole group, in some cases as much as a dozen charges categorized under the general category of 'floor supplies.' In one day's list, for example, some \$92 of items called 'floor supplies.'

"I introduced a bill asking the Health Department to develop regulations to require, to mandate, these hospitals to very specifically enumerate and specify what these 'floor supplies' are for. Again, so the patient can determine whether these charges are valid and they got that kind of service. Again, the hospital association through their spokesman, Mr. Snodgrass, I believe, opposed any kind of requirement such as this. So, I came to the conclusion that there is a conspiracy in this town by the hospital associations, the medical care providers, to provide the consuming public that have to pay, specific information that will help the consumer. And I think the vehicle through which they maintain this conspiracy is the posture assumed by the Health Committee and in this case the chairman of the Health Committee. This is

the reason why I bring this up because this gets to be a little more than personal. The general welfare of a suffering segment of the population is involved here and this is the reason why I insist on getting an answer as to whether the chairman will continue to stonewall, if you will, any legitimate objective inquiry into the operations of the hospital system here."

At 12:45 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:46 o'clock p.m.

The Chair, at this time, stated:

"It's the position of the Chair to support the position taken by the chairman of the Health Committee. As all of you know that is how I run the Senate. The chairman of the respective committees has discretion as to what they want to report out and what they don't.

"I don't mind this discussion but I think we have had enough discussion on the matter. The chairman has already indicated his reluctance to hear such a measure, and the Chair supports the chairman's position."

Senator B. Kobayashi then responded:

"Mr. President, a short response to the prior speaker.

"The bill in question regarding the detailing of hospital charges — that was heard in public hearing with adequate notice. The proponent of the bill, Senator Kawasaki, a member of my committee did not attend that public hearing. In that public hearing there was no support for the bill. In particular, the Department of Health indicated that they would have extreme difficulty in running their hospitals if such a requirement were made because they have lump sum billing. However, the Department of Health indicated they have the capacity and will sit down with all individuals to detail the individual charges, should any patient require detailing.

"Further testimony was presented saying that several hospitals including hospitals that run an HMO system, such as Kaiser, with lump sum billing do not have detailings as to what individual charges are. Those hospitals will have to develop an entirely new accounting and billing system. Those hospitals, however, indicated through representatives that they also will be willing to list individual specific charges for any patient who desires that information.

"So we had a number of people who have said that such information is available upon request, and there would be no need for a law that would require them to detail

information that would in effect increase their hospital charges by calling for an increase in personnel to do the accounting and billing system over again."

Senator Hee then said:

"Mr. President, rising on a point of personal privilege, this is a my last comment with respect to the discussion on the floor.

"When we talk about rise in cost and hospitals involved and the so-called purported effort to curtail costs, it's a fact among women at least because I have received letters as well as receipts of women who went to a particular operation which men are not privy to (if that's the correct word). Nonetheless, when women go through, and I suppose men in different kinds of operations, when they go through this procedure they are charged for instruments which are never used, instruments which are disposable and once the package is opened, they are never used. They are so-called emergency instruments and inasmuch as they've never been used the patient is charged for it, and because carriers such as HMSA pay for 80 percent, very little is said on behalf of the patient who is shafted the 20 percent.

"The questions being raised on the floor today call for not perhaps a specific hospital but the whole business of insurance and how the hospitals are using it to their advantage by creating, if you will, situations where the patient is put in a position to the degree that if these instruments were not there he might have died. Under those circumstances, pay your 20 percent; don't worry about the 80 percent because the carrier will pay it.

"But we all feel the jerk in the increase in premium and that's why we're dealing with this issue of tort reform. It, to a large degree, is a concocted crisis on behalf of many institutions and I don't think the hospitals are immune from this criticism, as are the insurance carriers. Thank you."

Senator Cayetano then remarked:

"Mr. President, I rise on a point of personal privilege.

"Mr. President, this is the 56th day, I knew the calm would not last.

"This is a very interesting discussion. Senator Abercrombie and I discussed this discussion during the recess and we just want to inform all of you that because it's becoming exciting, for example, Senator Holt told the governor a few things about a nominee to the Board of Regents recently, and because things are acting up again, Senator Abercrombie and I have decided

that we will run for reelection."

Senator Kawasaki then continued:

"Mr. President, in response to the chairman of the Health Committee, he's entirely correct in saying that I did not attend that hearing in which this bill about billing was held. I regret not being able to attend that particular committee hearing, particularly because of this bill that was on the agenda. For extenuating circumstances I could not attend. He's entirely correct. I had wished that I could attend that hearing.

"But, again, as I said, my question to him for the public record to be entered into the Senate Journal is, will he or will he not, just as long as he is chairman of the Health Committee, hold the hearing on an audit, an objective audit, of the operations of Queen's Hospital? That's the answer I want."

The Chair interjected:

"Mr. Chairman, again, (and the Chair will remind the good Senator from Kalihi) you need not answer the question if you choose not to."

Senator B. Kobayashi answered:

"Mr. President, I have not scheduled a hearing for the resolution in question and at this point I do not intend to."

Senator Kawasaki then said:

"Fine, that has answered my question."

ADJOURNMENT

At 12:57 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, April 15, 1986.